

1 **COMMON COUNCIL OF THE CITY OF HOBART, INDIANA**

2
3 **ORDINANCE NO. 2017-31**

4
5 **An Ordinance Amending the Municipal Code of the City of Hobart**
6 **Concerning the Regulation of Animals**

7
8 WHEREAS, the Common Council (“Council”) of the City of Hobart, Indiana
9 (“City”) has received a request to amend Chapter 90 of the Municipal Code to strengthen
10 and clarify certain provisions thereof related to the impoundment and disposition of stray
11 animals; and

12
13 WHEREAS, the Council believes that these new amendments are necessary and
14 desirable to assure the humane treatment of animals and assure that the City will have the
15 authority to deal with such animals appropriately.

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17 THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart,
18 Indiana as follows:

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20 *SECTION ONE.* The Municipal Code of the City of Hobart, Indiana
21 (“Code”), Chapter 90 entitled “*LICENSING AND REGULATION OF DOGS AND*
22 *DOMESTIC ANIMALS,*” is hereby amended by striking the language contained in
23 sub-sections (B) and (E) of §90.27 entitled “*IMPOUNDED ANIMALS,*” and
24 inserting in lieu thereof the following new language:

25
26 **§90.27. IMPOUNDED ANIMALS.**

27
28 * * *

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30 (B) *To be held for five (5) days.* Any stray domestic
31 animal so impounded shall be cared for by the Animal
32 Control Authority and shall be held for and during a period
33 of five (5) days from the time of receipt, unless redeemed by
34 the animal’s owner. An animal received by the Animal
35 Control Authority and suffering from severe wounds, other
36 injury or suspected disease may be destroyed at the discretion
37 of the Animal Control Authority.

38
39 Animal Control Authority Agents shall be trained in
40 humane procedures by a licensed veterinarian or a registered
41 veterinary technician as evidenced by a letter from a licensed
42 veterinarian certifying the Agent’s competence in

43 administering humane euthanasia procedures in a humane
44 manner in conformance with the AVMA Guidelines for
45 Euthanasia. Animals may be destroyed by said Agents only
46 in conformance to said procedures. Agents shall be re-
47 evaluated by a licensed veterinarian annually, and the agent's
48 certification and supporting documents must be on file with
49 the Animal Control Authority and open to public inspection
50 upon request.

51 * * *

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53
54 (E) *Redemption.* If any domestic animal impounded
55 pursuant to this chapter is not redeemed by its owner within five (5)
56 days after the time of the animal's receipt, the domestic animal
57 becomes the property of the Animal Control Authority. The animal
58 may be made available for adoption or offered to rescue
59 organizations approved by the Animal Control Authority.
60

61 *SECTION TWO.* Said Code Chapter 90 is further amended by striking the
62 title and all of the language in §90.28 entitled "**CONSENT OF OWNER**
63 **REQUIRED FOR ADOPTION**" and inserting in lieu thereof the following new
64 title and language:
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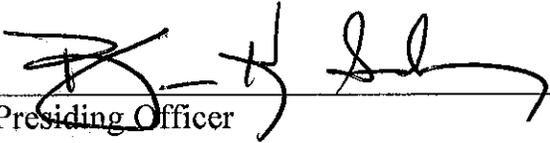
66 **§ 90.28. NO CONSENT OF OWNER REQUIRED FOR**
67 **ADOPTION.**
68

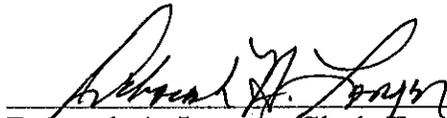
69 Any domestic animal brought to the Animal Control
70 Authority by its owner requesting euthanasia shall be surrendered to
71 the control of the Authority and becomes the property of the
72 Authority. The Authority shall thenceforward be solely responsible
73 for determining the disposition of the animal. Persons delivering
74 animals to the Authority under these circumstances must produce
75 proof of ownership to the satisfaction of the Authority.
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77 *SECTION THREE.* All other provisions of §§90.27 and 90.28 of the Code
78 not amended by this Ordinance remain in full force and effect.
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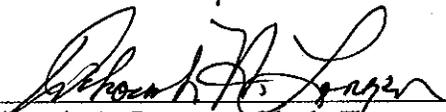
80 *SECTION FOUR:* This ordinance shall become effective upon its adoption
81 in the manner required by law, and upon publication thereof pursuant to I.C. §36-
82 3-4-6-14(b) in two newspapers of general circulation published within the City
83 pursuant to I.C. §5-3-1-4 (a).
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85 ALL OF WHICH is PASSED, and ADOPTED by the Common Council of the
86 City of Hobart, Indiana on this 20th day of December, 2017.

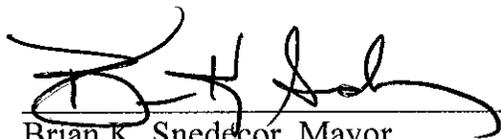
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91 
92 Presiding Officer

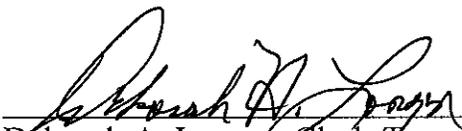
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95 ATTEST: 
96 Deborah A. Longer, Clerk/Treasurer

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101 PRESENTED by me to the Mayor of the City of Hobart on the 20th day
102 of December, 2017 at the hour of 7:15 pm.

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105 
106 Deborah A. Longer, Clerk-Treasurer

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109 APPROVED, EXECUTED and RETURNED by me to the Common Council of
110 the City of Hobart on this 20th day of December, 2017.

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114 
115 Brian K. Snedecor, Mayor

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117
118 ATTEST: 
119 Deborah A. Longer, Clerk-Treasurer
120