

PROPOSED ORDINANCE

W.H.

PRESENT ORDINANCE

SECTION 1. License

Purchase license from City Clerk
*See addition of reptiles and mice.

SECTION 2. License Fee

Any animal over 6 mos of age brought
into city after March 1 shall be
licensed within 10 days.

None

\$3.50 for spayed or neutered animal
\$10.00 for non-spayed or neutered

\$2 for each animal

SECTION 3. Penalty for License

\$5 beginning March 1
\$10 beginning April 1
\$20 beginning May 1
After May 1, complaint issued to City
Clerk.

\$2 beginning March 1
\$10 beginning June 1

For animals brought into city or
attaining 6 mos of age after March 1:
If license is not paid within 10 days,
penalty as follows:

\$2 during 1st 30 days delinquency
\$5 from 30-90 days
\$10 from 90-119 days
\$20 for 120 days or more

None

SECTION 6. Number of animals limited.

More than 2 animals over 6 mos. deemed
a nuisance.

~~More than 2 each over~~
More than 2 each over
12 weeks deemed nuisance.

Keeping and Harboring Defined.

Included under Section 6.

Separate Section

PROPOSED ORDINANCE

W.H. PRESENT ORDINANCE

SECTION 8. Running at Large Without Tag.

Police Dept. will make effort to notify owner.

None.

1st offense: \$25 plus board.
2nd offense: \$50 plus board.
3rd and over: \$100 plus board.

Owner in claiming animal will pay \$10 or pick-up cost, whichever is greater, plus board. Fee for 2nd impoundment \$20 plus board. Thereafter, citation issued and owner subject to fine.

SECTION 9. Running At Large With Tag.

Animal may be seized & impounded. Owner notified by Police Dept.

Animal held 10 days after notification and not more than 20 days after impoundment.

1st offense: cost of board.
2nd offense: \$25 plus board.
3rd and over: \$50 plus board and imprisonment up to 10 days.

1st offense, animal returned to owner.

2nd offense, animal impounded.

Owners notified by certified mail & police visit.

Animal held 10 days.

Owner in claiming animal will pay \$10 or pick-up cost, whichever is greater, plus board. Fee for 2nd impoundment \$20 + board. Thereafter, citation issued and owner subject to fine.

SECTION 10. Female Dogs.

After complaint issued, should owner fail to remove dog in heat from premises, City may impound and dispose of her as in Sections 8,9.

After complaint issued, if owner fails to remove dog in heat from premises, citation issued and owner subject to fine upon conviction. Upon conviction, judge may order dog impounded until no longer in heat, at cost to owner. Owner may claim dog within 10 days after being notified by pound that dog is no longer in heat. If not claimed, dog will be disposed of.

PROPOSED ORDINANCE

W.H. PRESENT ORDINANCE

Section 11. Noisy & Destructive Animals.

Unlawful to permit animal to destroy or damage property or cause disturbance of peace.

Keeping of noisy animals declare public nuisance. Citation issue & owner subject to fine. Judge may order animal impounded as for Animals Running At Large.

Section 12. Vicious Animals.

Definition: If office has reasonable cause to believe animal exhibits dangerous tendencies and likely to do immediate physical injury.

Definition: Animal who has attacked by biting or caused persons to be fearful for his safety or has habitually attacked other animals.

If animals not securely fastened, etc., city may impound until hearing or release to owner.

Citation issued, owner subject to fine on conviction.

Judge may order animal chained, etc., or impounded.

Procedures with Vicious Animals:

Complaint made under oath before humane officer or police

and

If police or humane officer finds complaint is true

or

Law enforcement officer believes animal to be vicious,

then:

Officer attempts to notify owners and request confinement. If owner can't be located or refuses, officer may impound animal if situation warrants immediate action.

Hearing before municipal court.
Owner pays board fees.

Fines: 1st offense: \$100 or 30 days, or both.
2nd offense: \$200 or 60 days, or both.
3rd and over: \$300 or 90 days, or both.

PROPOSED ORDINANCE

W.H. PRESENT ORDINANCE

Section 13. Animal Bites.

Animal quarantined for reasonable period of observation.

Animal quarantined for not less than 10 days.

After biting or causing skin abraisin, unlawful to sell, give away or hide animal.

If owner cannot be reached, authorized personnel immediately impound animal at owner's expense.

Section E added.

SECTION 14. Cruelty to Animals.

Unlawful to fail to provide food, water, shelter, care, veterinary care, etc.

Unlawful to beat, ill treat, abuse etc.

The owner shall not abandon animals.

No owner shall abandon animal and allow it to run at large.

Fine: On conviction, \$50 or up to 90 days in jail, or both.

SECTION 15. Animals Temporarily In City.

If animals remain in city longer than 10 days, they are subject to licensing and vaccination procedures in this ordinance.

\$10 and board.

If animals remain in city longer than 30 days, they are subject to licensing and vaccination.

These animals, if impounded for running at large, may be claimed within 10 days for pick-up fee ^{fee of \$10.} plus board. 2nd impounding - \$20 plus board.

PROPOSED ORDINANCE

W.H. PRESENT ORDINANCE

SECTION 16. Enforcement.

Police
Chief appoints Humane Officer.

Mayor appoints with Council cons

Officer may seize animal outside
city when he believes animal
committed offense in city.

None

Section on Property Damage.

None

Section on Complaints.

None

Licensing Information
(everyone gets a copy)

None

Section on Muzzling of Dogs

SECTION 17. Penalties.

(Penalties for specific
sections I placed under
those sections.)

Any other penalty not specified:
Not more than \$100 or 90 days,
or both.

Fine not more than \$100 and cost

Johnson County
Herald

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said

newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

1st day of August, 19 73, with subsequent publications being made on the following dates:

_____, 19____

_____, 19____

_____, 19____

_____, 19____

_____, 19____

_____, 19____

Bob Fiser
Editor

Subscribed and sworn to before me this 1st

day of August, 19 73

Helen M. Cichwell
Notary Public in and for
Johnson County, Kansas

My commission expires: Aug. 28, 1975

Notary Fee - - - - - \$_____

Printer's fee - - - - - \$ 69.31

Additional copies - - - - - \$_____

Total Charge - - - - - \$ 69.31

IN THE _____ COURT OF
JOHNSON COUNTY, KANSAS

State of Kansas, Johnson County, ss:

_____, 19____

The within Proof of Publication approved by

Johnson County Herald—Fully Qualified to
Publish Legal Notices

Since 1924

Case No. _____

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION

keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim, the dog at the owners cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, warring, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owners expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary

hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harborer may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City Ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24th DAY OF JULY, 1973.

APPROVED BY THE MAYOR:

-s. Jerry D. Foster

ATTEST: -s. Ora M. Amberg

(SEAL) City clerk Ora M. Emberg

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WESTWOOD HILLS

(First Published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84
AN ORDINANCE RELATING TO DOGS AND CATS
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

SCHEDULE OF LICENSE FEES			
DATE	FEE	PENALTY	TOTAL
			AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00		\$5.00
Mar. 1 to May 31	5.00	2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and con-

JACOBS, INC.
By Leon Jacobs, President
Plaintiff
ROY S. BENNETT, JR.
5900 Nieman Rd.
Shawnee, Kansas 66203
631-4662
ATTORNEY FOR PLAINTIFF

(First Published in Johnson County Herald
Wednesday July 18, 1973)
IN THE PROBATE COURT
OF JOHNSON COUNTY, KANSAS
In the Matter of the Estate of ROBERT W.
TORBERT, Deceased, No. 13228

NOTICE OF HEARING ON PETITION
FOR PROBATE OF WILL
THE STATE OF KANSAS TO ALL PER-
SONS CONCERNED:
You are hereby notified that a petition has
been filed in said court by Myra K. Torbert,
as widow, heir-at-law, legatee and devisee of
Robert W. Torbert, deceased, and as
executor named in the will of said decedent,
praying for the admission to probate of the
will of Robert W. Torbert dated April 30, 1971,
which is filed with said petition, and for the
appointment of Myra K. Torbert as executor
of said will, without bond, and you are hereby
required to file your written defenses thereto
on or before the 10th day of August, 1973, at
9:30 o'clock A.M. of said day, in said court, in
the city of Olathe, in Johnson County, Kan-
sas, at which time and place said cause will
be heard. Should you fail therein, judgment
and decree will be entered in due course upon
said petition.

MYRA K. TORBERT, Petitioner
Joseph S. Davis, Jr.
Breyfogle, Gardner, Martin, Davis &
Kreamer
110 South Cherry
Olathe, Kansas 66061
ATTORNEYS FOR PETITIONER

LAWRENCE ESTATE

(First Published in Johnson County Herald
Wednesday July 25, 1973)
IN THE PROBATE COURT OF JOHNSON
COUNTY, KANSAS
IN RE: ESTATE OF RAY E. LAWRENCE,
DECEASED. No. 11140
NOTICE OF HEARING
THE STATE OF KANSAS TO ALL PER-
SONS CONCERNED:

You are hereby notified that a petition has
been filed in said court by Catherine C.
Lawrence and the Johnson County National
Bank and Trust Company, co-executors of
the will of Ray E. Lawrence, deceased,
praying for final settlement of said estate,
approval of their accounts as co-executors,
allowance for attorneys' fees and expenses,
also that the court determine the heirs of said
decedent and assign to them the real estate
and personal property remaining in said
estate, and you are hereby required to file
your written defenses thereto on or before the
17th day of August, 1973, at 10:00 o'clock A.M.
of said day, in said court, in the City of
Olathe, at which time and place said cause
will be heard. Should you fail therein,
judgment and decree will be entered in due
course upon said petition.

Catherine C. Lawrence
The Johnson County National
Bank and Trust Company
Co-Executors of the estate of
Ray E. Lawrence, deceased.
Joseph S. Davis, Jr.
Breyfogle, Gardner, Martin, Davis &
Kreamer
110 South Cherry
Olathe, Kansas 66061 782-2350
Attorneys for Executors

SHAWNEE MIS

(First Published in Johnson County Herald
Wednesday July 18, 1973)

1973-1974 BUDGET

PUBLIC NOTICE is hereby given, that the governing
body of the Shawnee School District, Johnson County, Kansas,
at 7:30 o'clock P.M., at SM West HS
hearing objections and answering
the following budget and the proposed
relating thereto.
Bettye C. Hall Clerk

PROPOSED TAX

Tangible Valuation	1971	1972	1973
	\$ 434,198.61	\$ 434,198.61	\$ 434,198.61
FUND			
	Tax Levy	Expenditures	
General	45.976	32,386,871.32	
Bond & Int. Dist. #1	2.060	1,289,190.89	
Bond & Int. Dist. #2	3.869	1,548,945.09	
Bond & Int. Dist. #3	1.018	289,255.02	
Bond & Int. Dist. #4	1.676	327,653.16	
Bond & Int. Dist. #5	4.55	183,565.73	
No Fund Warrant	-0-	2,363.98	
Transportation	-0-	-0-	
Drivers Education	-0-	-0-	
Food Service	-0-	-0-	
Bond and Interest	USD #512	-0-	
Total	USD #512	36,027,845.19	
Taxes For \$100.00	\$ 5.48	\$ 5.15	\$ 5.29

1, 1973)

Supp. 79-2929, that the governing
body of the Shawnee School District,
Johnson County, Kansas, at 7:30 o'clock P.M.,
at SM West HS hearing objections and answering
the following budget and the proposed
relating thereto.

- S. I. G. Parsons President
- S. A. T. MEYERS Treasurer

(1) Estimated 1973	(2) Proposed Budget Enacting Year 1974	(3) Final Budget Adopted 1974
900.00	900.00	
200.00	200.00	
200.00	4,000.00	
200.00	6,000.00	
200.00	4,000.00	
150.00	150.00	
300.00	29,850.00	
300.00	15,000.00	
300.00	300.00	
200.00	* 200.00	
750.00	60,600.00	
366.97	25,180.91	
777.78	34,569.09	
802.26	850.00	
436.42	60,000.00	
750.00	60,600.00	
180.91		

(Schedule 3)

General	Bond and Interest	Tax Available 1973
569.09		
477.78		
123.37		
284.93		
108.30		
16		
1,694.92		54,802.26

Supp. 79-2929, that the governing
body of the Shawnee School District,
Johnson County, Kansas, at 7:30 o'clock P.M.,
at SM West HS hearing objections and answering
the following budget and the proposed
relating thereto.
A. E. Fritts Chairman
Ralph Weber Treasurer.

(1) Estimated 1973	(2) Proposed Budget Enacting Year 1974	(3) Final Budget Adopted 1974
300.00	300.00	
200.00	200.00	
1,200.00	1,200.00	
300.00	300.00	
30.00	30.00	
20.00	20.00	
154,987.00	154,987.00	

EXPENDITURES	July 1, 1971	July 1, 1972	July 1, 1973
Bonds Outstanding	-0-	-0-	550,000.00
No-Fund Warrants	-0-	-0-	-0-
All Other Indebtedness	-0-	-0-	-0-
Total	-0-	-0-	550,000.00
GENERAL FUND			
	Preceding Year, 1971-1972	Current Year, 1972-1973	Proposed Budget, 1973-1974
ADMINISTRATIVE:			
Administration	1,013,146.40	966,588.77	949,988.00
Instructions	25,260,521.95	26,333,333.81	26,170,354.00
Attendance	-0-	24,852.80	27,584.00
Health	364,826.03	369,307.30	394,686.00
Transportation	331,078.55	334,907.58	-0-
Operation of Plant	3,942,132.49	3,963,679.57	4,201,897.00
Maintenance	886,312.51	954,828.94	981,595.00
Fixed Charges	459,667.90	419,640.77	661,560.00
Food Service	-0-	189,370.85	-0-
Student Activities	-0-	-0-	-0-
Community Service	-0-	324,784.63	209,528.00
Capital Outlay	129,185.49	114,348.09	86,802.00
Outgoing Transfer	-0-	-0-	2,003,644.00
TOTAL EXPENDITURES	32,386,871.32	33,995,643.11	35,687,638.00
Amount Required July 1, 1974 to December 31, 1974 (Estimated)	XXXXXXXXXXXX	XXXXXXXXXXXX	17,843,820.00
Total Requirements, 7-1-73 to 12-31-74	XXXXXXXXXXXX	XXXXXXXXXXXX	53,531,458.00

Revenues:	6,617,210.08	8,233,880.27	7,839,866.33
District Unencumbered Balance 7-1	XXXXXX	334,008.47	-0-
County Treasurer's Balance 7-1-73	19,541,486.96	19,159,213.82	19,982,824.66
Ad valorem Property Tax	XXXXXX	XXXXXX	5,931,404.55
1973 Tax in Process of Collection	673,826.55	98,447.75	310,794.22
Back Taxes	789,179.45	881,208.47	803,845.00
Intangible, Fines and Forfeitures	-0-	9,424.00	-0-
State Equalization Aid	4,009,104.11	4,529,719.38	2,563,400.22
County School Foundation Fund	4,324,750.00	4,042,724.55	-0-
State School Foundation Fund	2,467,719.00	2,438,866.00	-0-
Supplemental State Aid	-0-	-0-	-0-
Transportation Allowance	113,170.00	48,697.35	335,914.99
State Payment for Special Education	482,531.76	-0-	-0-
State Community Junior College Fund	639,120.84	609,235.73	XXXXXX
Local Ad valorem Tax Reduction	83,297.00	85,852.20	-0-
State Drive Training Fund	-0-	-0-	-0-
Vocational Aid	-0-	-0-	-0-
Federal Aid Public Law 874	367,477.00	270,293.00	-0-
Other Receipts, Reimbursements & Interest	11,778.84	309,231.79	30,000.00
Distribution of Protested Tax	-0-	784,646.71	-0-
Income Tax	-0-	-0-	1,342,881.00
State Equalization Aid	-0-	-0-	14,390,527.00
TOTAL REVENUE	40,620,751.59	41,835,509.49	53,531,458.00
LESS: EXPENDITURES	32,386,871.32	33,995,643.11	53,531,458.00
UNENCUMBERED CASH BALANCE	8,233,880.27	7,839,866.38	-0-

Social Security FUND	Preceding Year, 1971-1972	Current Year, 1972-1973	Proposed Budget, 1973-1974
EXPENDITURES:			
Total Expenditures	1,289,190.89	1,496,502.92	1,750,000.00
Amount Required, 7-1-74 to 12-31-74 (Estimated)	XXXXXXXXXXXX	XXXXXXXXXXXX	875,000.00
Revenues:			
Unencumbered Balance, 7-1	624,847.78	648,545.23	452,704.49
County Treasurer's Balance, 7-1-73	XXXXXX	XXXXXX	-0-
Ad valorem Property Tax	1,220,059.51	1,207,146.50	1,846,390.70
1973 Tax in Process of Collection	45,382.25	37,945.48	307,242.57
Local Ad valorem Tax Reduction	46,142.82	5,922.47	18,662.24
Back Taxes	1,303,762	49,647.73	XXXXXX
Miscellaneous Interest & Dist. of Protested Tax	1,937,736.12	1,949,207.41	2,625,000.00
Total Receipts	1,289,190.89	1,496,502.92	2,625,000.00
Less: Expenditures	648,545.23	452,704.49	-0-
Unencumbered Cash Balance	-0-	-0-	-0-

Capital Outlay FUND	Preceding Year, 1971-1972	Current Year, 1972-1973	Proposed Budget, 1973-1974
EXPENDITURES:			
Total Expenditures	1,548,945.09	1,203,502.96	2,311,268.89
Amount Required, 7-1-74 to 12-31-74 (Estimated)	XXXXXXXXXXXX	XXXXXXXXXXXX	924,507.56
Revenues:			
Unencumbered Balance, 7-1	3,152.11	176,787.63	830,913.36
County Treasurer's Balance, 7-1-73	XXXXXX	XXXXXX	-0-
Ad valorem Property Tax	1,610,182.63	1,694,762.46	1,341,567.00
1973 Tax in Process of Collection	XXXXXX	XXXXXX	436,766.41
Local Ad valorem Tax Reduction	57,896.30	51,320.90	XXXXXX
Back Taxes	54,501.68	7,909.62	26,329.88
Miscellaneous Interest & Dist. of Protested Tax	1,723,732.72	2,034,416.32	2,335,776.41
Total Receipts	1,548,945.09	1,203,502.96	3,235,776.41
Less: Expenditures	176,787.63	830,913.36	-0-
Unencumbered Cash Balance	-0-	-0-	-0-

Vocational Education FUND	Preceding Year, 1971-1972	Current Year, 1972-1973	Proposed Budget, 1973-1974
EXPENDITURES:			
Total Expenditures	289,255.02	370,475.13	611,184.00
Amount Required, 7-1-74 to 12-31-74 (Estimated)	XXXXXXXXXXXX	XXXXXXXXXXXX	305,592.00

(Continued next page)

Johnson County Herald

STATEMENT
FOR ADVERTISING ACCOUNT WITH
JOHNSON COUNTY PUBLISHERS, INC.
Box 8 5830 Nall
Shawnee Mission, Kansas 66201 • TErrace 1-2500

Date 8-1, 19 73

City of Westwood Hills
5008 State Line
Westwood Hills, Kansas

I do hereby certify that the foregoing
account is true and correct and remains
due and unpaid and that State or local
taxes are not included in the amounts
billed.

By Helen M. Caldwell
JOHNSON COUNTY HERALD

	1ST. WEEK	2ND. WEEK	3RD. WEEK	4TH. WEEK	5TH. WEEK	TOTAL	RATE	AMOUNT
DATE								\$
DISPLAY								
CLASSIFIED								
LEGAL						Ord. #84		69.31
						Ord. #85		17.72

Accounts Due 1st of Month following date of advertising.

8% Interest on accounts over 30 days old.

For Current Month

Previous Balance Forward

THANK YOU!

TOTAL 87.03

Please return

to Brother Bliss.

Thank you!

Steve Reiff made a motion that Appropriat
Griggs seconded the motion and it was pas

The Treasurers Report was read by Mayor F
report be approved; Gerald Sheridan secon
unanimously.

Barbara Griggs reported the "No Parking"
the Just-Rite Sign Company for \$5.15 plus
Barbara Griggs purchase the signs for \$6,
motion and it was passed unanimously.

Mayor Foster read a letter from the J. C.
the rent on the City Hall was to be raise
Mayor Foster decided to call the company

A motion was made by Al Tikwart to pass t
Company a franchise to operate a natural
city; Steve Reiff seconded the motion and
#104.

Harlan Burkhead reported there were fifte
but with the removal of more dead trees a
these trees. Al Tikwart made a motion \$3
Griggs seconded the motion and it was pas

WESTWOOD HILLS

(First published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS AND CATS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and a penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

SCHEDULE OF LICENSE FEES

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00	--	\$5.00
Mar. 1 to May 31	5.00	\$2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City Clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City Clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such

tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall

contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this

ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owner's cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a

written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owner's expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harborer may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of

any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat, or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24TH DAY OF JULY, 1973.

APPROVED BY THE MAYOR: -s-

Jerry D. Foster
Jerry D. Foster

ATTEST: -s-

Ora M. Amberg
City Clerk Ora M. Amberg

SEAL:

WESTWOOD HILLS

(First Published in Johnson County Herald
Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS
AND CATS
BE IT ORDAINED BY THE GOVING
BODY OF THE CITY OF WESTWOOD
HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00		\$5.00
Mar. 1 to May 31	5.00	2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful for any person to harbor any female dog within the City limits so long as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dogs are harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim, the dog at the owners cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owners expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary

hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harbinger may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City Ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY
THIS 2nd DAY OF APRIL, 1973; A NEWLY
ELECTED GOVERNING BODY TAKING
OFFICE BEFORE OFFICIAL
PUBLICATION, RECONFIRMED BY THE
GOVERNING BODY THIS 24th DAY OF
JULY, 1973.

APPROVED BY THE MAYOR:
s. Jerry D. Foster

Jerry D. Foster

ATTEST: s. Ora M. Amberg
(SEAL) City clerk Ora M. Emberg

Johnson County
Herald

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,
Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said

newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

1st day of August, 19 73, with subsequent publications being made on the following dates:

_____, 19____
_____, 19____
_____, 19____
_____, 19____
_____, 19____
_____, 19____
_____, 19____
Bob Fiser
Editor

Subscribed and sworn to before me this 1st

day of August, 1973

Helen M. Caldwell
Notary Public in and for
Johnson County, Kansas

My commission expires: My Commission Expires Aug. 28, 1975

Notary Fee - - - - - \$ _____

Printer's fee - - - - - \$ 69.31

Additional copies - - - - - \$ _____

Total Charge - - - - - \$ 69.31

IN THE _____ COURT OF
JOHNSON COUNTY, KANSAS
State of Kansas, Johnson County, ss:

_____, 19____
The within Proof of Publication approved by

Johnson County Herald—Fully Qualified to
Publish Legal Notices
Since 1924

WESTWOOD HILLS

(First Published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS AND CATS BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE, DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year, and penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00		\$5.00
Mar. 1 to May 31	5.00	2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number, and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owners cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owners expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary

hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the City to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harbinger may reside.

SECTION 16. ABANDONING ANIMALS UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City Ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including, but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation, or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect, and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24th DAY OF JULY, 1973.

APPROVED BY THE MAYOR:

Jerry D. Foster

ATTEST: s. Ora M. Amberg

(SEAL) City clerk Ora M. Emberg

WESTWOOD HILLS

(First Published in Johnson County Herald
Wednesday, August 1, 1973)

ORDINANCE NO. 84

**AN ORDINANCE RELATING TO DOGS
AND CATS.
BE IT ORDAINED BY THE GOVERNING
BODY OF THE CITY OF WESTWOOD
HILLS:**

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00		\$5.00
Mar. 1 to May 31	5.00	2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES: VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and con-

sidered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge, in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owners cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority, it shall be the duty of such owner or keeper upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owners expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary

hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the City to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harbinger may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City Ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation, or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2ND DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFINED BY THE GOVERNING BODY THIS 24TH DAY OF JULY, 1973.

APPROVED BY THE MAYOR:
s. Jerry D. Foster

ATTEST: s. Ora M. Amberg
(SEAL) City clerk Ora M. Amberg

WESTWOOD HILLS

(First Published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS AND CATS BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

SCHEDULE OF LICENSE FEES

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00		\$5.00
Mar. 1 to May 31	5.00	2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number, and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owners cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent, or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owners expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary

hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harbinger may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days, of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City Ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45, are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24th DAY OF JULY, 1973.

APPROVED BY THE MAYOR:
-s Jerry D. Foster
ATTEST: -s Ora M. Amberg
(SEAL) City clerk Ora M. Amberg

WESTWOOD HILLS

(First published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS AND CATS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and a penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

SCHEDULE OF LICENSE FEES

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00	--	\$5.00
Mar. 1 to May 31	5.00	\$2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City Clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City Clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such

tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall

contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this

ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owner's cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a

written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owner's expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harborer may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of

any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat, or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.

SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24TH DAY OF JULY, 1973.

APPROVED BY THE MAYOR: -s-

Jerry D. Foster
Jerry D. Foster

ATTEST: -s-

Ora M. Amberg
City Clerk Ora M. Amberg

SEAL:

SECTION 13: ANIMAL BITES; PROCEDURE.

A. Except as provided in sub-section E herein, a dog, cat, other domestic animal and any other warm-blooded animal which bites or otherwise so injures a person as to cause an abrasion of the skin shall immediately be quarantined at the owner's expense with a licensed veterinarian of the owner's choice or with the City's impounding agent for a reasonable period of observation.

B. If the owner, keeper, or harbinger of the animal cannot be immediately notified, authorized personnel shall immediately impound such dog, cat, other domestic animal or warm-blooded animal with an authorized impounding agent, at the owner's expense, for a reasonable period of observation. If the address of the owner of the animal can be determined, the Police Department shall make reasonable effort to notify the owner that said animal is impounded under the provisions of this section and the owner has the right to redeem the animal at the expiration of confinement upon payment of board bill, any veterinarian fees and any license and penalty fees then due and owing the City.

C. In the event the original place of impoundment is not the choice of the owner, the owner may cause the animal's place of impoundment to be changed to a licensed veterinarian of the owner's choice provided all other provisions of this ordinance are complied with.

D. The veterinarian or authorized impounding agent with whom the dog, cat, other domestic animal or warm-blooded animal is impounded shall give immediate written notice to the Police Department that such animal has been confined and designate the number of days to be so confined. At the expiration of the aforesaid confinement period, the veterinarian or impounding agency shall give immediate written notice to the Police Department as to the health of such animal pertaining to the diagnosis of rabies.

E. In the event an investigating officer determines (1) that the animal which injured the person did so while confined within a fence or building enclosing property under the control of the owner; (2) that the person injured was upon the property without the consent of the owner; and (3) that the animal had an effective rabies inoculation and was duly licensed under this ordinance at the time of injury, then, the animal need not be impounded in accordance with section 13-A, but the following alternative procedure shall be followed:

(a) If the injured person, his parent, or guardian desires that the animal be impounded and agrees in writing to pay for its board during the period of impoundment, it shall be so impounded for the period specified in Section 13-A notwithstanding any other provision of this ordinance.

(b) If the injured party, his parent, or guardian is unwilling to agree in writing to pay for animal's board during the period of impoundment, the animal shall be permitted to remain confined in the residence or enclosed yard of its owner or keeper, provided no animal shall be allowed to remain on the property of its owner or keeper under this section unless such person signs a written agreement to keep the animal on the property in confinement for the period required and further agrees to allow the animal to be examined periodically to determine its physical condition during the confinement period. If the owner or keeper is unwilling to sign such an agreement, the animal shall immediately be impounded in accordance with section 13-A of this ordinance.

SECTION 14: CRUELTY TO ANIMALS. It shall be unlawful for any owner to fail to provide his or her animal with sufficient, good and wholesome food and water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with humane care and treatment. No person shall beat, cruelly ill treat, torment, overload, overwork or otherwise abuse any animal. No owner of any animal shall abandon such animal.

SECTION 15: DOGS AND CATS TEMPORARILY IN CITY. The licensing and vaccination provisions of this article shall not apply to dogs, and cats belonging to and kept by nonresident persons temporarily in the City; Provided, that if said dog or cat remain in the City longer than ten (10) days they shall be subject to the provisions of this article. Such dogs or cats shall not be allowed to run at large at any time.

SECTION 16: ENFORCEMENT OF ORDINANCE. It is made the duty of the Humane Officer or anyone having the authority of Humane Officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance, and the Chief of Police and Police Committee may appoint some suitable person to be known as a Humane Officer, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department. Anyone having the authority of a Humane Officer is given the authority to seize any animal found outside the City limits when he has reasonable grounds to believe said animal committed any act within the City which is prohibited by the provisions of this ordinance or which subjects said animal to seizure if found within the City. Any private person may, upon signed complaint, bring charges against any owner of a dog, or other animal for the violation of any of the provisions of this ordinance.

SECTION 17: PENALTIES FOR VIOLATION OF ORDINANCE.

(a) FOR RUNNING AT LARGE WITHOUT TAG. For the first offense the owner shall pay a fine of twenty-five dollars (\$25.00) plus the board bill; for the second offense a fine of fifty dollars (\$50.00) plus the board bill; for a third and subsequent offense a fine of One Hundred Dollars (\$100.00), plus the board bill.

(b) FOR RUNNING AT LARGE WITH TAG. For the first offense of an animal running at large within the meaning of this section, the owner or keeper claiming any animal, shall, in addition to presenting a license receipt, pay the cost of the board bill. For a second offense, the owner shall pay in addition to presenting a license receipt a fee of twenty-five dollars (\$25.00) plus the board bill. For third and all subsequent offenses, the owner or keeper shall pay a fee of not less than fifty dollars (\$50.00) plus the cost of the board bill and imprisonment for not more than ten (10) days.

(c) FOR A VICIOUS ANIMAL. The penalty for failure to keep an animal found to be dangerous or vicious securely fastened and tied and muzzled or within a fenced enclosure pursuant to the provisions of this section shall be One Hundred Dollars (\$100.00) for a first offense or 30 days in jail or both. Two Hundred Dollars (\$200.00) for a second offense of 60 days in jail or both and Three Hundred Dollars (\$300.00) for third and subsequent offenses or 90 days or both.

(d) FOR CRUELTY TO ANIMALS. Any person who shall violate this section shall, on conviction thereof, be subject to a fine of Fifty Dollars (\$50.00) or not more than ninety (90) days in jail or both.

(e) FOR ANIMALS AT LARGE TEMPORARILY IN CITY. The owner of any animal running at large who resides outside the limits of the City may claim his or her dog or cat within ten (10) days of the impounding upon the payment of a fee of Ten Dollars (\$10.00) to the designated agency, plus the cost of the board bill. After the first offense, the provisions are the same as those in Section 9 and 17-B.

(f) FOR VIOLATION OF SECTIONS OF THIS ACT FOR WHICH NO OTHER PENALTY IS SPECIFICALLY SET FORTH. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this article for which a penalty is not specifically set forth for said violation and upon conviction thereof shall be punished by a fine of not more than One Hundred Dollars (\$100.00) or ninety (90) days or both.

SECTION 18. VALIDITY OF CHAPTER. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

SECTION 19. Ordinances No. 84 and No. 87 are hereby repealed.

SECTION 20. This ordinance shall take effect from and after its publication in the official city newspaper.

PASSED BY THE GOVERNING BODY, and approved by the Mayor, this 6 day of Feb., 1978.

/s/ Al Tikwart, Jr.
Mayor

ATTEST:

/s/ Janet Whitehead
City Clerk of Westwood Hills

WESTWOOD HILLS

(First published in Johnson County Herald Wednesday, August 1, 1973)

ORDINANCE NO. 84

AN ORDINANCE RELATING TO DOGS AND CATS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS:

SECTION 1. DOG AND CAT LICENSE. It shall be unlawful for any person to own, keep or harbor any dog or cat over six (6) months of age within the corporate limits of the City of Westwood Hills without registering such animal and paying a yearly license fee of five dollars (\$5.00) thereon.

SECTION 2. LICENSE FEE: DUE AND PAYABLE. The license fee shall be for the calendar year and shall become due on January 1 and payable before March 1 of each year, and shall become delinquent and subject to a penalty of two dollars (\$2.00) on each dog or cat on March 1 through May 31 of each year; and a penalty of ten dollars (\$10.00) on each dog or cat on June 1 through December 31 of each year.

SCHEDULE OF LICENSE FEES

DATE	FEE	PENALTY	TOTAL AMOUNT DUE
Jan. 1 to Feb. 28 (or 29)	\$5.00	--	\$5.00
Mar. 1 to May 31	5.00	\$2.00	7.00
June 1 to Dec. 31	5.00	10.00	15.00

SECTION 3. ANTIRABIES VACCINATION REQUIRED. Any person making application for a license for an animal shall be required to present to the City Clerk or designated agent, at the time of making such application, a certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with a recognized antirabies vaccine and showing that the inoculation will be effective for the entire period of time for which such license is issued.

SECTION 4. REGISTRATION: ANIMAL TAG. It shall be the duty of the City Clerk or designated agent, upon receipt of the license fee hereinbefore required, to keep in a book suitable for the registration of animals, the time of such registration, the name of the owner or keeper, description of the dog or cat, the number of such registration, and the amount paid therefor. The Clerk or agent shall deliver to the owner or keeper of such animal a certificate in writing, stating that such person has registered such animal, and the registration number; and shall also deliver to the owner or keeper a color-coded tag with the letters Westwood Hills and the registration number marked thereon, which shall be by the owner or keeper attached to a collar to be used on said dog or cat so registered. Application for registration of animals may be made by mail or in person. If made by mail, the applicant must send a rabies certificate as described in this ordinance; a check made payable to the City of Westwood Hills for the correct amount due according to the fee schedule in this ordinance; and a stamped, self-addressed envelope. The City Clerk will return a tag, the rabies certificate, and a receipt to the applicant. When it shall be made to appear to the Clerk that any tag has become lost, the Clerk shall, upon presentation of the certificate, issue a duplicate of such

tag upon the payment of one dollar (\$1.00) fee. It shall be unlawful for any person to take off or remove the City license tag from any animal belonging to another, or remove the strap or collar on which the same is fastened.

SECTION 5. NUMBER OF DOGS AND CATS LIMITED. The owning, harboring or keeping of dogs or cats over twelve (12) weeks of age in excess of two (2) each upon any property in the City is prohibited; provided, that the owner or keeper may secure from and at the discretion of the governing body, a permit to keep or harbor dogs or cats in excess of two (2) upon adequately showing that the premises are so situated, and that special circumstances exist, that would not constitute a nuisance to the neighborhood. Written objections by the owners of two (2) tracts of land, portions of which lie within two hundred feet (200') of the premises, shall be held sufficient evidence of nuisance, and the permit shall be revoked. The governing body may limit said permit as to time, and may also limit the maximum number of dogs or cats that may be maintained at any one time.

SECTION 6. KEEPING AND HARBORING DEFINED. Any person who shall allow any dog or cat to habitually remain or to lodge or to be fed within his home, store, yard, enclosure or place, shall be deemed and considered as keeping and harboring said animal within the meaning of this article.

SECTION 7. DOG OR CAT RUNNING AT LARGE DEFINED. Any dog or cat is running at large when it is off the premises of the owner or keeper, and not within the sight of the owner or keeper or accompanied by the owner, keeper, or other responsible person.

SECTION 8. RUNNING AT LARGE WITHOUT TAG: PENALTY. Whenever any dog or cat shall be found running at large within the City limits without having a license tag attached to a collar on the animal, such animal shall be taken up by the humane officer or by any other City employee or agent designated by the City. Such animal shall be held ten (10) days at a shelter house designated by the City. If within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of such shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 9. RUNNING AT LARGE WITH TAG: PENALTY. Whenever a complaint is received that any dog or cat is running at large within the City limits with a license tag attached to a collar, such animal need not be seized and impounded on the first offense but may be returned to the owner or keeper; on second offense, the animal shall be impounded. If impounded, the owner of such animal shall be notified by certified or registered mail, return receipt requested, that his animal is in custody. In addition thereto, a police officer of the City shall visit the owner's home and in the event the owner is not at home, shall

contact an adjoining neighbor and inform them that the animal is in custody. Such animal shall be held ten (10) days at a shelter house designated for such purposes, and if within the said ten (10) days the owner or keeper of any animal so held shall present to the person in charge of the shelter house a license receipt, and shall pay such fee as herein stipulated, such animal shall be delivered to the owner or keeper. If not so claimed within ten (10) days, the disposal of said animal becomes the prerogative of the designated agent. The owner or keeper claiming such animal shall, in addition to presenting a license receipt, pay a fee of ten dollars (\$10.00) or the cost of pickup, whichever is greater, plus the cost of the board bill charged by the owner or owners of the shelter house. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill; thereafter, a written citation shall be issued against the owner or keeper, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance.

SECTION 10. FEMALE DOGS. It shall be unlawful to keep or harbor any female dog within the City during such times as she is in heat in such a manner that other dogs frequent or congregate on or near the premises where such female dog is harbored. If other dogs frequent or congregate on or near the premises where such female dog is harbored, the owner or keeper shall upon written notification of complaint being received by the City, then remove the dog from the premises. Should the owner or keeper fail to remove the dog until after the dog is no longer in heat, then a written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this

ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the female dog impounded until after the said dog is no longer in heat, at the cost of the owner. Upon the said dog being no longer in heat, the person in whose custody the dog was impounded, shall notify the Municipal Judge and the owner in writing, by registered or certified mail, return receipt requested. Within ten (10) days after notice being received, the owner may claim the dog at the owner's cost. If not so claimed within ten (10) days, the disposal of said dog becomes the prerogative of the designated agent.

SECTION 11. NOISY ANIMALS. The keeping or harboring of any animal which by loud, frequent or habitual barking, howling, yelping, meowing, calling, or other noise-making shall disturb the peace of any neighborhood is hereby prohibited and declared to be a public nuisance. It shall be the duty of any person harboring or keeping such loud or noisy animal or animals to abate said nuisance, and if he fails to do so, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded, in the same manner as provided in this ordinance for animals found running at large.

SECTION 12. VICIOUS ANIMALS. It shall be unlawful for any person within the City to keep, own or harbor any cross or vicious animal, unless such person shall keep such animal securely fastened and tied so that it cannot reach any person to do him damage, or shall keep said animal in an enclosure securely fenced so that said animal cannot escape therefrom. If any such animal is not so fastened, tied or fenced, a

written citation shall be issued, and the owner or keeper shall be subject to fine upon conviction as provided in this ordinance. Upon conviction as aforesaid, the Municipal Judge in his discretion may order the dog impounded or securely chained, fastened or tied as provided in this section, or impounded in the same manner as provided in this ordinance for animals found running at large. Any animal which has attacked any human being by biting, or has caused any person to be reasonably fearful for his or her safety by chasing, worrying, snapping, or otherwise frightening said person, or which has habitually attacked other animals, is hereby defined as vicious.

SECTION 13. ANIMAL BITES: EXAMINATION AND QUARANTINE. When the owner or keeper of any animal is notified in writing that such animal has bitten any person or has so injured any person as to cause an abrasion of the skin, it shall be unlawful for such owner or keeper to sell or give away such animal, or to intentionally hide or conceal such animal from lawful authority. It shall be the duty of such owner or keeper, upon receiving written notice of the character aforesaid, to immediately place such animal in a licensed veterinary hospital at the owner's expense, where such animal shall be observed, confined, and treated for a period of not less than ten (10) days, or destroyed if necessary in the opinion of a licensed Doctor of Veterinary Medicine upon written notice to the owner; and such owner or person keeping or harboring such animal shall notify the Police Department in writing of the name and location of said veterinary hospital and the date that said animal was confined.

SECTION 14. ANIMAL BITES: DESTRUCTION OR QUARANTINE. When the owner or any person harboring an unvaccinated animal has reason to believe or has been notified that such animal has been bitten or exposed to a known rabid animal, it shall be the duty of such owner or keeper to either destroy said animal or to immediately place such animal in a licensed veterinary hospital for observation and treatment at such owner's expense, where such animal shall be confined for such time as shall be specified in writing by a licensed Doctor of Veterinary Medicine in whose care the animal is confined; and such owner or person keeping or harboring such animal shall notify the Police Department of the name and location of said veterinary hospital and the date that said animal was so confined. The veterinarian in whose care the animal is placed shall issue a certificate of release, a copy of which shall be sent to the Police Department if he in fact finds that the animal is not rabid, but if the animal is found to be rabid, it shall be destroyed upon written notice to the owner.

SECTION 15. MUZZLING DOGS: MAYOR'S PROCLAMATION. The Mayor is hereby authorized and it is his duty, whenever in his opinion the danger to the public is imminent from any rabid animal, or animal with hydrophobia, to issue a proclamation ordering all persons owning, keeping, or harboring any dog in the city to muzzle the same with a good and sufficient wire muzzle, completely enclosing the head of said dog, or confine the same in a good and sufficient enclosure from which said dog cannot escape, or fasten such dog by means of chains on the premises where the owner, keeper or harborer may reside.

SECTION 16. ABANDONING ANIMAL UNLAWFUL. It shall be unlawful for any person or persons to bring within the City any animal or animals and abandon the same and allow them to run at large.

SECTION 17. ANIMALS TEMPORARILY IN CITY. The licensing and vaccination provisions of this ordinance shall not apply to animals belonging to and kept by nonresident persons temporarily in the City; provided, that if said animal or animals remain in the City longer than thirty (30) days they shall be subject to the provisions of this ordinance. Such animals shall not be allowed to run at large at any time, and shall be impounded as provided in this ordinance if so found. The owner or keeper of

any animal impounded for running at large who resides outside the limits of the City may claim his or her animal within ten (10) days of the impounding upon the payment of a fee of ten dollars (\$10.00) or the pickup cost, whichever is greater, plus the cost of the board bill. The fee for a second impoundment shall be twenty dollars (\$20.00) plus the board bill.

SECTION 18. PROPERTY DAMAGE. Upon any dog, cat, or other domestic animal causing damage to any public or private property within the City, a written citation shall be issued, and the owner shall be subject to fine upon conviction as provided in this ordinance.

SECTION 19. COMPLAINTS. Any person aggrieved by the actions of any animal described in this article may make a complaint concerning such animal to the Police Department, the City Attorney, or the Municipal Judge. Upon receipt of said complaint, the Police Department shall themselves respond or shall dispatch a humane officer or other agent of the City to the scene of the alleged violation. If upon arrival the responding officer observes what appears to him to be a violation of City ordinance concerning animals, he may issue a written citation, or issue a written warning, or take any other action provided by ordinance. If, after having received complaint of an alleged violation, and upon arriving at the scene, the violation is no longer observable, the following procedure shall be followed:

A. Upon receipt of such complaint, the Police Department shall notify the owner or keeper of the animal complained against of the nature of the complaint and of the provisions of this ordinance.

B. In the event that a second complaint of similar nature shall be made against the animal, the Police Department shall investigate the complaint. After an investigation of the facts, and upon request of the complainant, the complainant will be requested to sign a sworn complaint against the owner or keeper of the animal, which shall be notarized in the presence of the Shift Sergeant or before the Municipal Judge. This complaint will then be referred to the Municipal Court for consideration of warrant issuance against the owner or keeper of the said animal. Should a warrant issue, the complainant will then be required to appear in Municipal Court and present evidence on behalf of the prosecution.

SECTION 20. LICENSING INFORMATION. A copy of this ordinance shall be furnished to each person licensing an animal.

SECTION 21. ENFORCEMENT. It is the duty of the humane officer, or anyone having the authority of humane officer, including but not limited to law enforcement officers, to enforce the terms and provisions of this ordinance; and the Mayor may appoint, by and with the consent of the Council, some suitable person or persons to be known as humane officer or officers, whose duties it shall be to assist in the enforcement of this ordinance and to work under the immediate supervision and direction of the Police Department.


SECTION 22. PENALTY. Any person who shall violate, neglect or refuse to comply with any provision, regulation or requirement of this ordinance shall, on conviction thereof, be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.

SECTION 23. REPEAL OF PREVIOUS ORDINANCES. Ordinances No. 81 and 45 are hereby repealed.

SECTION 24. EFFECTIVE DATE. All provisions of this ordinance shall take effect and be in full force from and after publication.

PASSED BY THE GOVERNING BODY THIS 2nd DAY OF APRIL, 1973; A NEWLY ELECTED GOVERNING BODY TAKING OFFICE BEFORE OFFICIAL PUBLICATION, RECONFIRMED BY THE GOVERNING BODY THIS 24TH DAY OF JULY, 1973.

APPROVED BY THE MAYOR: -s-


Jerry D. Foster

ATTEST: -s-

City Clerk Ora M. Amberg

SEAL: