

ORDINANCE NO. 681

AN ORDINANCE AMENDING TITLE CHAPTER 55 “ANIMAL PROTECTION AND CONTROL”

1. BE IT ENACTED by the City Council of West Branch, Iowa, that Chapter 55 “ANIMAL PROTECTION AND CONTROL” of the Code of West Branch, Iowa is hereby amended by making the following changes:

A. Insert the following at the end of 55.16.3.B.:

The person who was attacked or the owner of the domestic animal attacked must be notified and may be present during this appeal process.

B. Delete Section 55.16.3.C and insert in lieu thereof:

Once the owner has received notice of the animal’s classification as a Level 1, 2, or 3 animal, the owner shall comply with the restrictions specified in the notice within seven days or be subject to penalties (section 55.21).

C. Insert the following words after “signs” in Section 55.16.4.C.:

within 72 hours of being notified

D. Insert the following at the end of 55.16.4.D.:

If the disposition of a Level 4 animal is to be decided by a District Court and the animal is returned to the owner, the ID number tattooing or microchip implanting must be completed within seven days after this decision is made.

E. Delete the first sentence in Section 55.16.4.E and insert in lieu thereof:

To insure correct identification, all animals that have been classified as Level 3 shall have an identification number tattooed upon the animal, at the owner’s expense, by or under the supervision of a licensed veterinarian within seven days after this decision is made.

F. Delete the last sentence in Section 55.16.4.F and insert after the word “Council” in the second sentence:

in the City of West Branch Schedule of Fees

2. This amendment to the ordinance shall be in full effect from and after its publication as by law provided.
3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.
4. If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of this ordinance as a whole or any part, section, or provision thereof not adjudged invalid or unconstitutional.

Passed and approved this 1st day of August, 2011.

First Reading: July 5, 2011
Second Reading: July 18, 2011
Third Reading: August 1, 2011



Don Kessler, Mayor

Attest:


Matt Muckler, City Administrator/Clerk