

ORDINANCE NO. 2024-03

AN ORDINANCE AMENDING THE CODE OF THE CITY OF LEON PERTAINING TO ANIMAL LICENSES AND PERMITS

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leon:

SECTION 1: Sections 2-501 through 2-514 of the City Code are amended to read as follows.

2-501. License.

Any person owning, keeping, or harboring any dog(s), cat(s), livestock, and/or fowl within the city older than minimum age of six (6) months must obtain a license or permit as provided in this chapter. Application shall be made to the city clerk or designated agent which shall include the name and address of the applicant owner, description of the animal, and the appropriate fee. License/permit fees shall not be required for seeing eye dogs or governmental police dogs. This requirement shall not apply to a nonresident keeping a dog or cat within the city for no longer than sixty (60) days.

Enforcement: For the purposes of discharging the duties imposed by this section and to enforce its provisions, any police officer or animal control officer is empowered to enter upon any premises upon which an animal is kept or harbored and to demand the exhibition by the owner of such animal or the license for such animal in accordance with the provision of this section, to include random city-wide canvassing and checks for compliance with this section. The owner of any animal is required to produce the license and vaccination information for each animal in his or her ownership upon demand by the animal control officer or police officer.

2-503. Vaccination required.

(a) Any person making application for a license/permit shall be required to present or exhibit to the city clerk or designated agent a statement or certificate issued by a licensed veterinarian showing that such animal has been vaccinated or inoculated with recognized anti-rabies vaccine and that the vaccination or inoculation of such animal will provide adequate protection for the entire licensing period for which the tag is issued. The city clerk shall maintain a record of the identifying numbers of all tags issued and shall make this record available to the public.

(b) All dog(s) or cat(s) or horse(s), six (6) months of age or older within the city shall be vaccinated against rabies. Such vaccinations shall provide adequate protection for the entire licensing period for which the tag is issued.

(c) A veterinarian who vaccinates a dog(s) or cat(s) or horse(s) against rabies shall issue to the owner of such dog(s) or cat (s) or horse(s) a vaccination certificate on a form approved by the Kansas Department of Health. The veterinarian shall also issue a metal tag with the veterinarian's address and the year of the vaccination stamped thereon. Upon vaccination, the veterinarian shall execute and finish to the owner of the dog(s) or cat(s) or horse(s) as evidence thereof, a certificate of vaccination. The veterinarian shall retain a duplicate copy of the certificate and one copy shall be filed with the owner. Such certificate shall contain the following information:

- (1) The name, address and telephone number of the owner of the vaccinated dog(s) or cat(s) or horse(s);
- (2) The date of vaccination;
- (3) The type of rabies vaccine used;
- (4) The year and number of the rabies tag; and

(5) And the breed, age, color and sex of the vaccinated dog(s) or cat(s) or horse(s).

(6) All livestock must have a picture provided at the time license/permit is requested before one will be issued.

(d) Concurrent with the issuance and delivery of the certificate of vaccination, the owner of the dog or cat shall cause to be attached to the collar or harness of the vaccinated animal a metal tag, serially numbered to correspond with the vaccination certificate number and bearing the year of issuance.

(e) It is unlawful for any person within the city to own, keep, possess, harbor or allow to remain upon premises under his or her control any dog(s) or cat(s) or horse(s) which have not been vaccinated as required herein. Any person establishing residence within the city shall comply with this title within ten (10) days of establishing such residency.

Proof of Vaccination-Dismissal-Fine. The failure of a dog or cat to wear a vaccination tag on a collar shall be prima facie evidence of the failure to vaccinate the animal as required by this section. To prove that a dog(s) or cat(s) or horse(s) was vaccinated at the time of the offense, the owner of the dog(s) or cat(s) or horse(s) must present a copy of the vaccination certificate issued by the veterinarian that shows the date the vaccination was administered. The offense shall be dismissed upon verification that the animal alleged in the offense was vaccinated on the date of the offense with the payment of a twenty-dollar (\$20.00) administrative fee.

2-504. Licensing period and procurement.

All licenses shall be acquired at the office of the city clerk or designated agent. The licensing period shall begin January first and shall run for one year. Application for license may be made thirty (30) days prior to and not more than sixty (60) days after the beginning of the licensing period; provided, that if the license tag required for any such animal shall not be obtained prior to March first of any year, the owner or harbinger shall pay a penalty of ten dollars (\$10.00) per month for each month delay in obtaining the license required by this chapter. Persons making application for animals brought into the community or reaching minimum age on or after March first of the licensing year shall be required to pay fifty (50) percent of the fee stipulated in this chapter to license the animal for the remainder of the period. The penalty hereinabove provided shall be in addition to that provided under this chapter.

2-506. Licensing fees.

Upon receipt of an application meeting the requirements of this chapter, the city clerk or designated agent shall issue after payment of the applicable fees as follows:

(a) Each un-neutered dog or cat- fifteen dollars (\$15.00) per year;

(b) Each neutered dog or cat - five dollars (\$5.00) per year. Provided, that any animal which is incapable of reproduction as verified by a licensed veterinarian, shall be considered neutered for the purpose of licensing.

(c) Each horse-one hundred dollars (\$100) per year.

(d) Provided, that the city clerk or designated agent shall issue one duplicate tag to replace a tag which has been lost, upon payment of a replacement fee of five dollars (\$5.00).

2-510. Permit period and issuance.

(a) Permit period shall begin January 1st and run for one year. Applications for permits may be made thirty (30) days prior to and up to sixty (60) days after the beginning of the permit period. Upon receipt of the permit application, a city personnel shall inspect the premises, enclosures and/or equipment of the applicant for compliance with provisions of this chapter and other applicable laws. Following approval of the inspection and payment of the applicable fee hereinafter set out, a permit shall be issued.

(b) Annual Permit Fees:

- (1) Class 1 kennel (authorized to house 3 or more dogs or cats or combination of either, not to exceed 7) - twenty dollars (\$20.00);
- (2) Class 2 kennel (authorized to house eight or more dogs or cats or combination of either)- fifty dollars (\$50.00).

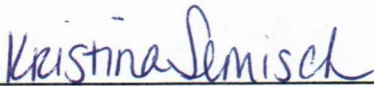
2-514. Violation; penalty.

Any person, firm or corporation violating any of the provision of this article shall, upon conviction thereof, be fined in a sum not less than one hundred dollars (\$100.00) nor more than four hundred dollars (\$400.00) for the first offense and a sum not less than two hundred dollars (\$200.00) nor more than six hundred dollars (\$600.00) for the second offense or any subsequent offenses.

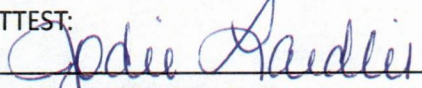
SECTION 2: Any Ordinances or Code provisions inconsistent herewith are hereby repealed.

SECTION 3: This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and publication once in the official newspaper of the City. The official newspaper of the City is the city website: www.cityofleon.org.

ADOPTED AND PASSED by the governing body of the City of Leon, Kansas on January 02, 2024, and **APPROVED AND SIGNED** by the Mayor on January 02, 2024.



KRISTINA SEMISCH, Mayor

ATTEST:


JODIE LAIDLER, City Clerk

