

ORDINANCE 2020-03

**AN ORDINANCE AMENDING PART OF CHAPTER 91 OF THE CITY OF AUSTIN,
INDIANA CODE OF ORDINANCES REGULATING ANIMALS**

WHEREAS, the Common Council of the City of Austin desires to add a new section to Chapter 91 of the Code of Ordinances which regulates animals in the City of Austin; and

WHEREAS, the Common Council desires to adopt reasonable restrictions on the number of dogs and cats in each household; and

WHEREAS, this Ordinance is enacted pursuant to the general police power, and authority granted to cities and towns by Indiana Code 36-1-3 and Indiana Code 36-8-2; and

WHEREAS, the purpose of this Ordinance is to promote the health, safety, and general welfare of the citizens of the City of Austin, Indiana, and to ensure the humane treatment of animals by regulating the care and control of animals within the corporate boundaries of the City.

THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUSTIN that Chapter 91 of the Code of Ordinances is amended and recodified as follows:

SECTION 1: The following shall be added as Section 91.07 to Chapter 91:

MAXIMUM NUMBER OF DOGS OR CATS PER HOUSEHOLD

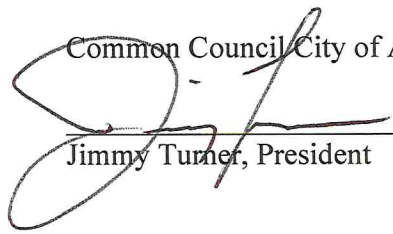
- 1) No person shall keep more than a total of three dogs or cats over the age of six months per household in any residentially zoned area.
- 2) These restrictions mean a total of three animals; for example, two dogs and one cat, or two cats and one dog, but in no event shall the total number exceed three of such animals per household.

SECTION 2: This Ordinance shall have no effect upon any other provisions of Chapter 91 except as herein provided, and all other sections of said Chapter not inconsistent herewith shall remain the same.

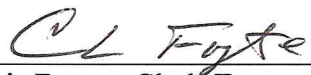
SECTION 3: If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED AND ADOPTED by the Common Council of the City of Austin, Indiana on March 10, 2020 by a vote of 5 to 0.

Common Council City of Austin, Indiana

Jimmy Turner, President

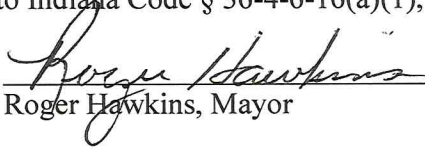
Attest:


Chris Fugate, Clerk-Treasurer

Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, on March 10, 2020 at 7:15 p.m.


Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), on March 10, 2020 at 7:15 p.m.


Roger Hawkins, Mayor

Attest:


Chris Fugate, Clerk-Treasurer

PREPARED BY: Joshua Stigdon, #29501-72
Houston, Thompson and Lewis, PC
49 E. Wardell St.
Scottsburg, IN 47170