

DOG RESOLUTION
NO. 091499.01
MONTVILLE TOWNSHIP, MEDINA, OHIO

Be it Resolved by the Board of Township Trustees of Montville Township, that

WHEREAS, the State of Ohio has granted township the authority to pass resolutions on the control of dogs, (ORC 955.221): and,

WHEREAS, the township has the authority to pass legislation relating to the supervision and control of dogs:

NOW, THEREFORE, it be resolved by the Board of the Township Trustees of Montville Township, Ohio, that:

SECTION 1. Confinement and Restraint

(A) No owner, keeper, or harborer of any dog shall fail to prevent such dog from running at large on any property not his own whether that dog is properly registered or not.

(B) No owner, keeper, or harborer of any dog, registered or not, shall permit such dog to enter any public or private property other than a such person unless such dog is securely leashed by a leash not to exceed six (6) feet in length and under reasonable control of some person of reasonable age and discretion, with the following exceptions:
(1) The dog is on private property other than that of the owner, keeper, or harborer of the dog and the property owner has given his permission.

(2) The dog is lawfully engaged in hunting or training for the purpose of hunting. However, such dog (s) at all other times and in all other respects shall be subject to his resolution, unless actually in the field and engaged in hunting or in legitimate training for such purpose.

(C) No owner, keeper, or harborer of any female dog shall permit it to go beyond the premises of the owner, keeper or harborer at any time the dog is in heat, unless the dog is properly leashed and under reasonable control.

(D) It shall be prima-facie evidence that a dog is not under the required control of such dog chases, injuries, menaces, or kills any person or domestic animal or commits any nuisance upon property other than of it owner, keeper, or harborer.

(E) Whoever violates this section shall be fined not less than \$25 or more than \$100 on a first offense, and on more subsequent offense shall be fined not less than \$75 or more than \$250 and may be imprisoned for not more than thirty (30) days. In addition,

the offender may be required harbors, to cause that dog to complete do obedience training. (ORC) 955.99)

SECTION II. Barking and Noisy Animals

(A) No person shall keep or harbor any dog which howls or barks or emits audible sounds which are unreasonably loud or disturbing and which are of such a character, intensity, and duration so as to disturb the peace and quiet of the neighborhood or to be detrimental to the life and health of any individual.

SECTION III. Threats to Public Health, Safety, and Welfare

(A) No person shall keep or harbor any dog in the township so as to create noxious or offensive odors or unsanitary conditions which adversely impact the health, comfort, or safety of the public.

(B) A separate offense shall be deemed to have been committed each day during or on which the offense occurs or continues.

SECTION IV. Damage to Property

(A) Any owner, keeper, or harbinger of any dog that injures or damages public property or private property of one other than the owner, keeper, or harbinger of the dog shall be strictly liable to the injured or damaged party.

(B) No owner, keeper, or harbinger of any dog which defecates upon property of another shall fail to immediately remove any and all feces deposited by such dog from the property of another, including public parts or other public property. The owner of or person having charge of such dog shall immediately dispose of such feces in a sanitary manner.

SECTION V. Exemptions

(A) This resolution does not apply to:

(1) The owner or person in charge of a dog that is assisting a blind, deaf, or handicapped person and such person either is unaware that the dog's activities are in violation of this resolution or is unable to comply with this resolution.

(2) Law enforcement personnel in charge of a dog which is assisting such personnel in the performance of official duties.

(3) A dog that is lawfully engaged in hunting or training for the purpose of hunting and accompanied by a licensed hunter.

SECTION VI. Penalties

(A) Any violation of this resolution other than provided in Section I (E) shall result in a

minor misdemeanor on the first offense and a misdemeanor of the 4th degree on each subsequent offense.

Adopted on the fourteenth day of September, 1999.