

ORDINANCE OF THE CITY OF BLOOMINGTON,
COUNTY OF MONROE, STATE OF INDIANA

ORDINANCE NO. 17, 1956

Ann Ordinance providing for the licensing of all dogs within the corporate limits of the City of Bloomington; prohibiting dogs from running at large within the corporate limits of the City of Bloomington during certain periods of time and under certain conditions; prohibiting horses, cows, calves, colts, goats or kids, or any other domestic animal from running at large or being pastured or staked out in the City of Bloomington, except as otherwise provided; authorizing the impounding and destruction of dogs and domestic animals; creating office of Humane Officer; providing for appointment of Humane Officer; providing a penalty, and repealing all other ordinances or parts of ordinances in conflict therewith.

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

Section 1: DEFINITION OF TERMS: as used in this Ordinance, unless the context otherwise indicates:

- (a) "Dog" shall be intended to mean both male and female.
- (b) "Owner" shall be intended to mean any person or persons, firm, association, or corporation owning, keeping or harboring a dog or domestic animal.
- (c) "At large" shall be intended to mean off the premises of the owner, and not under the control of the owner or a member of his immediate family, either by leash, cord, chain or otherwise.
- (d) "Humane Officer" - The officer in charge of the City of Bloomington Dog Pound.

Section 2: LICENSE FEES AND REGISTRATION REQUIRED: All dogs kept, harbored or maintained by their owners or agents in the City of Bloomington shall be licensed and registered if over Six (6) months of age. The annual license fee for dogs over Six (6) months of age shall be as follows:

Each male dog	\$2.00
Each female dog	\$4.00

Provided, that in accepting the application for license for a spayed dog, if there shall be a certificate from a licensed veterinary surgeon that said female dog has been previously spayed, the annual license fee shall be Two Dollars (\$2.00) for each female dog. Provided that any person presenting a current paid county dog tax license receipt shall receive credit for the same against said fees. At the time of making application for said license, the owner shall state in said application, on the printed form provided for such purpose, his name and address, the name, breed, color and sex of each dog kept by him. Upon the presentation of such application and tender of certificate of vaccination from a licensed veterinary and the fee provided herein, the Clerk-Treasurer of the City of Bloomington shall issue a license for such dog. The provisions of this section shall not apply to dogs brought into the city for the purpose of participating in any dog show, nor to "seeing eye" dogs properly trained to assist blind persons, when such dogs are actually being used for such show purpose or by blind persons for the purpose of aiding them in going from place to place.

Section 3. TAG AND COLLAR: Upon payment of the license fee, the Clerk-Treasurer shall issue to the owner a license certificate and a metallic tag for each dog so licensed. The shape of the tag shall be changed every year and shall have stamped thereon the year for which it was issued and the number corresponding with the number of the certificate. Every owner shall be required to pro-

vide each dog with a collar to which the license tag must be affixed, and shall see that the collar and tag are constantly worn. No person except the owner or his agent shall remove the said collar and license tag. In case a dog tax is lost or destroyed, a duplicate will be issued by the Clerk-Treasurer upon presentation of a receipt showing the payment of the license fee for the current year, and the payment of a twenty-five cent (25¢) fee for such duplicate. Dog tags shall not be transferable from one dog to another, and no refunds shall be made on any dog license fee because of death of the dog or the owner's leaving the City before expiration of the license period.

Section 4: UNLICENSED DOGS IMPOUNDED: It shall be unlawful for the owner of any dog to keep, harbor, or maintain any such dog unless licensed or registered as provided in this Ordinance, and it shall be the duty of the Humane Officer to impound all such dogs unlicensed found within the City of Bloomington.

Section 5: CONFINEMENT OF CERTAIN DOGS: No dog of fierce, dangerous or vicious propensities, and no female dog in heat, and no dog which habitually runs after or barks at persons or vehicles on the public streets, whether licensed or not, shall be allowed to run at large or upon the premises of one other than the owner. If any such dog is found running at large in violation of this provision, it shall be taken up and impounded and shall be released only after payment of the fees provided in Section 9; Provided, however, that if any dangerous, fierce, or vicious dog so found at large cannot be safely taken up and impounded, such dog may be slain by any policeman or Humane Officer or assistant.

Section 6: BARKING DOGS A NUISANCE: It shall be unlawful for any person to own or keep any dog which barks, whines or howls in such a manner as to disturb the peace and quiet of persons in the neighborhood. Upon the conviction of the owner, such dog may be impounded and destroyed.

Section 7: RUNNING AT LARGE PROHIBITED: No owner or keeper of any dog shall permit such dog to run at large if unlicensed.

Section 8: IMPOUNDING: The Humane Officer or assistant and every police officer is authorized to apprehend any dog found running at large contrary to the provisions of Sections 4, 5, 7, 11, or 12, and to impound such dog in the City pound or other suitable place. The Humane Officer or assistant, upon receiving any dog, shall make a complete registry entering the breed, color, and sex of such dog, whether licensed or not. If licensed, he shall enter the name and address of the owner and the number of the license tag. Licensed dogs shall be separated from unlicensed dogs.

Section 9. NOTICE TO OWNER AND REDEMPTION: Not later than twenty-four hours after the impounding of any dog, if practicable to do so, the owner shall be notified. The owner of any dog so impounded may reclaim such dog upon payment of the license fee, if unpaid, and of all costs and charges incurred by the City of Bloomington for impounding and maintenance of said dog. The following charges shall be paid to the Humane Officer:

- For impounding any dog \$3.00
- For keeping any dog (each day or part thereof) 0.50

Section 10: DISPOSITION OF UNCLAIMED DOGS: It shall be the duty of the Humane Officer to keep with proper care and maintenance all dogs so impounded for a period of one hundred twenty (120) hours. If, at the expiration of one hundred twenty (120) hours from the time of impoundment, such dog shall not have been redeemed, it may be destroyed.

Section 11: HYDROPHOBIA PROCLAMATION: Whenever it becomes necessary to safeguard the public from the dangers of hydrophobia the Mayor, upon recommendation of the City Health Officer, if he deems it necessary, shall issue a proclamation ordering every person owning or keeping a dog under leash or confined securely on his premises. Any dog running at large during the time of the

proclamation shall be seized and impounded, unless noticeably infected with rabies. All dogs so noticeably infected with rabies and displaying vicious propensities shall be killed by the Humane Officer without notice to the owner. All such dogs shall be sent to the State Board of Health for examination. Dogs impounded during the period of time covered by such proclamation shall, if claimed within five (5) days, be released to the owner, unless infected with rabies, upon payment of the impounding charges provided for in Section 9. If unclaimed after that period, such dog may be summarily destroyed or disposed of.

Section 12: RABIES -- NOTICE: If a dog is believed to have rabies and has bitten a person, such dog shall be impounded in the City pound or Veterinary Hospital and placed under observation for a period of two weeks, at the expense of the owner; if the dog in question dies within the observation period of two weeks, the dog shall, at the expense of the owner, be sent to the State Board of Health for examination for rabies.

If a dog is believed to have rabies, such dog shall be confined by a leash or chain on the owner's premises and shall be placed under the observation of a Veterinarian at the expense of the owner for a period of two weeks; or shall be removed from the owner's premises to a Veterinary hospital and there placed under observation for a period of two weeks at the expense of the owner. If the dog in question dies within the observation period of two weeks, the dog shall, at the owner's expense, be sent to the State Board of Health for examination for rabies.

Any animal bitten by a rabid animal shall be confined by a leash or chain on the owner's premises and shall be placed under the observation of a Veterinarian at the expense of the owner for a period of seven (7) weeks; or shall be placed in a Veterinary Hospital at the expense of the owner for a period of seven (7) weeks; or the animal may be put to sleep by the Humane Officer, police, or veterinarian within five (5) days after being bitten. It shall be unlawful for any person knowing or suspecting a dog has rabies to allow such dog to be taken off his premises or beyond the limits of the City without the written permission of the City Health Officer. Every owner, or other person, upon ascertaining a dog is rabid, shall immediately notify the City Health Officer.

Every owner or keeper of dogs shall have each dog, six (6) months or more of age, vaccinated against rabies by a licensed Veterinarian. The Veterinarian shall furnish a certificate and tag showing vaccination, the date of such vaccination, and expiration of the vaccination.

Section 13: It shall be unlawful for any individual, person, firm or corporation to own, or regularly have in his or its possession, Three (3) or more dogs over six (6) months of age without first having obtained a kennel license as hereinafter provided in addition to the license heretofore provided. Every individual, person, firm, or corporation desiring a kennel license as herein provided shall make application to the Clerk-Treasurer of the City of Bloomington setting forth in said application the number, breed, color and sex of each dog held by him or it, and the location of said animals, and the location at which said animals will be housed within the City of Bloomington. The City Clerk-Treasurer shall then forward the application to the Humane Officer who shall either approve or disapprove the application for license. A Humane Officer shall in no event approve said application for said license if it shall appear to him in his judgment that said animals shall in any way endanger the peace and tranquility of the City of Bloomington, or shall in any way be located in a district wherein such animals are prohibited by reason of the zoning ordinances of the City of Bloomington. In the event that the Humane Officer shall approve said application, a kennel license shall be issued by the City Clerk-Treasurer to said applicant upon the payment of the sum according to the following scale:

- (a) Three (3) to eleven (11) dogs \$15.00
- (b) Twelve (12) or more dogs \$25.00

Section 14: It shall be unlawful for any owner to house, let run at large, or stake out or pasture, any domestic animal, fowl, including horses, cows, calves, colts, goats or kids, chickens, geese, ducks and turkeys, or any other domestic animals, any where within the City limits of the City of Bloomington.

Section 15: That the pound department is hereby transferred to the police department and shall be from the effective date of this Ordinance a subdivision of the police department. The Humane Officer shall hold office under the provisions of the regulations of the City of Bloomington.

Section 16: (a) It shall be unlawful and a violation of this Ordinance for any person to wantonly or maliciously kill, maltreat, injure, hurt, trap, poison, or pursue any wild, domestic, including cats and dogs, or partly domesticated animal or fowl within the corporate limits of the City of Bloomington; it shall likewise be a violation of this Ordinance for any person to throw, place or deposit, with the intent to abandon, any live animal on any public right of way or on any public or private property within the corporate limits of the City of Bloomington.

(b) All licenses shall be issued for the calendar year and shall be purchased on or before May 1 of each year or within thirty (30) days of the purchase or acquisition of a dog subject to the tax as provided in Section 2 of this Ordinance.

Section 17: All fees or monies collected, including funds paid under Section 9 of this Ordinance, shall be paid into the Clerk-Treasurer of the City of Bloomington and all monies so paid shall be placed in a special fund and shall be used in carrying out the provisions of this Ordinance.

Section 18: The office Humane Officer is hereby created. The Humane Officer shall be appointed by the Mayor of the City of Bloomington, whose duties shall be the carrying out and the supervision of the enforcement of this Ordinance.

Section 19: The salary of the Humane Officer shall be fixed by the Mayor and approved by the Common Council.

Section 20: PENALTIES: Any person found violating any provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Five Dollars (\$5.00) nor more than Three Hundred Dollars (\$300.00) for such offense.

Section 21: REPEAL OF CONFLICTING ORDINANCES: All existing ordinances of the City of Bloomington are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

Section 22: SEPARABILITY OF PROVISIONS: It is the intention of the Common Council that each separate provision of this Ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Common Council that if any provisions of this Ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

Section 23: EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval and publication, but not prior to May 1, 1957.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on this 7 day of August, 1956.

S/ Thos. L. Lemon

 Thos. L. Lemon, Presiding Officer

ATTEST:

S/ Mary Alice Dunlap

 Mary Alice Dunlap, Clerk-Treasurer

Presented by me to the Mayor of the City of Bloomington, Indiana,
on this 7 day of August, 1956, at the hour of 7:30 o'clock p.m.

S/ Mary Alice Dunlap
Mary Alice Dunlap, Clerk-Treasurer

This Ordinance approved and signed by me this 7 day of
August, 1956, at the hour of 7:30 o'clock p.m.

S/ Thos. L. Lemon
Thos. L. Lemon, Mayor