

ORDINANCE NO. 18-24

AN ORDINANCE PROVIDING FOR AMENDMENTS TO DOG LICENSING PROCEDURES AND LICENSING FOR VICIOUS ANIMALS AMENDING SECTIONS 57.01 AND 57.04 AND CREATING A NEW SECTION 58.07 OF CHAPTERS 57 AND 58 OF THE NORWALK CITY CODE

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF NORWALK, IOWA:

Section 1. Purpose. The purpose of this ordinance is to provide for a change in dog licensing procedures to allow for electronic licensing of dogs and providing for requirements for obtaining a vicious animal license. This ordinance shall amend Chapters 57 and 58 of the Norwalk Code by revising the sections 57.01 and 57.04 and adding a new section 58.07.

Section 2. Section 57.01(3) Modified. Section 57.01(3) of the Norwalk Code is hereby modified to state the following:

3. The owner of a dog for which a license is required shall apply to the Clerk on forms provided by the City. The Clerk may also provide for alternate, electronic means for making application. The application shall state the breed, sex, age, color, markings, and name, if any, of the dog, the date of the most recent rabies vaccination and the date the dog is required to be revaccinated and whether the dog has been spayed or neutered. The application shall also include the name, address and phone number of the owner and shall be signed by the owner.

Section 3. Section 57.04 Modified. Section 57.04 of the Norwalk Code is hereby modified to state the following:

57.04 LICENSE TAGS. Upon receipt of the application and fee, the Clerk shall deliver or mail to the owner a license which shall be in the form of a permanent metal tag stamped with the serial number of the license as shown on the record book of the Clerk and the name of the City. The license tag shall be securely fastened by the owner to a collar or harness which shall be worn at all times by the dog for which issued. A license issued for one dog shall not be transferable to another dog.

Section 4. New Section 58.07 Created. A new Section 58.07 of the Norwalk Code is hereby created providing for licensing requirements for animals that have been found to be vicious pursuant to this Chapter.

58.07 LICENSE FEES & REQUIREMENTS. Every person keeping or maintaining a vicious animal as provided in this chapter, or which has otherwise been declared

vicious in any other jurisdiction, shall procure a vicious animal license from the Clerk on an annual (calendar year) basis, subject to the following:

1. The provisions of Sections 57.01, 57.04, 57.05, 57.06, 57.08 and 57.10 shall be applicable to the issuance of a vicious animal license.
2. Every application for a vicious animal license, including renewal, shall provide a written plan regarding how a vicious animal will be confined in compliance with this Chapter.
3. Every application for a vicious animal license, including renewal, shall be accompanied by a certificate of inspection from the City Building Department showing that all pens, kennels or other structures designed, constructed or used to confine the vicious animal complies with all requirements of this chapter.
4. Every application for a vicious animal license, including renewal, shall include a certificate of insurance from an insurance company authorized to do business in Iowa with coverage of at least \$150,000.00 combined single limit liability for bodily injury. Such certificate of insurance shall specifically include the vicious animal in its coverage and shall provide that no cancellation of the insurance will be made unless ten (10) days written notice is first given to the City Clerk, City of Norwalk. Failure to provide such certificate of insurance shall be determined to be in violation of this chapter.
5. Every application for a vicious animal license, including renewal, shall have an annual license fee of \$200.00.
6. Every application for a vicious animal license, including renewal shall include as an applicant, the adult owner of the animal, all adult tenants of the premises where the vicious animal will be kept (if the premises is subject to a leasehold interest) and the owner(s) of the premises where the vicious animal will be kept.
7. All completed applications for a vicious animal license, including renewal, shall be submitted to the Chief of Police for review and approval prior to final issuance of the license.

Section 5. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 6. Severability Clause. In any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 7. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

Passed and approved this 20th day of December, 2018.

Tom Phillips, Mayor

Attest:

Lindsey Offenburger, City Clerk

First Reading: December 6, 2018

Second Reading: December 20, 2018

Third Reading: December 20, 2018

I certify that the foregoing was published as Ordinance No. 18-24 on the 3rd day of January, 2019.

City Clerk