

WHITELAND TOWN COUNCIL
ORDINANCE 2015-__
AN ORDINANCE MODIFYING ANIMAL CONTROL REGULATIONS

WHEREAS, Chapter 91 of the Code of Ordinances for the Town of Whiteland, Indiana, (the "Town") contains regulations regarding animal control in the Town (the "Animal Control Code"); and

WHEREAS, the Animal Control Code permits Johnson County Animal Control to enforce the Animal Control Code; and

WHEREAS, the Town desires to clarify the enforcement authority of Johnson County Animal Control;

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WHITELAND, INDIANA, AS FOLLOWS:

Section 1. Section 91.03(C) of the Whiteland Code of Ordinances shall be amended to read as follows:

"(C) In the discretion of the Johnson County Animal Control, a person who violates any provision of any section of this Chapter for the first time may be given written notice of the practice or conditions which constitute the violation and the enforcement authority shall in such instance direct remedies to such person where appropriate and provide a time period of no longer than 30 days within which to correct the violation(s). Failure of the person to correct the violations within the specified time period shall constitute evidence of a prima facie violation of this section, and at its discretion the Johnson County Animal Control Warden or Deputy acting as Humane Officer for the Town of Whiteland may issue local, county or state citations."

Section 2. If any provision of this Ordinance or its application to any person or circumstance is adjudged invalid, unenforceable, or unconstitutional by a court of competent jurisdiction, then the remainder of this Ordinance or the application of such provision to other persons or circumstances shall not be affected by such adjudication, and this Ordinance shall be interpreted in such a way as to carry out, so far as may be valid and enforceable, the intent and purpose of the provision and this Ordinance.

Section 3. This Ordinance shall be in full force and effect upon passage and publication.

[Remainder of page intentionally left blank.]

PASSED through first reading by the Town Council on the ____ day of _____, 201__, by a vote of ____ in favor and ____ against.

PASSED through second reading by the Town Council on the ____ day of _____, 201__, by a vote of ____ in favor and ____ against.

DULY PASSED AND ADOPTED on third and final reading this ____ day of _____, 201__, by a vote of ____ in favor and ____ against.

TOWN OF WHITELAND, INDIANA, TOWN COUNCIL

YES

NO

Robert Zehr, President

Robert Zehr, President

Kent Beeson, Vice President

Kent Beeson, Vice President

Chris Hadley

Chris Hadley

Roger Ford

Roger Ford

S. Ed Tichenor

S. Ed Tichenor

ATTEST:

Michelle R. Richards, Clerk-Treasurer
Town of Whiteland, Indiana