

## ORDINANCE NO. 10-712

AN ORDINANCE TO AMEND SECTION 6-101 OF THE MUNICIPAL CODE OF THE CITY OF FRIEND, NEBRASKA RELATED TO THE AMOUNT OF THE DOG LICENSE FEE; TO INCREASE SAID AMOUNT TO COMPLY WITH NEBRASKA LAW FOR MANDATORY FUNDING OF THE COMMERCIAL DOG AND CAT CASH FUND ESTABLISHED BY THE STATE OF NEBRASKA, TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH, TO PROVIDE FOR THE POSTING OR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR A TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Section 1. Section 6-101 of the Municipal Code of the City of Friend, Nebraska is amended as follows:

**DOGS; LICENSE.** Any person who shall own, keep, or harbor a dog over the age of six (6) months within the Municipality shall within thirty (30) days after acquisition of said dog acquire a license for each such dog annually by or before the first (1<sup>st</sup>) day of January of each year. The said tax shall be delinquent from and after January tenth (10<sup>th</sup>); provided, the possessor of any dog brought into or harbored within the corporate limits subsequent to January first (1<sup>st</sup>) of any year, shall be liable for the payment of the dog tax levied herein and such tax shall be delinquent if not paid within ten (10) days thereafter. Licenses shall be issued by the Municipal Clerk upon the payment of a license fee of two (\$2.00) dollars, except that for licenses obtained for the last half of the license year, if no license was required for the first half of the year, the license fee is one dollar and fifty cents (\$1.50), a portion of which shall be remitted by the City Treasurer to the State of Nebraska in an amount as required by Nebraska law for contribution to the Commercial Dog and Cat Cash Fund. Said license shall not be transferrable and no refund will be allowed in case of death, sale, or other disposition of the licensed dog. The owner shall state at the time the application is made and upon printed forms provided for such purpose, his name and address and the name, breed, color, and sex of each dog owned and kept by him. A certificate that the dog has had a rabies shot, effective for the ensuing year of the license, shall be presented when the license is applied for and no license or tag shall be issued until the certificate is shown. Any person convicted of violating this provision shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the County Jail for a period not to exceed six (6) months or by a fine of not more than five hundred dollars (\$500.00), recoverable with the costs, or both such fine and imprisonment, except that each person convicted shall be fined in a sum not less than fifty dollars (\$50.00) for the first offense; not less than seventy-five dollars (\$75.00) for the second offense; and not less than one hundred dollars (\$100.00) for the third and each offense thereafter.

Section 2. All ordinances or parts of ordinances passed and approved prior to the passage of this ordinance and which are in conflict with the provisions of this ordinance are hereby repealed.

Section 3. This ordinance shall be in full force and effect and after its passage, approval and either posting or publication in pamphlet form as provided by law.

Passed and approved this 6<sup>th</sup> day of July, 2010.

CITY OF FRIEND, NEBRASKA

By:

*James W. ...*  
MAYOR

Attest:

*Debbie ...*  
CITY CLERK/TREASURER

