

**COMMONWEALTH OF KENTUCKY
GRAYSON COUNTY FISCAL COURT
ORDINANCE NO 1040.01**

**AN ORDINANCE RELATING TO DOGS INJURING LIVESTOCK AND OTHER
DOMESTIC ANIMALS**

WHEREAS, The Fiscal Court of Grayson County is enacting this Ordinance to address the issue of uncontrolled, aggressive dogs injuring the livestock, domestic dogs and domestic cats on the private property of others,

WHEREAS, The Fiscal Court intends this Ordinance to provide for the health, safety and welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED by the Fiscal Court of Grayson County, Kentucky, as follows:

SECTION 1 – DEFINITIONS

For the purposes of this Ordinance, the following words have the meanings respectively ascribed to them in this Section, except where the context clearly indicates a different meaning:

(a) DOG means a domestic canine.

(b) CAT means a domestic feline.

(c) OWNER means any person or the legal guardian of a person who owns, possesses or otherwise provides food, water or shelter to the dog in question or any person who meets the definition of "Owner" under KRS 258.095.

(d) ANIMAL CONTROL OFFICER means person(s) employed by Grayson County Fiscal Court to enforce the provisions of KRS Chapter 258 and any provisions of the Kentucky Revised Statutes relating to vicious dogs and the cruelty, mistreatment, or torture of animals, along with the provisions of this Ordinance.

(f) PRIVATE PROPERTY means property owned by private parties, i.e., not public property or governmental property.

(g) INJURIOUS DOG means a dog that has attacked, physically injured and/or killed another owner's livestock as defined under KRS 258.09 or dog or cat.

SECTION 2—INJURIOUS DOGS

No owner of a dog shall fail to exercise proper care and control of his or her dog in such a manner which thereby allows the dog to enter onto another's private property and

attack and physically injure that owner's or his or her guest's livestock, domestic dog or domestic cat. It is a violation of this Ordinance, for an owner of a dog to fail to exercise proper care and control of his or her dog thus allowing said dog to enter onto another's private property, attack and physically injure that owner's or his or her guest's domestic dog, domestic cat or livestock.

SECTION 3-ANIMAL CONTROL OFFICER

The Animal Control Officer shall investigate any complaint of a violation of this Ordinance and shall assist the County Attorney in prosecution of such a charge if issued. The animal control officer shall not attempt to procure and hold any dog under this ordinance, but shall consult with the County Attorney concerning the filing of a civil complaint under KRS 258.235 for harboring a vicious dog to be heard by a judge of the District Court.

SECTION 4- PENALTIES

Any person in violation of Section 2 or Section 3 of this Ordinance shall, upon conviction, be fined no less than \$100 nor more than \$250 for each violation. The cost of care of any animal held pursuant to a related action for harboring a vicious animal shall be the sole responsibility of the offender upon conviction of this Ordinance. The cost of care of the injured livestock, dog or cat shall also be the sole responsibility of the offender upon conviction of this Ordinance. However, any replacement damages concerning the death of livestock, dog or cat cannot be recouped under this Ordinance and must be sought the owner by private civil suit under KRS 285.235.

SECTION 5- SEVERABILITY

Severability is intended throughout and within the provisions, sentence, clause, phrase or portion of this Ordinance is held to be invalid or unconstitutional by a court competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 6 - EFFECTIVE DATE

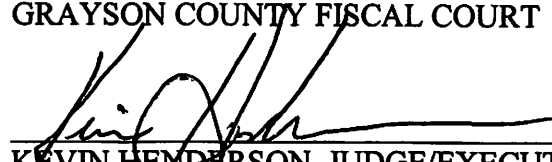
This Ordinance shall take effect immediately upon final passage and publication in the manner provided by law.

INTRODUCED AND PUBLICLY READ BY FIRST READING ON THE 20th DAY
OF April, 2021.

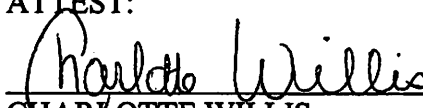
PUBLICLY READ AND APPROVED ON SECOND READING ON THE 18th DAY
OF May, 2021.

GRAYSON COUNTY FISCAL COURT

by:


KEVIN HENDERSON, JUDGE/EXECUTIVE
GRAYSON COUNTY

ATTEST:


CHARLOTTE WILLIS
GRAYSON COUNTY CLERK

**PREPARED BY AND
APPROVED AS TO FORM:**

by:


JEREMY LOGSDON
GRAYSON COUNTY ATTORNEY