

AN ORDINANCE PROHIBITING DOGS OR OTHER ANIMALS IN CERTAIN AREAS OF THE VILLAGE PARK

Whereas, Ohio Basic Code Sections 90.01 through 90.99 specifies general Ohio law concerning dogs and other animals;

Whereas, the village of Higginsport wishes to clarify certain prohibitions with respect to dogs and other animals in the village park

Whereas, such prohibitions with respect to dogs and other animals are necessary for the protection of public property and the safety of persons using the Higginsport village park

NOW, THEREFORE, be it ordained by the Council of the Village of Higginsport, Brown County that:

Section 1: Other than service dogs, no dog or other animal, whether or not such dog or other animal is on a leash, shall be allowed AT ANY TIME to be in any area of the Higginsport village park other than grassy areas of the park.

Section 2: The presence of a dog that is not a service dog or other animal, whether or not such dog or other animal is on a leash, in any area of the park other than a grassy area is prima facie evidence that the owner or keeper of such dog or other animal is in violation of Section 1 hereof.

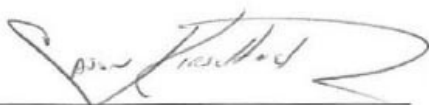
Section 3: The owner or keeper of any dog that is not a service dog or other animal found to be in violation of Section 1 hereof is guilty of a misdemeanor of the fourth degree, bearing a maximum monetary fine of \$250.


Section 4: The owner or keeper of any dog that is not a service dog or other animal who permits it to be in any area of the Higginsport village park in violation of this ordinance, is liable for all damages caused by such animal, which damages shall be in addition to any monetary fines payable for violation of this ordinance.

Section 5: It is found and determined that all formal actions of this Council concerning and relating to this ordinance were conducted in open meetings of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

This ordinance shall be in full force and effect from and after the earliest period allowed by law.

Passed by the Council of the Village of Higginsport, Brown County, Ohio this tenth (10th) day of November, 2008.


Approved:
Jason Kirschner, Mayor


Attest:
Jerry Green, Clerk