

ORDINANCE NO. 967

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING TITLE 6, CHAPTER 4, KETCHUM MUNICIPAL CODE "ANIMALS GENERALLY" PERTAINING TO ANIMAL CONTROL, SECTION 6.04.030 NUISANCE; SECTION 6.04.150 REDEMPTION OF IMPOUNDED DOGS, BY DELETING CERTAIN LANGUAGE AND ADDING NEW LANGUAGE WHICH, WITHOUT LIMITATION, PROVIDES FOR REIMBURSEMENT OF COSTS OF CAPTURE, TRANSPORTATION AND STORAGE OF ANIMALS AT LARGE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the provisions for animals running at large do not currently provide for a fee assessed against the owners of such animals to reimburse the City for the expenditures involved in capturing, transporting and storing such animals; and

WHEREAS, the City has expended substantial resources in capturing, transporting and storing animals at large, especially dogs.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Ketchum, Idaho:

SECTION 1: That Section **6.04.030 Nuisance** of the Ketchum City Code is hereby amended, altered, and changed by adding thereto the underlined language herein below, to wit:

6.04.030 Nuisance.

A. It is unlawful for any owner or other keeper of a dog or other animal to fail to exercise proper care and control of such animal to prevent it from becoming a public nuisance. A nuisance includes, but is not limited, to the following: (1) frequent, continuous, or untimely barking; (2) molesting passers-by; (3) chasing vehicles; (4) attacking other domestic animals; (5) trespassing upon public or private property in such a manner as to damage the property; (6) defecating on public or private property of another when the defecation is not immediately removed by the keeper of the animal; or (7) allowing any accumulation of animal feces in such a manner as to affect the health and quiet enjoyment of another person.

SECTION 2: That Section **6.04.150** is added and the Ketchum City Code is hereby amended, altered, and changed by adding thereto the underlined language herein below, to wit:

6.04.150 Redemption of impounded dogs.

A. Any dog impounded may be reclaimed and taken from the ~~pound~~ animal shelter, the Ketchum Police Department or any other location at which such dog may be impounded by the owner or any authorized person so long as the impounded dog is currently licensed and the person reclaiming the impounded dog pays the person in charge of the ~~pound~~ animal shelter, the Ketchum Police Department or the responsible person in charge of any other location reasonable capture, transport, and impound fees in an amount determined from time to time by resolution of the Ketchum city council. All impounded dogs not redeemed within five days shall be offered for ~~sale~~ adoption by the animal ~~pound~~ shelter in an amount to be determined by the animal ~~pound~~ shelter plus any required license fee. All dogs that are not ~~sold~~ adopted or redeemed within five days excluding weekends and holidays may be destroyed in a humane manner. (Ord. 469 § 15, 1988)

SECTION 3. SAVINGS AND SEVERABILITY CLAUSE. It is hereby declared to be the legislative intent that the provisions and parts of this Ordinance shall be severable. If any paragraph, part, section, subsection, sentence clause, or phrase of this Ordinance is for any reason held to be invalid for any reason by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.


SECTION 4. REPEALER CLAUSE. All City of Ketchum ordinances or resolutions or parts thereof which are in conflict herewith are hereby repealed.

SECTION 5. PUBLICATION. This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, substantially in the form annexed hereto as Exhibit "A," shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

SECTION 6. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication.


PASSED BY THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO and APPROVED by the Mayor this 21st of February, 2006.

CITY OF KETCHUM, IDAHO



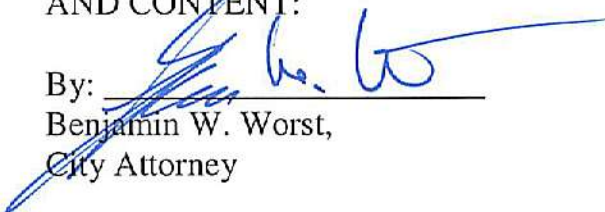
Randall Hall,
Mayor

ATTEST:



Sandra E. Cady, CMC
City Treasurer/Clerk

APPROVED AS TO FORM
AND CONTENT:

By: 

Benjamin W. Worst,
City Attorney

EXHIBIT A

**PUBLICATION OF SUMMARY OF ORDINANCE NO. 967
CITY OF KETCHUM, IDAHO**

AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING TITLE 6, CHAPTER 4, KETCHUM MUNICIPAL CODE "ANIMALS GENERALLY" PERTAINING TO ANIMAL CONTROL, SECTION 6.04.030 NUISANCE; SECTION 6.04.150 REDEMPTION OF IMPOUNDED DOGS, BY DELETING CERTAIN LANGUAGE AND ADDING NEW LANGUAGE WHICH, WITHOUT LIMITATION, PROVIDES FOR REIMBURSEMENT OF COSTS OF CAPTURE, TRANSPORTATION AND STORAGE OF ANIMALS AT LARGE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE, PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; AND PROVIDING FOR AN EFFECTIVE DATE.

A summary of the principal provisions of Ordinance No. 967 of the City of Ketchum, Blaine County, Idaho, adopted on February 21, 2006, is as follows:

Section 1: Adds the allowance of any accumulation of animal feces in such a manner as to affect the health and quiet enjoyment of another person to the current list of nuisances.

Section 2: Provides for the recovery of costs incurred for the capture, transport, and impoundment of animals at large by the animal shelter or Ketchum Police Department.

Section 3: Provides a savings and severability clause.

Section 4: Provides a repealer clause.

Section 5: Provides for publication of a summary of the Ordinance.

Section 6: Establishes the effective date.

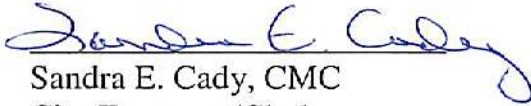
The full text of this Ordinance is available at the City Clerk's Office, Ketchum City Hall, 480 East Avenue North, Ketchum, Idaho 83340 and will be provided to any citizen upon personal request during normal office hours.

CITY OF KETCHUM, IDAHO



Randall Hall, Mayor

ATTEST:



Sandra E. Cady, CMC
City Treasurer/Clerk



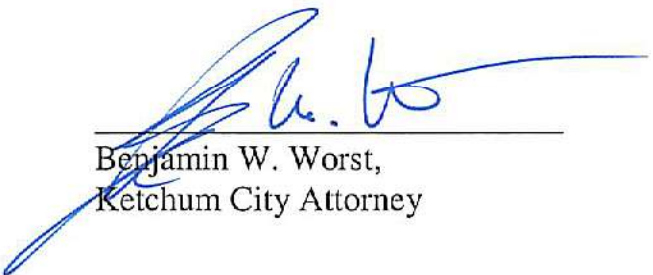
10/11/20



STATEMENT OF LEGAL ADVISOR

I, the undersigned attorney at law, duly licensed in the State of Idaho and serving as City Attorney to the City of Ketchum, Idaho, hereby certify that I have read the attached Summary of Ordinance No. 967 of the City of Ketchum and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated this 21st day of February, 2006.



Benjamin W. Worst,
Ketchum City Attorney

Publish: Idaho Mountain Express
Date: MARCH 1, 2006