

## ORDINANCE NO. 03-636

AN ORDINANCE AMENDING SECTION 6-105 OF THE MUNICIPAL CODE OF THE CITY OF FRIEND, NEBRASKA; TO ADD PENALTY PROVISIONS FOR THE VIOLATIONS OF SUCH ORDINANCE; TO REPEAL CONFLICTING ORDINANCES OR PARTS THEREOF; TO PROVIDE FOR THE PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND TO PROVIDE FOR A TIME WHEN THIS ORDINANCE SHALL TAKE EFFECT.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FRIEND, NEBRASKA AS FOLLOWS:

Section 1. Section 6-105 of the Municipal Code of the City of Friend, Nebraska is amended as follows:

**DOGS; RUNNING AT LARGE.** It shall be unlawful for the owner of any dog to allow such dog to run at large at any time within the corporate limits of the Municipality. "Running at large" shall mean any dog found off the premises of the owner, and not under control of the owner or a responsible person, either by leash, cord, chain, wire, rope, cage, or other suitable means of physical restraint. Every dog found running at large in violation of this section is declared to be a public nuisance and shall be picked up by the Police Chief or dogcatcher or other person authorized by him and impounded. In the event the dog is licensed, the Police shall immediately notify the licensed owner that the dog has been impounded and that the owner shall have forty-eight (48) hours in which to reclaim the dog. The owner may reclaim the dog upon payment of a twenty dollar (\$20.00) penalty for permitting the dog to run at large, and payment of the impounded fee, if any, as regularly charged by the person with whom the dog is impounded. Any dog remaining unclaimed for a period of forty-eight (48) hours shall be disposed of by the Police Chief pursuant to section Section 6-116. 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 \$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 \$50.00 for the first offense; not less than \$75.00 for the second offense; and not less than \$100.00 for the third offense 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prior to the passage of this ordinance and which are in conflict with the provision of this ordinance are hereby repealed.

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


Passed and approved this 1st day of July 2003.

THE CITY OF FRIEND, NEBRASKA,

  
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ROGER HORNER, Mayor



ATTEST

  
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DEBBIE GILMER,  
City Clerk/Treasurer