

**COMMONWEALTH OF KENTUCKY  
OLDHAM COUNTY  
ORDINANCE NO. 04-840-184**

**AN ORDINANCE AMENDMENT REPEALING AND REPLACING ORDINANCE NO.  
KOC 95-800-847 AND ESTABLISHING A COMPREHENSIVE COUNTY DOG  
LICENSING AND ANIMAL CONTROL ORDINANCE.**

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**WHEREAS**, Oldham County has experienced and continues to experience a large population growth in residential subdivisions and a corresponding growth in its pet population; and,

**WHEREAS**, there is a growing need in the county for proper animal control;

**NOW THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF OLDHAM, COMMONWEALTH OF KENTUCKY, THAT:**

**SECTION 1 – DEFINITIONS**

As used in this Ordinance, the following terms shall mean;

**(a) ANIMAL:** Any living domestic creature, including livestock, poultry, pet rodents, pet birds, and pet reptiles.

**(b) ANIMAL DEALER:** Any person, partnership or corporation engaging in the business of buying and/or selling any animal or animals for the purpose of resale to pet shops, research facilities, another animal dealer, or to any other individuals other than the sale of an occasional litter on a random basis, including the sale of any animal from any roadside stand, booth, flea market or other temporary site.

**(c) ANIMAL SHELTER:** Any premises designated and operated by the Fiscal Court of the County for the purpose of impounding and caring for animals held under authority of this ordinance.

**(d) APPROVED RABIES VACCINE:** Any vaccine approved by the American Veterinary Medical Association and the Kentucky Department for Human Resources and found effective in protecting an animal from contracting rabies.

**(e) CIRCUS:** A non-resident variety show which features animal acts.

**(f) ANIMAL CONTROL OFFICER:** The official designated by the Judge-Executive to be in charge of the Animal Shelter and the primary enforcement officer for Oldham County of the sections of this ordinance and the state laws regulating animals and owners of animals. As used in this ordinance, the term also includes the agents and employees of the Animal Control Officer, hereinafter designated as ACO.

**(g) DOMESTIC:** Any animal whose physiology has been determined or manipulated through selective breeding and does not occur naturally in the wild and any animal which may be vaccinated against rabies with an approved rabies vaccine and any animal which has an established rabies quarantine observation period.

**(h) EXOTIC SPECIES:** Any animal born or whose natural habitat is outside the continental United States.

**(i) HUMANE SOCIETY:** Any organization existing for the purpose of the prevention of cruelty to animals incorporated under the laws of the Commonwealth of Kentucky.

**(j) COMMERCIAL KENNELS:** Any person, partnership or corporation with adequate acreage maintaining an establishment where dogs or cats are kept for the purpose of breeding, buying, selling, showing or boarding such animals or engaged in the training of dogs for guard or sentry purposes, and which establishment is so constructed that the animals cannot stray therefrom, or any person, partnership or corporation owning or keeping ten (10) or more animals, each of which is four (4) months of age or older.

**(k) NON-COMMERCIAL KENNELS:** Any person, partnership or corporation maintaining an establishment where dogs or cats are kept for the purpose of showing or for a hobby, and which establishment is so constructed that the animals cannot stray therefrom and which maintains no more than nine (9) animals.

**(l) LIVESTOCK:** Horses, stallions, colts, geldings, mares, sheep, rams, lambs, bulls, bullocks, steers, heifers, cows, calves, mules, jacks, jennies, llamas, alpacas, vicunas, burros, goats, kids, swine, ostriches, emus, rheas, and confined and domesticated hares, rabbits and poultry.

**(m) OWNER:** Any person, partnership, company or corporation owning, keeping or harboring animals.

**(n) PERSON:** An individual, partnership, company or corporation.

**(o) PET BIRDS:** Any tamed or domesticated bird kept caged or within doors.

**(p) PET RODENTS:** Hamsters, gerbils, mice or similar rodents which are kept as domesticated or tamed animals and kept caged or within doors at all times.

**(q) PET SHOP:** Any person, partnership or corporation engaged in the business of breeding, buying, selling at retail or boarding animals of any species not prohibited by law for profit making purposes.

**(r) POULTRY:** All domesticated fowl and all game birds which are legally kept in captivity.

**(s) QUALIFIED PERSON:** Person granted a permit by the Secretary of Human Resources to vaccinate his dogs against rabies.

**(t) QUARANTINE:** Consists of the animal being humanely confined in a secure enclosure which will not allow it to come in contact with any other animal or person.

(u) **RESTRAINT:** An animal(s) shall be deemed to be under restraint if it is on the premises of its owner and at the time not barking uncontrollably, or if accompanied by a responsible person and under that person's immediate control.

(v) **THEATRICAL EXHIBITION:** any exhibition or act featuring performing animals.

(w) **VACCINATION:** The injection by a veterinarian or other qualified person of rabies vaccine approved by and administered in accordance with the regulations of the Kentucky State Board of Health.

(x) **VETERINARIAN:** A licensed practitioner of veterinary medicine, accredited by the Bureau of Animal Husbandry, United States Department of Agriculture.

(y) **VETERINARY HOSPITAL:** Any establishment maintained and operated by a licensed veterinarian for the diagnosis and treatment of diseases and injury to animals or for the boarding of animals.

(z) **WILDLIFE:** Any animal which occurs naturally in a wild state. This includes any animal which is part wildlife, not to include emus, ostrich, rhea (ratites), llama, and alpaca.

(aa) **ZOOLOGICAL GARDEN:** Any park or zoo operated by a person, partnership, private corporation, governmental agency or foundation.

(bb) **REASONABLE HOURS:** The normal business hours of any establishment or business regulated by this Ordinance.

## **SECTION II – ANIMALS – RESTRAINT REQUIRED**

All animals shall be kept under restraint at all times.

### **SECTION III – DOGS TO BE LICENSED AND VACCINATED AGAINST RABIES**

(a) **LICENSE FEE:** Effective upon the passage of this ordinance and annually thereafter, every owner of animals regulated by this Section shall apply to the ACO or other authorized licensing agents for the appropriate license. Proof of a valid rabies vaccination must be provided when applying for a dog license. License and rabies tags shall be firmly attached to a harness or collar worn by the animal. Dog licenses are required at four (4) months of age. The application fee shall be accompanied by a license fee as established by Oldham County Fiscal Court by resolution. The categories for license shall be:

(1) Unaltered dogs over four (4) months

(2) Altered dogs over four (4) months. Proof of alteration must be by verification form from a licensed veterinarian.

(b) **VACCINATION FEES:** Annually, every owner of a dog, ferret, or cat four (4) months of age or older shall have it vaccinated against rabies or have up-to-date vaccination. It is further provided that the owner of a dog, ferret or cat reaching four (4) months of age shall have such animal vaccinated by the tenth (10<sup>th</sup>) day after the date the dog, ferret, or cat attained this age. Such vaccination shall be in accordance with the vaccination requirements prescribed by the State Board of Health. Vaccinations shall be performed by a licensed veterinarian or qualified person.

The veterinarian or qualified person administering the vaccination shall issue to the dog, ferret or cat owner a vaccination certificate on a form prescribed by the State Board of Health. The vaccination certificate shall be prepared and issued in triplicate, one copy to be forwarded by the veterinarian or qualified person to the Oldham County Board of Health, and one copy to be

given to the owner of the dog, ferret or cat. Each certificate shall bear the name and address of the issuing party, and serial number and a brief description of the animal vaccinated. The veterinarian or qualified person shall also furnish each owner with a metal tag bearing the certificate number and the year of vaccination. The tag may also bear the name of the person issuing it. "Qualified Person" permits are granted only to kennel or cattery operators and rabies vaccinations may only be given to those animals which are owned by the kennel or cattery. Any animal which is sold, traded or otherwise removed from the kennel or cattery must be re-vaccinated against rabies by a licensed veterinarian and must be re-licensed by the ACO or agents.

The tag furnished by the veterinarian or other qualified person for dogs shall be affixed by the owner on a collar or harness furnished by him and shall be worn by the dog for which the certificate was issued. No one except the owner or his duly authorized agent shall remove the collar with the attached tag from any dog except as provided in KRS 258.165.

The tag furnished by the veterinarian or qualified person for ferrets or cats shall be given to the owner who shall retain the same to be produced whenever called upon to verify that any ferret or cat in his possession or owned by him has had the required vaccination. The certificate of vaccination may be produced if said tag has been lost.

#### **SECTION IV – LICENSING OF KENNELS AND PET SHOPS**

**(a) LOCATION:** Each separate location must be inspected and meet the requirements of this Ordinance prior to being issued a license. The license fee shall be established by Oldham County Fiscal Court by resolution. In the following categories, each location must be licensed separately:

- (1) for any kennel having nine (9) animals or less on its premises during the year beginning July 1;
- (2) for any kennel having an excess of nine (9) animals during the year beginning July 1;
- (3) for any pet shop, animal dealer, circus or theatrical exhibit;
- (4) for any humane society;
- (5) no license shall be required for any veterinary hospital, municipal animal control facility or zoological garden operated by a governmental agency.

**(b) LICENSE REVOCATION:** All licenses required under this section shall be renewed annually. The ACO may revoke any license issued hereunder. Grounds for such revocation include, but are not limited to, conviction pursuant to any violation of this Ordinance or any related State or Federal law. Failure to adhere to the standards set forth in this ordinance and failure to permit the ACO to inspect any establishment or business regulated by this ordinance during reasonable hours shall be grounds for revocation of any said license. License revocations shall be in writing and shall state the grounds therefore.

#### **SECTION V – IMPOUNDING**

Unrestrained animals may be taken by the ACO, or police and impounded in the Animal Shelter and confined in a humane manner. However, if after a reasonable effort the seizure of any such unrestrained animal cannot be made or should the animal present a hazard to public safety or property or have an injury or physical condition which causes the animal to suffer, the ACO or police may immediately destroy the animal by the most reasonable and humane means then available. Impounded animals shall be kept for not less than five (5) days, unless reclaimed by their owners. If the owner can be identified by means of a license tag or otherwise, the impounding agency shall immediately notify the owner by the most expedient means available of

the impoundment of the animal. Animals not claimed within five (5) days of their impoundment or of notice to the owner, and not placed in suitable new homes after such time, may be humanely euthanized by the agency. However, if an impounded animal has an injury or physical condition or aggression which causes the animal to suffer or endangers the ACO or his agent may immediately humanely euthanize the animal.

Every owner reclaiming an impounded animal which is subject to the terms of this Ordinance shall pay a fee as established by Oldham County Fiscal Court.

Proof of vaccination for dogs and cats against rabies and a current license for dogs shall be required before any dog or cat is released if unvaccinated then, the owner must show Oldham County Animal Control proof of vaccination from the veterinarian within one week.

Any animal (excluding wildlife) which has bitten or scratched someone with its teeth shall be quarantined for ten (10) days from the time the bite or scratch occurs. Any owner who fails to properly quarantine their animal is subject to criminal complaint for violation of this section and the animal shall be removed to the animal shelter for the remainder of its quarantine period. The owner will be responsible for all quarantine fees.

An animal whose owner is unavailable or incapable of quarantining the animal may be taken by the ACO and quarantined at the animal shelter for the prescribed period.

#### **SECTION VI – ISSUANCE OF COMPLAINTS**

The Oldham County ACO and his/her agents may sign criminal complaints or dispute mediation complaints against the owner of any animal observed by the ACO or the agent to be in violation of any section of this Ordinance. Complaints shall specify the section(s) of this Ordinance that is violated. In those cases which resulted in dispute mediation, successful mediation will result in a fee being paid to Oldham County District Court. That fee shall be



established by Oldham County Fiscal Court. Payment and proof will be made to ACO as agent of Oldham County Fiscal Court. The option of paying the diversion fee will be available only once for any owner during any twelve month period. In lieu of a criminal complaint or dispute mediation complaint, the ACO may issue a warning.

#### **SECTION VII – CONFINEMENT OF ANIMAL WHEN IN HEAT**

Every female dog in heat shall be confined in a building or secure enclosure in such a manner that such female dog cannot come into contact with another animal except for planned breeding.

#### **SECTION VIII – NUISANCE**

No owner shall fail to exercise proper care and control of his animals so as to prevent the following actions: excessive, continuous or untimely barking or howling exceeding fifteen (15) minutes; molesting of passersby; chasing of vehicles; attacking of domestic animals; trespassing upon public and school grounds; trespassing upon private property; or damaging of property of any nature.

#### **SECTION VIII – HUMANE TREATMENT OF ANIMALS**

(a) **GENERAL:** No owner shall fail to provide his animal with good wholesome food and water, veterinary care when needed to prevent suffering, and with humane care and treatment to include protection from weather if needed by a certain class of animals. All animal shelters or living areas must be cleaned and maintained regularly so as to promote proper health for the animals being kept. It shall be considered inhumane treatment for anyone except a licensed veterinarian to crop a dog's ears. If any animal is restrained by a chain, leash or similar restraint, it shall be designed and placed to prevent choking or strangulation. Such chain or restraint shall not be less than ten (10) feet in length and either on a swivel designed to prevent

the animal from choking or strangling itself or else on a chain run. No owner shall abandon any animal for a period in excess of twenty-four (24) hours, without providing for food and water, or abandoning an animal on public or private property. In the event that an animal is found to be abandoned, such animal shall be taken by the ACO, or police officer and impounded in the Animal Shelter or other facility maintained and there confined in a humane manner. Such animal, if taken from private property, shall be kept for not less than seven (7) days in accordance with the procedures set forth in Section V hereon (Impounding). In the event that an animal is so abandoned, the owner, or the person, if any, whom he has charged with the animal's care, shall be subject to criminal complaint for violation of this section.

(b) No person shall neglect, beat, cruelly ill treat, or torment any animal or cause or permit any dog fight, cockfight or other combat between animals. For the purposes of this paragraph, neglect, cruel ill treatment and torment of an animal shall be defined as a failure by a person to adhere to the requirements and provisions of subparagraph (a) of Section VIII above. In the event there is a reasonable cause to suspect that an animal is being beaten, cruelly ill treated, neglected, or tormented or involved in a dog fight, cockfight, or other combat, custody of such animal may be taken by the ACO, or police officer and impounded in the Animal Shelter or other facility maintained. Said animal shall be held as evidence and confined in such facility in a humane manner. Upon a finding by the court that the animal has been neglected, beaten, cruelly ill treated or tormented or involved in a dog fight, cockfight, or other combat between animals, the animal shall become the property of Oldham County. In addition, the animal may also be considered abandoned if not claimed by owner and then dealt with as allowed by Section V. Any animal observed by a police or animal control officer to be in immediate danger may be removed from such situation by the quickest and most reasonable means available.

No person shall own, possess, keep or train any bird or animal, with the intent that such bird or animal shall be engaged in an exhibition of fighting. In the event that a person shall own, possess, keep or train any bird or animal, with the intent that such bird or animal shall be engaged in an exhibition of fighting, he shall be liable to be criminally charged with violation of this section and subject to the penalties contained herein.

No person shall be present at any dog fight, cockfight or combat between animals. In the event that a person is present at a dog fight, cockfight or combat between animals, he shall be liable to be criminally charged with violation of this section and subject to the penalties contained herein.

Any person who is found present at a dog fight, cockfight or combat between animals and who is charged with being a spectator in violation of this section and who is in possession of, and/or is the owner of or keeper of an animal of the same species as that involved in the animal fight may be charged with intent to engage in an exhibition of fighting in violation of this section. Said animal shall be confiscated if found on the premises or in the immediate area of the dog fight, cockfight or combat between animals.

(c) Any animal found involved in a violation of any portion of this section may be confiscated by a peace officer and held in a humane manner. Upon conviction of this charge, all animals so confiscated shall become the property of Oldham County and the owner of the animal(s) shall have responsibility to pay to Oldham County all veterinary fees associated with medical treatment provided the animal while it was in custody.

(d) Poisons: No person shall place any poisonous substance which may be harmful to any animal as described herein in any location where it may be readily found and eaten by such animal.

## **SECTION X – ACTIONS PROHIBITED**

No person, firm, organization or group shall raise or kill a dog or cat for food or the skin or fur.

No person, firm, organization or group shall mutilate any animal whether dead or alive except during a post mortem by a qualified person.

No person, firm, organization or group shall engage or cause or allow any other person to engage in a sexual act with any animal.

## **SECTION XI – STANDARDS FOR COMMERCIAL KENNELS**

All commercial kennels shall, in addition to the other requirements of this Ordinance, comply with the minimum standards of this section. Failure to meet these standards shall be grounds for denial or revocation of a license and the issuance of a citation subjecting the owner to the penalties herein. Facilities shall be subject to inspection by the ACO upon his request during reasonable hours.

(a) Enclosures must be provided which shall allow adequate protection against weather extremes. Floors of buildings, runs and walls shall be of an impervious material or covered throughout with a minimum of three (3) inches of gravel. Walls must be of an impervious material. Runs must be cleaned daily with a disinfectant, cleanser or chlorine bleach. Cleaning materials must be present at the time of any inspection in amount sufficient to clean the entire facility.

(b) Building temperature shall be maintained at a comfortable level. Adequate ventilation shall be maintained.

(c) Each animal shall have sufficient space to stand up, lie down, and turn around in a natural position without touching the sides or top of cages.

(d) Cages are to be of material and construction that permit cleaning and sanitizing.

(e) Cage floors of concrete, unless radiantly heated, shall have a resting boards or some type of bedding.

(f) Runs shall provide an adequate exercise area and protection from the weather. Runs shall have an impervious surface or 3 inches or gravel.

(g) All animal quarters and runs are to be kept clean, dry and in a sanitary condition.

(h) The food shall be free from contamination, wholesome, palatable and of sufficient quantity and nutritive value to meet the normal daily requirements for the condition and size of the animal.

(i) All animals shall have fresh water available at all times. Water vessels shall be mounted or secured in a manner that prevents tipping and be of the removable type.

## **SECTION XII – STANDARDS FOR NON-COMMERICAL KENNELS**

Non-commercial kennels cannot violate nuisance ordinances. All non-commercial kennels shall, in addition to the other requirements of this ordinance, comply with the minimum standards of this section. Failure to meet these standards shall be grounds for denial or revocation of a license and the issuance of a citation subjecting the owner to the penalties herein. Facilities shall be subject to inspection by the ACO upon his request during reasonable hours.

(a) All enclosures housing animals must provide adequate protection against weather extremes.

(b) All food shall be free from contamination, wholesome, palatable and of sufficient quantity and nutritive value to meet the normal daily requirements for the condition and size of the animal.

(c) All animals shall have fresh water available at all times.

(d) All areas housing animals shall be free of accumulated waste and debris and shall be maintained regularly to as to promote proper health.

(e) All areas housing animals shall be free of accumulated or standing water.

(f) All animals housed shall be provided with proper veterinary care to promote good health.

### **SECTION XIII – STANDARDS FOR PET SHOPS**

All pet shops, as defined herein, including pet shops run in conjunction with another holding facility, shall, in addition to the other requirements of this ordinance, comply with the minimum standards of this section. Failure to meet these standards shall be grounds for the issuance of a citation subjecting the owner to the penalties herein. Facilities shall be subject to inspection by the ACO upon his request during reasonable hours.

(a) There shall be available hot water at a minimum temperature of 140 degrees Fahrenheit for washing cages and disinfecting and cold water easily accessible to all parts of the shop. Fresh water shall be available to all species at all times. Containers are to be cleaned and disinfected each day. All water containers shall be mounted so the animal cannot turn them over and be removable for cleaning.

(b) Room temperature of the shop shall be maintained at a level that is healthful for every species of animals kept in the shop.

(c) All cages and enclosures are to be of a non-porous material for easy cleaning and disinfecting. Each cage must be of sufficient size that the animal will have room to stand, turn and lie down in the natural position.

(d) All animals under three (3) months of age are to be fed at least three (3) times per twenty-four (24) hours. Food for all animals shall be served in a clean dish so mounted that the animal cannot readily tip it over and be of the removable type.

(e) Each bird must have sufficient room to sit on a perch. Perches shall be placed horizontal to each other in the same cage. Cages must be cleaned everyday and cages must be disinfected when birds are sold or as otherwise transferred. Parrots and other large birds shall have separate cages from smaller birds.

(f) There shall be sufficient clean, dry bedding to meet the needs of each individual animal.

(g) All animals must be fed, watered, and all cages cleaned everyday, including Sundays and holidays.

#### **SECTION XIV – ADOPTION OF ANIMALS FROM THE OLDHAM COUNTY ANIMAL SHELTER**

All animals over the age of six (6) months which are purchased or otherwise obtained from Oldham County's Animal Shelter must, within thirty (30) days of purchase or obtainment be surgically altered to prevent breeding. Animals under the age of six (6) months when adopted must be surgically altered within thirty (30) days of becoming six (6) months of age or age appropriate in the veterinarian's opinion. No animals shall be sold, donated or traded for experimental use.

Prior to the adoption of any animal from the animal shelter, the shelter will require the prospective owner to complete an Animal Placement Questionnaire. This Questionnaire is designed to determine the prospective owner's ability to properly care for the animal. Past experience and knowledge of department personnel of the prospective owners as well as previous violations of this Ordinance by the prospective owners may be grounds to refuse the

adoption. Additional grounds may be whether the prospective owner is able to provide an enclosure where the animal is to be kept which is adequate to keep the animal restrained, whether the animal is being purchased for resale, whether the prospective owner has obtained another animal from the Animal Shelter in the past twelve (12) months, whether the prospective owner has owned a pet which has died without veterinary care and whether the prospective owner is purchasing the animal solely for guard or attack purposes.

#### **SECTION XV – THEATRICAL EXHIBIT**

All Theatrical Exhibits as defined herein shall, in addition to other requirements of this Ordinance, comply with the minimum standards of this section. Facilities shall be subject to inspection by the ACO upon his request during reasonable hours.

(a) Animal quarters shall be of sufficient size to allow each animal to stand up, lie down, and turn around in a natural position without touching the sides or top or any other animal or waste.

(b) Each enclosure shall maintain a comfortable and healthful temperature level as well as adequate ventilation.

(c) No enclosure, performance or exhibit area shall be located in such a manner as to allow the public to come in contact with the animal.

(d) No animal shall be made to perform by means of any prod, stick, electrical shock, chemical or physical force, or by causing pain or discomfort. Any whip or riding crop must be used so as not to cause injury to the animal.

(e) No animal shall be caused to fight, wrestle or be physically matched against any other animal or person.



(f) No animal shall perform or be displayed in any dangerous situation. Such situation presenting the danger of physical injury to the animal or person.

(g) The Oldham County ACO must be notified of all displays or performances including date, time and exact location at least forty-eight (48) hours in advance of a display or performance.

#### **SECTION XVI – EXHIBITIONS OF WILD OR VICIOUS ANIMALS PROHIBITED**

No person shall keep or permit to be kept on his premises any wild or vicious animal for display or for exhibition purposes, whether gratuitously or for a fee. This section shall not be construed so as to apply to a zoological garden, theatrical exhibit or circus as defined in Section 1 of this Ordinance; except that no theatrical exhibition or act shall be held in which animals are encouraged to perform through the use of chemical, electrical or mechanical devices.

#### **SECTION XVII – NON-APPLICABILITY TO NON-RESIDENTS**

The sections of this Ordinance requiring a license shall not apply to non-residents of the County who are keeping only domestic pets, provided that animals of such owners shall not be kept in the County longer than thirty (30) days and that the animals shall be kept under restraint. No non-resident shall, however, keep any pet in this County over the age of four (4) months that has not been vaccinated against rabies.

#### **SECTION XVIII – INTERFERENCE WITH ENFORCEMENT PROHIBITED**

No person shall in any manner interfere with, hinder, molest or abuse any officer or individual authorized to enforce the provisions of this Ordinance.

## **SECTION XIX – SALE OF RABIES VACCINE**

It shall be unlawful for any person, firm or corporation to sell, give away, permit to be sold or given away any rabies vaccine (live or killed) to anyone but a licensed veterinarian or other qualified person.

## **SECTION XX – SALE OF EXOTIC SPECIES**

Any pet shop, animal dealer, or other person who transfers, or permits to be transferred, the ownership of an exotic species, as herein defined, shall keep records of the ownership transfer for a period of at least three (3) years. These records shall include:

- (a) Point of origination of the animal
- (b) The medical history of said animal including, but not limited to vaccinations, diseases and treatment.
- (c) The date the pet shop, animal dealer, Animal Shelter or other person came into possession of the animal.
- (d) The date of transfer and the transferee's name and address.

These records shall be kept by the transferor and shall be made available to the ACO or other authorized agent upon request.

Failure to keep such records and/or release of such records to authorized personnel shall be grounds for the issuance of a citation subjecting the owner to the penalties contained herein, and/or the revocation of any license issued pursuant to this Ordinance.

It is illegal to keep wolf hybrids or big cats in Oldham County.

## **SECTION XXI – REPEAL OF OTHER REGULATIONS**

All other regulations and ordinances of Oldham County in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION XXII – SEVERABILITY**

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this Ordinance.

**SECTION XXIII – PENALTIES**

Any person violating any provision of this ordinance shall be deemed guilty of a Class A misdemeanor and shall, upon citation to court and subsequent conviction, be punished by a fine not to exceed Five Hundred Dollars (\$500.00) or be imprisoned for a period not to exceed twelve (12) months, or both so fined and imprisoned. Each day a violation continues shall constitute a separate offense.

**SECTION XXIV – VICIOUS AND DANGEROUS DOGS**

A vicious dog or a dog that has been properly brought before Oldham District Court pursuant to a complaint alleging that the dog is vicious cannot leave the owner’s property except to go to the veterinarian, and must then be muzzled and leashed. This dog must be housed in a six-sided enclosure when not indoors. The enclosure must have a secure and permanent roof and floor as well as sides constructed of chain link or heavier gauge metal. Upon finding by the Oldham District Court that a dog is not vicious all requirements are dissolved.

**SECTION XXV – EFFECTIVE DATE**

All sections of this Ordinance shall take effect upon adoption of the Ordinance. Upon adoption of this Ordinance, Ordinance No. KOC-90-800.847 is hereby repealed and is replaced by this Ordinance.

Adopted by the Oldham County Fiscal Court, Oldham County, Kentucky at a regular meeting on the 2nd day of November, 2004 and on the same occasion

signed in open session by the County Judge-Executive as evidence of approval, attested under seal by the Oldham County Fiscal Court Clerk, and declared to be in full force and effect.

*Signed copy on file*  
MARY ELLEN KINSER  
Oldham County Judge-Executive

ATTEST:

*Signed copy on file*  
SHARON L. HERNDON  
Oldham County Fiscal Court Clerk