

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30050

Ordinance No. 3655

Passed October 22, 2019

*AN ORDINANCE ADOPTING AMENDMENTS TO CHAPTER 90 OF THE CODE OF ORDINANCES OF WEST CARROLLTON, KNOWN AS "ANIMALS," TO INCLUDE SECTIONS 90.01, "DEFINITIONS," SECTION 90.061, "CRUELTY TO COMPANION ANIMALS," SECTION 90.07, "NUISANCE CONDITIONS PROHIBITED," SECTION 90.19, "COMMUNITY CAT MANAGEMENT; PERMITTED ACTS," AND SECTION 90.20, "DANGEROUS DOG REGISTRATION CERTIFICATE, DEBARKING DOGS."*

*WHEREAS, an application has been filed by the City of West Carrollton proposing amendments to Chapter 90: ANIMALS, and;*

*WHEREAS, the City Council reviewed these proposals at its public work session on September 24, 2019, and requested they be introduced for consideration at the next regularly scheduled City Council Meeting; and*

*WHEREAS, notification of these items on the September 24, 2019, meeting agenda of the West Carrollton City Council was duly advertised; and*

*WHEREAS, approval of the proposed updates to Chapter 90, Animals, Sections 90.01, 90.061, 90.07, 90.19 and 90.20, is in the best interest of the citizens of the City of West Carrollton.*

*NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WEST CARROLLTON, MONTGOMERY COUNTY, OHIO:*

*SECTION 1: That by the virtue of the authority vested in the City Council by the Charter for the City of West Carrollton, that Chapter 90, Animals, Sections 90.01 "Definitions," AND 90.061 "Cruelty to Companion Animals," AND 90.07 "Nuisance Conditions Prohibited," AND 90.19 "Community Cat Management," AND 90.20 "Dangerous Dog Registration Certificate, Debarking Dogs," be adopted as reflected in Exhibit "A" attached hereto.*

*SECTION 2: That this Ordinance shall take effect from and after the earliest period allowed by law.*

*SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that any and 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.*

# RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30050

Ordinance No. 3655 Passed October 22, 20 19

PASSED: October 22, 2019

Attest:

Clerk of Council

Mayor

Effective Date: November 22, 2019

## CERTIFICATE

The undersigned, Clerk of Council of the City of West Carrollton, Ohio, hereby certifies the Ordinance to be a true and correct copy of Ordinance No. 3655, adopted on the 22<sup>nd</sup>, day of October, 2019.

\_\_\_\_\_  
Clerk of Council

Dated: \_\_\_\_\_

## **EXHIBIT “A”**

### **90.01 DEFINITIONS.**

For the purposes of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (A) **ANIMAL.** Means any live, vertebrate creature, domestic or wild.
- (B) **ANIMAL WARDEN.** Means any Officer with the Montgomery County Animal Resource Center, Dayton Humane Society or Police Officer.
- (C) **AT LARGE.** Means off the premises of the owner and/or not under control or restrained.
- (D) **CAT.** Means any animal of the felis catus species, male or female.
- (E) **COMMUNITY CAT.** Means an outdoor free-roaming cat, feral or not, unidentified and unowned that may be cared for by a community cat medical caregiver, known or unknown, pursuant to this Chapter.
- (F) **COMMUNITY CAT MEDICAL CAREGIVER.** Means a person who, in accordance with and pursuant to a policy of Trap-Neuter-Return as well as the permitted acts of community cat management, humanely traps, seeks medical care from a properly licensed veterinarian and returns cat(s) to their place of capture, while not being considered the owner, harborer, controller, or keeper of a community cat.
- (G) **DANGEROUS.** Means any wild animal, reptile, or fowl which is carnivorous and is not naturally tame or gentle but is of a wild nature or disposition; and which because of its size, vicious nature, or other characteristics would constitute a danger to humane life or property if it is not kept or maintained in a safe manner or in secure quarters.
- (H) **DANGEROUS DOG.** Means a dog that, without provocation, has done any of the following.
  - 1) Caused injury, other than killing or serious injury, to any person.
  - 2) Caused serious injury to another dog.
  - 3) Or been the subject of a third or subsequent violation of division (E) of section 955.22 of the Ohio Revised Code.
    - a) **DANGEROUS DOG** does not include a police dog that has caused injury to any person, or has killed another dog while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties.

- (I) **DOG.** Means any member of the *canis lupus familiaris* species, male or female.
- (J) **DOMESTICATED.** Means any animal which is accepted by the general public as tamable and bred as a tamed animal for the purposes of man.
- (K) **EAR-TIPPING.** Means the removal of the distal one-quarter of a community cat's left ear, which is approximately ¼ - inch, or .635 cm, in an adult and proportionally smaller in a kitten. This procedure is performed under sterile conditions while the cat is under anesthesia, in compliance with any applicable federal or state law, and under the supervision of a licensed veterinarian. Ear-tipping is designed to identify a community cat as being sterilized and lawfully vaccinated for rabies.
- (L) **EXOTIC ANIMAL.** Means any animal foreign, including a hybrid offspring thereof, not indigenous to the State of Ohio and all animals defined under Ohio R.C. 935.01 (C).
- (M) **IN LEASH.** Means the animal is securely attached to a leash of size, type and strength necessary to control the behavior of the animal to which the leash is attached, and the leash is securely attached to a physical restraint of size and strength to maintain the animal within the restrained physical area of the leash, or the leash is securely held at all times in the hand of a person with reasonable judgment and the physical size to control the behavior of the leashed animal. The leash shall be no longer than six feet (6 ft.) in length.
- (N) **MENACING FASHION.** Means that a dog would cause any person being chased or approached to reasonably believe that the dog will cause physical injury to that person.
- (O) **NUISANCE DOG.** Means a dog that without provocation and while off the premises of its owner, keeper, or harbinger has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person.
- 1) **NUISANCE DOG** does not include a police dog that while being used to assist one or more law enforcement officers in the performance of official duties has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person.
- (P) **OWNER.** Means any person, firm, corporation, business, or any affiliated or unaffiliated group of persons owning, keeping, possessing, harboring, maintaining or having the care, custody and control of one or more animals. Any entity shall be presumed to be the owner, keeper or harbinger of an animal for purposes of this chapter if such entity causes or does the following:
- 1) Knowingly allows any animal to remain upon his or her property;
- 2) Knowingly or recklessly feeds such animal food or water;
- 3) Knowingly restrains such animal from leaving his or her property.

- (Q) **POLICE DOG.** Means a dog that has been trained, and may be used, to assist one or more law enforcement officers in the performance of their official duties
- (R) **PUBLIC NUISANCE.** Means any animal which:
- 1) Molests passersby or passing vehicles; or
  - 2) Attacks other animals; or
  - 3) Trespasses on school grounds; or
  - 4) Is repeatedly at large; or
  - 5) Damages private or public property; or
  - 6) Vocally disturbs the peace.
- (S) **RESTRICTED SNAKE.** Means any snake as defined in Chapter 935 of the Ohio Revised Code.
- (T) **SERIOUS INJURY.** Means any of the following:
- 1) Any physical harm that carries a substantial risk of death;
  - 2) Any physical harm that involves a permanent incapacity, whether partial or total, or a temporary substantial incapacity;
  - 3) Any physical harm that involves a permanent disfigurement or a temporary, serious disfigurement;
  - 4) Any physical harm that involves acute pain of a duration that results in substantial suffering or any degree of prolonged or intractable pain.
- (U) **SHELTER.** Means a man-made enclosure, windbreak, sunshade, or natural windbreak or sunshade that is developed from the earth's contour, tree development, or vegetation, a structure or device sufficient to protect any animal from direct contact with the elements (sun, wind, rain snow, ice, etc.)
- (V) **STRAY.** Means any animal running at large without identification.
- (W) **TRAP-NEUTER-RETURN.** Means the process of humanely trapping, sterilizing, vaccinating for rabies, ear-tipping, and returning community cats to their original location.
- (X) **TETHER.** Means a rope, cable or chain of adequate size and strength to effectively restrain the dog. Tethers shall be no shorter than fifteen (15) feet in length nor shall they weigh more than one-eighth (1/8) of the dog's weight.
- (Y) **TROLLEY SYSTEM.** Means a cable and pulley system with a tether attached to two (2) stationary points no shorter than seven (7) feet in height and fifteen (15) feet in length between fixed points.
- (Z) **VICIOUS DOG.** Means a dog that, without provocation has killed or caused serious injury to any person, or has killed another dog.

- 1) **VICIOUS DOG** does not include either of the following:
  - 2) A police dog that has killed or caused serious injury to any person while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties;
  - 3) A dog that has killed or caused serious injury to any person while a person was committing or attempting to commit a trespass or other criminal offense on the property of the owner, keeper, or harbinger of the dog.
- (AA) **WILD ANIMAL.** Means any animal which generally lives in its original, natural state and habitat, including a hybrid offspring thereof, which is not naturally tamed or domesticated.
- (BB) **WITHOUT PROVOCATION.** Means that a dog was not teased, tormented, or abused by a person, or that the dog was not coming to the aid or the defense of a person who was not engaged in illegal or criminal activity and who was not using the dog as a means of carrying out such activity.

#### 90.061 CRUELTY TO COMPANION ANIMALS.

- (A) As used in this section:
  - 1) "Companion animal" means any animal that is kept inside a residential dwelling and any dog or cat regardless of where it is kept, including a pet store as defined in Ohio R.C. 956.01. "Companion animal" does not include livestock or any wild animal.
  - 2) "Cruelty", "torment" and "torture" have the same meanings as in Ohio R.C. 1717.01.
  - 3) "Residential dwelling" means a structure or shelter or the portion of a structure or shelter that is used by one or more humans for the purpose of a habitation.
  - 4) "Practice of veterinary medicine" has the same meaning as in Ohio R.C. 4741.01.
  - 5) "Wild animal" has the same meaning as in Ohio R.C. 1531.01.
  - 6) "Federal animal welfare act" means the "Laboratory Animal Act of 1966", Pub. L. No. 89-544, 80 Stat. 350 (1966), 7 U.S.C.A. 2131 et seq., as amended by the "Animal Welfare Act of 1970", Pub. L. No. 91-579, 84 Stat. 1560 (1970), the "Animal Welfare Act Amendments of 1976", Pub. L. No. 94-279, 90 Stat. 417 (1976), and the "Food Security Act of 1985", Pub. L. No. 99-198, 99 Stat. 1354 (1985), and as it may be subsequently amended.
  - 7) "Dog kennel" means an animal rescue for dogs that is registered under Ohio R.C. 956.06, a boarding kennel or a training kennel.
- (B) No person shall knowingly torture, torment, needlessly mutilate or maim, cruelly beat, poison, needlessly kill, or commit an act of cruelty against a companion animal.
- (C) No person who confines or who is the custodian or caretaker of a companion animal shall negligently do any of the following:

- 1) Torture, torment or commit an act or cruelty against the companion animal;
- 2) Deprive the companion animal of necessary sustenance, or confine the companion animal without supplying it during the confinement with sufficient quantities of good, wholesome food and water, if it can reasonably be expected that the companion animal would become sick or suffer in any other way as a result of or due to the deprivation or confinement;
- 3) Impound or confine the companion animal without affording it, during the impoundment or confinement, with access to shelter from heat, cold, wind, rain, snow, or excessive direct sunlight if it can reasonably be expected that the companion animal would become sick or suffer in any other way as a result of or due to the lack of adequate shelter.

(D) No owner, manager or employee of a dog kennel who confines or is the custodian or caretaker of a companion animal shall negligently do any of the following:

- 1) Torture, torment, or commit an act of cruelty against the companion animal;
- 2) Deprive the companion animal of necessary sustenance, or confine the companion animal without supplying it during the confinement with sufficient quantities of good, wholesome food and water, if it can reasonably be expected that the companion animal would become sick or suffer in any other way as a result of or due to the deprivation or confinement;
- 3) Impound or confine the companion animal without affording it, during the impoundment or confinement, with access to shelter from heat, cold, wind, rain, snow or excessive direct sunlight if it can reasonably be expected that the companion animal would become sick or suffer in any other way as a result of or due to the lack of adequate shelter.

(E) Subsections (B), (C) and (D) of this section do not apply to any of the following:

- 1) A companion animal used in scientific research conducted by an institution in accordance with the federal animal welfare act and related regulations;
- 2) The lawful practice of veterinary medicine by a person who has been issued a license, temporary permit, or registration certificate to do so under Ohio R.C. Chapter 4741;
- 3) Dogs being used or intended for use for hunting or field trial purposes, provided that the dogs are being treated in accordance with usual and commonly accepted practices for the care of hunting dogs;
- 4) The use of common training devices, if the companion animal is being treated in accordance with usual and commonly accepted practices for the training of animals;
- 5) The administering of medicine to a companion animal that was properly prescribed by a person who has been issued a license, temporary permit, or registration certificate under Ohio R.C. Chapter 4741. (ORC 959.131)

(F) Penalty.

- 1) Whoever violates subsection (B) hereof is guilty of a misdemeanor of the first degree on a first offense. On each subsequent offense such person is guilty of a felony and shall be prosecuted under appropriate State law.
- 2) Whoever violates subsection (C) hereof is guilty of a misdemeanor of the second degree on a first offense and a misdemeanor of the first degree on each subsequent offense.
- 3) Whoever violates subsection (D) hereof is guilty of a misdemeanor of the first degree.
  - a) A court may order a person who is convicted of or pleads guilty to a violation of this section to forfeit to an impounding agency, as defined in Ohio R.C. 959.132, any or all of the companion animals in that person's ownership or care. The court also may prohibit or place limitations on the person's ability to own or care for any companion animals for a specified or indefinite period of time.
  - b) A court may order a person who is convicted of or pleads guilty to a violation of this section to reimburse an impounding agency for the reasonably necessary costs incurred by the agency for the care of a companion animal that the agency impounded as a result of the investigation or prosecution of the violation, provided that the costs were not otherwise paid under Ohio R.C. 959.132.
- 4) If a court has reason to believe that a person who is convicted of or pleads guilty to a violation of this section suffers from a mental or emotional disorder that contributed to the violation, the court may impose as a community control sanction or as a condition of probation a requirement that the offender undergo psychological evaluation or counseling. The court shall order the offender to pay the costs of the evaluation or counseling. (ORC 959.99)

#### **90.07 NUISANCE CONDITIONS PROHIBITED.**

- (A) No person being the owner, keeper, harbinger of or having charge of any cat, dog or other animal shall permit such cat, dog or other animal to become a public nuisance as defined in 90.01(N).
- (B) No person shall keep or harbor any animal or fowl in the Municipality so as to create offensive odors or unsanitary conditions which are a menace to the health, comfort or safety of the public.
- (C) No person being the owner, keeper, harbinger of or having charge of any cat, dog or other animal shall permit such cat, dog or other animal to excrete upon any public property or the premises of another. In the event this occurs, the person being the owner, keeper, harbinger of or having charge of such cat, dog or other animal shall cause the excrement to be completely removed forthwith.



- (D) No person being the owner, keeper, harbinger of or having charge of any cat, dog or other animal shall permit such cat, dog or other animal to intentionally or unintentionally bark, whine, yelp, howl, screech, create any offensive excessive noise, molest passersby, chase vehicles, attack other domestic animals, or damage property of another.
- (E) Whoever violates this section shall be guilty of a minor misdemeanor. (Ord. 3533. Passed 10-8-13.)

#### **90.19 COMMUNITY CAT MANAGEMENT; PERMITTED ACTS.**

- (A) Community cat medical caregivers are empowered to humanely trap community cats to have them sterilized, ear-tipped, vaccinated against the threat of rabies, and to return them to their original place of capture.
- (B) A community cat medical caregiver who returns a community cat(s) to its original place of capture while operating under the guides of Trap-Neuter-Return is not deemed to have abandoned the cat(s).

#### **90.20 DANGEROUS DOG REGISTRATION CERTIFICATE, DEBARKING DOGS.**

- (A) Except when a dangerous dog is lawfully engaged in hunting or training for the purpose of hunting and is accompanied by the owner, keeper, harbinger, or handler of the dog, no owner, keeper, or harbinger of a dangerous dog shall fail to do either of the following:
  - 1) While that dog is on the premises of the owner, keeper, or harbinger, securely confine it at all times in a locked pen that has a top, locked fenced yard, or other locked enclosure that has a top;
  - 2) While that dog is off the premises of the owner, keeper, or harbinger, keep that dog on a non-retractable leash or tether that is not more than six feet in length and additionally do at least one of the following:
    - a) Keep that dog in a locked pen that has a top, locked fenced yard, or other locked enclosure that has a top;
    - b) Have the non-retractable leash or tether controlled by a person who is of suitable age and discretion or securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained and station such a person in close enough proximity to that dog so as to prevent it from causing injury to any person;
    - c) Muzzle that dog.
- (B) No person who has been convicted of or pleaded guilty to three or more violations of any sections of Ordinance 90.02, Dog at Large, or applicable State Statute, involving the same dog and no owner, keeper, or harbinger of a dangerous dog shall fail to do the following:

- 1) Obtain liability insurance with an insurer authorized to write liability insurance in this state providing coverage in each occurrence because of damage or bodily injury to or death of a person caused by the dangerous dog if so ordered by a court and provide proof of that liability insurance upon request to any law enforcement officer, county dog warden, or public health official charged with enforcing this section;
- 2) Obtain a dangerous dog registration certificate from the Montgomery County Auditor pursuant to division (F) of this section, affix a tag that identifies the dog as a dangerous dog to the dog's collar, and ensure that the dog wears the collar and tag at all times;
- 3) Notify the Montgomery County Animal Resource Center and the West Carrollton Police Department immediately if any of the following occurs:
  - a) The dog is loose or unconfined.
  - b) The dog bites a person.
  - c) The dog attacks another animal while the dog is off the property of the owner of the dog.
- 4) If the dog is sold, given to another person, or dies, notify the county auditor within ten days of the sale, transfer, or death.

(C) No person shall do any of the following:

- 1) Debark or surgically silence a dog that the person knows or has reason to believe is a dangerous dog;
- 2) Possess a dangerous dog if the person knows or has reason to believe that the dog has been debarked or surgically silenced;
- 3) Falsely attest on a waiver form provided by the veterinarian under division (D) of this section that the person's dog is not a dangerous dog or otherwise provide false information on that written waiver form.

(D) Before a veterinarian debarks or surgically silences a dog, the veterinarian may give the owner of the dog a written waiver form that attests that the dog is not a dangerous dog. The written waiver form shall include all of the following:

- 1) The veterinarian's license number and current business address;
- 2) The number of the license of the dog if the dog is licensed;
- 3) A reasonable description of the age, coloring, and gender of the dog as well as any notable markings on the dog;
- 4) The signature of the owner of the dog attesting that the owner's dog is not a dangerous dog;
- 5) A statement that division (C) of section ordinance 90.20 prohibits any person from doing any of the following:
  - a) Debarking or surgically silencing a dog that the person knows or has reason to believe is a dangerous dog;

- b) Possessing a dangerous dog if the person knows or has reason to believe that the dog has been debarked or surgically silenced;
- c) Falsely attesting on a waiver form provided by the veterinarian under division (D) of section of ordinance 90.20 that the person's dog is not a dangerous dog or otherwise provide false information on that written waiver form.

(E) It is an affirmative defense to a charge of a violation of division (C) of this section that the veterinarian who is charged with the violation obtained, prior to debarking or surgically silencing the dog, a written waiver form that complies with division (D) of this section and that attests that the dog is not a dangerous dog.

(F)

- 1) The Montgomery County Auditor shall issue a dangerous dog registration certificate to a person who is the owner of a dog, who is eighteen years of age or older, and who provides the following to the county auditor:
  - a) The appropriate fee;
  - b) The person's address, phone number, and other appropriate means for the Animal Resource Center or county auditor to contact the person;
  - c) With respect to the person and the dog for which the registration is sought, all of the following:
    - i. Either satisfactory evidence of the dog's current rabies vaccination or a statement from a licensed veterinarian that a rabies vaccination is medically contraindicated for the dog;
    - ii. Either satisfactory evidence of the fact that the dog has been neutered or spayed or a statement from a licensed veterinarian that neutering or spaying of the dog is medically contraindicated;
    - iii. Satisfactory evidence of the fact that the person has posted and will continue to post clearly visible signs at the person's residence warning both minors and adults of the presence of a dangerous dog on the property;
    - iv. Satisfactory evidence of the fact that the dog has been permanently identified by means of a microchip and the dog's microchip number.
- 2) Upon the issuance of a dangerous dog registration certificate to the owner of a dog, the Montgomery County Auditor shall provide the owner with a uniformly designed tag that identifies the animal as a dangerous dog. The owner shall renew the certificate annually for the same fee and in the same manner as the initial certificate was obtained.
- 3) The owner of a dangerous dog shall present the dangerous dog registration certificate upon being requested to do so by any law enforcement officer, dog warden, or public health official charged with enforcing this section.

- a) If the owner of a dangerous dog for whom a registration certificate has previously been obtained relocates to a new address within the Montgomery County, the owner shall provide notice of the new address to the Montgomery County Auditor within ten days of relocating to the new address.

**(G) Penalties:**

- (1) Whoever commits a violation of division (A) of section 90.20 of the Codified Ordinances is guilty of a misdemeanor of the fourth degree on a first offense and a misdemeanor of the third degree on each subsequent offense. Additionally, the court may order the offender to personally supervise the dangerous dog that the offender owns, keeps, or harbors, to cause that dog to complete dog obedience training, or to do both, and the court may order the offender to obtain liability insurance pursuant to division (B) of section 90.20 of the Codified Ordinances. The court, in the alternative, may order the dangerous dog to be humanely destroyed by a licensed veterinarian, the county dog warden, or the county humane society at the owner's expense.
- (2) Whoever violates division (B)(2) of section 90.20 of the Codified Ordinances is guilty of a misdemeanor of the fourth degree.
- (3) Whoever violates division (B) (1), (3), or (4) of section 90.20 of the Codified Ordinances is guilty of a minor misdemeanor.
- (4) Whoever violates division (F) (3) of section 90.20 of the Codified Ordinances is guilty of a minor misdemeanor.

(Ord. 3533. Passed 10-8-13.)

## Section

- 90.01 Definitions.**
- 90.02 Animals, cats and dogs running at large.**
- 90.021 Tethering and trolleying of dogs.**
- 90.03 Impounding and disposition; records.**
- 90.04 Abandoning animals.**
- 90.05 Killing, injuring or poisoning animals.**
- 90.06 Cruelty to animals generally.**
- 90.061 Cruelty to companion animals.**
- 90.07 Nuisance conditions prohibited.**
- 90.08 Registration of dogs; tags to be worn.**
- 90.09 Hindering capture of an animal.**
- 90.10 Animal bites; quarantine and reporting.**
- 90.11 Hunting prohibited.**
- 90.12 Animal owners liable for damage to property.**
- 90.13 Birds and animals constituting a nuisance; abatement.**
- 90.14 Outdoor feeding prohibited.**
- 90.15 Marketing wild, dangerous or exotic animals.**
- 90.16 Keeping wild, dangerous or exotic animals.**
- 90.17 Compliance with orders from the City Manager.**
- 90.18 Escape of animal; notification.**
- 90.19 Community cat management; Permitted acts.**
- 90.20 Dangerous dog registration certificate, Debarking dogs.**

## Section Index

- Add 90.10 Community cat management; Permitted acts, and;  
90.20 Dangerous dog registration certificate, Debarking dogs.

## **90.01 DEFINITIONS Replaced in its entirety.**

Definitions added to section 90.01.

- (E) Community Cat
- (F) Community Cat Medical Care Giver
- (H) Dangerous Dog
- (K) Ear Tipping
- (N) Menacing Fashion
- (O) Nuisance Dog
- (Q) Police Dog
- (W) Trap-Neuter-Release
- (Z) Vicious Dog
- (BB) Without Provocation

Other definitions were given different letter designators due to the added definitions.

**90.061 CRUELTY TO COMPANION ANIMALS.**

Changed Penalty Section (F) 4 (a) (b)

**90.07 NUISANCE CONDITIONS PROHIBITED.**

Changed reference “N” of 90.01 in Section (A)

**90.19 COMMUNITY CAT MANAGEMENT; PERMITTED ACTS.**

New Section

**90.20 DANGEROUS DOG REGISTRATION CERTIFICATE, DEBARKING DOGS**

New Section