

VILLAGE OF BUCKEYE LAKE

ORDINANCE NUMBER 2017-21

AN ORDINANCE ADOPTING ANIMAL TETHERING REGULATIONS

WHEREAS, it has been determined by the Council of the Village of Buckeye Lake that there is a need to protect the public health, safety and general welfare as it pertains to tethering of animals in the Village; and,

WHEREAS, the protection of animals as well as residents will improve the public health and safety of the Village; and

WHEREAS, tethering of animals puts animals at risk of harm from other animals and people; and furthermore can result in aggressive animal behavior; and

WHEREAS, it is in the best interest of the Village to act to prevent animal cruelty and to establish and adopt the animal tethering regulations in a timely manner; and,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BUCKEYE LAKE, STATE OF OHIO:

SECTION I: That this ordinance places the following restrictions on tethering of animals in the Village of Buckeye Lake.

§ Tethering Animals

- (a) No person shall tether an animal in any of the following circumstances:
- (1) For more than six (6) hours total in a twenty-four (24) hour period and not more than two (2) consecutive hours with no less than a one (1) hour period between tetherings;
 - (2) Between the hours of 10:00 p.m. and 6:00 a.m.;
 - (3) If a heat or cold advisory has been issued by a local or state authority or the National Weather Service;
 - (4) If a severe weather warning has been issued by a local or state authority or the National Weather Service;
 - (5) If the tether is less than twenty (20) feet in length;
 - (6) If the tether allows the animal' to touch the fence or cross the property line or cross onto public property;
 - (7) If the tether is attached by means of a pinch-type, prong-type, or choke-type collar or if the collar is unsafe or is not properly fitted;
 - (8) If the tether may cause injury or entanglement;

- (9) No person shall keep any animal in a place that is unsanitary, including any place where there is an accumulation of feces or other waste, or foul odor, or insect or rodent infestation.
 - (10) If the tether is made of a material that is unsuitable for the animal's size and weight or that causes any unnecessary discomfort to the animal;
 - (11) If no owner or occupant is present at the premises.
- (b) As used in this section; "tether" means- a rope; chain; cord, dog-run or pulley, or similar restraint for holding an animal in place, allowing a radius in which it can move about.

SECTION II: That anyone violating the animal tethering regulations in the Village of Buckeye Lake Whoever violates this section is guilty of a minor misdemeanor on the first offense, a misdemeanor of the fourth degree on the second offense, and a misdemeanor of the first degree on the third or any subsequent offense. Notwithstanding the foregoing penalties, if an animal becomes sick or injured as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree.

SECTION III: This ordinance shall take effect and be in force at the earliest date allowed by law.

ADOPTED this 8th day of January, 2018

Attest: Valerie L. Hans
Council Clerk, Valerie L. Hans

Kitty Zwissler
Council President, Kitty Zwissler

Date filed with Mayor: 1-8, 2018

Date Approved by Mayor: 1-8, 2018

Peggy A. Wells
Mayor, Peggy A. Wells

Approved as to Form: _____
Mark Gardner, Solicitor