

**NOTICE TO CITY OF HANCOCK
RESIDENTS**

PROPOSED ORDINANCE

**CITY OF HANCOCK
CITY ORDINANCE #**

An ordinance establishing rules and regulations on dog restraint and dog defecating.

THE CITY OF HANCOCK ORDAINS:

Section 1. Purpose

It has been determined that the owning or harboring of a dog in the City of Hancock that is not restrained or under control of the owner or allowing dogs to deposit wastes outside the owners property control is deemed a public nuisance. It is deemed by the city that the ownership of a dog is a privilege which carries with it responsibilities to the city and its residents with regard to the custody of said dog.

Section 2. Definitions

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

Owner means when applied to proprietorship of a dog shall include every person having a right of property in such dog, and every person who keeps or harbors such dog or has it in his or her care, and every person who permits such dog to remain in or about any premises occupied by him or her.

Reasonable control means keeping a dog on a suitable leash or under the oral control of the owner or custodian or some other person with the permission of the owner or custodian, in all cases other than while upon private property, or unless the dog is confined in a closed automobile, or shipping receptacle.

Section 3. Restraint Required

- A. All dogs shall be secured by a leash under control of a responsible person or obedient to that person's commands.

Section 4. Animal Waste

The owner of every dog shall be responsible for the prompt removal of any defecation/excreta deposited by their dog on public sidewalks, streets, highway, parks, beaches, recreation areas, or other property not under ownership of the dog's owner.

Section 5. Enforcement

The City's Police Department and other city staff as designated by the City Manager are hereby authorized and directed to enforce this ordinance.

Section 6. Penalties

Any person violating any of the provisions of this ordinance is guilty of a misdemeanor punishable by a fine not exceeding one hundred dollars (\$100) or by imprisonment in the county jail for a period not exceeding ninety (90) days, or both such fine and imprisonment.

Section 7. Invalidity

If any part of this ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

Section 8. This ordinance was introduced by the City Council of the City of Hancock, Houghton County, Michigan on the 21st day of April, 2010.

(The foregoing proposed ordinance was introduced in writing at the regular meeting of the Hancock City Council held on Wednesday, April 21, 2010 at 7:30 p.m.

A Public Hearing is scheduled for Wednesday, May 19, 2010 in the Council Chambers at 7:30 p.m.

This Ordinance will be presented to the Hancock City Council for adoption or rejection at the regular meeting of the Hancock City Council to be held on Wednesday, May 19, 2010 following the Public Hearing.)

Karen Haischer, CMC
City Clerk

publish on May 12
need two affs of publication