

ORDINANCE NO. 77-51

AN ORDINANCE AMENDING BLOOMINGTON
MUNICIPAL CODE TITLE 7, ENTITLED,
"ANIMALS"

WHEREAS, Indiana state law already covers large areas of animal control so the City of Bloomington is precluded from adopting ordinances on those areas, and

WHEREAS, the City is specifically empowered to legislate on animals by Indiana Code 18-1-1.5-7 in areas not already dealt with by state law, and

WHEREAS, the Animal Control Commission has prepared the following ordinance and recommends it to the Common Council of the City of Bloomington for passage,

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, THAT:

SECTION 1. That Title 7, Chapter 7.44 of the City Code of Bloomington, Indiana is repealed and re-enacted as follows:

CHAPTER 7.44
Rabies

7.44.010	Rabies Vaccination Required
7.44.120	Animals Biting Persons
7.44.030	Disposition of Exposed Animals
7.44.040	Duties of the Owner of a Suspect Animal
7.44.050	Euthanization of Stray Animals
7.44.060	Violations

7.44.010 Rabies Vaccination Required. It shall be unlawful to own or harbor a cat over the age of six (6) months without a valid rabies vaccination.

7.44.020 Animals Biting Persons. If an owned animal has bitten a person, the animal shall be impounded in the City Animal Shelter, Veterinary Hospital, or kennel of the owner's choice, at the owner's expense. This impoundment shall be for a period of fourteen (14) days in order to determine whether or not the animal has rabies. If the animal dies during the period it shall, at the owner's expense, be sent to the proper authorities to determine whether or not it was rabid.

7.44.030 Disposition of Exposed Animals. Any animal that has been bitten by an animal known to have rabies shall be confined for a period of six (6) months at the owner's expense or be destroyed.

7.44.040 Duties of the Owner of the Suspect Animal. It is unlawful for any owner knowing an animal to have rabies to allow such an animal to leave his premises, except to be taken to the City Animal Shelter. Every owner, upon ascertaining an animal is rabid, shall immediately notify the Senior Humane Officer or the appropriate law enforcement agency.

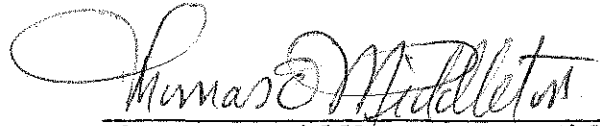
7.44.050 Euthanization of Stray Animals. If a stray animal has bitten a person it shall be confined in the City Animal Shelter for five (5) days only. At the end of the five day period, if unclaimed, the animal shall be euthanized, and its brain sent to the Indiana Department of Health Rabies Laboratory for diagnostic tests.

7.44.060 Violations. Unless otherwise provided for by State statute, persons who violate any provision of this Chapter shall be subject to a fine of up to one hundred dollars (\$100.00) for each offense.

SECTION 2, Severability. If any section, sentence or provision of this Ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Chapter are declared to be severable.


SECTION 3. This Ordinance shall be in full force and effect from and after its passage and signature in accordance with the law.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on the 4 day of August, 1977.

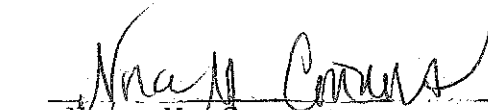


Thomas O Middleton, President
Bloomington Common Council


ATTEST:


Karel Dolnick, City Clerk

Presented by me to the Mayor of the City of Bloomington, upon the 5 day of August, 1977, at the hour of 11 o'clock a.m.


Nora M. Connors
Deputy City Clerk

This ordinance approved and signed by me this 8 day of August, 1977, at the hour of 1 o'clock p.m.


Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

Ordinance No. 77-51
To Amend Title 7 of the Bloomington Municipal
Entitled "Animals"

This ordinance changes the provisions of Title 7, Chapter 7.44 of the Bloomington Municipal Code, to give the owner of an animal that has bitten a person the option of having the animal impounded in the City Animal Shelter, Veterinary Hospital, or Kennel of the owner's choice. This ordinance also adds a provision for the Euthanization of stray animals that have bitten a person and remain unclaimed in the City Animal Shelter after a five day period and further raises the fine to up to \$100.00 for persons who violate any provisions of the Chapter.

I HEREBY MOVE THAT ORDINANCE # 77-51

BE INTRODUCED AND READ FOR FIRST READING BY TITLE

ONLY AT THE COUNCIL MEETING HELD ON July 21, 1977

R. W. DeCott

(Signature)