

ORDINANCE NO. 2025-07-14

AN ORDINANCE PROVIDING FOR ANIMAL CONTROL, RESTRAINING PENALTIES FOR VIOLATIONS WITHIN THE TOWN OF CLARKS HILL, INDIANA

BE ORDAINED by the Town Council of the Town of Clarks Hill, Indiana that:

WHEREAS The Town Council of the Town of Clarks Hill in Tippecanoe County, Indiana hereby adopts an ordinance to establish animal control in the Town of Clarks Hill

NOW THEREFORE, by the powers vested in the Town Council of the Town of Clarks Hill in Tippecanoe County, Indiana, it is hereby ORDERED and ORDAINED that:

SECTION I: DEFINITION:

- A. "Animal" means any live, non-human vertebrate creature, domestic or wild.
- B. "At large" means any animal which is off the property or premises of its owner and not under control of a competent person, restrained within a motor vehicle, housed in a veterinary hospital or kennel, or on a leash.
- C. "Restraint" means the securing of an animal by leash or lead or confining it within a motor vehicle or real property limits of its owner.
- D. "Owner" shall mean any person, firm, association, or corporation that owns, keeps shelters or harbors an animal.
- E. "Livestock" is defined by the Indiana Statute as any animal of the animal kingdom that is, but not limited to: Cattle, Sheep, Swine, Goats, Bisons, Farm raised Cervidae (deer, elk, moose), Ratite (Ostrich, Kiwi, etc.) and equine (horses, mules, etc. Fowl (roosters, etc.)
- F. "PUBLIC NUISANCE", means any animal or animals which:
 - (1) Interfere with passersby or passing vehicles.
 - (2) Attacks other animals or people.
 - (3) It is large.
 - (4) Damages private or public property.
 - (5) Barks, whines, howls, or makes other sounds common to its species in excess.
 - (6) It causes foul or noxious odors which offend residents in the neighborhood.
- G. "RABIES VACCINATION" Means the injection, by a licensed veterinarian, of a dog, cat, or other animals with a rabies vaccine licensed by the U.S.D.A. and approved by the Indiana State Board of Health.

SECTION II: Be it further ordained that all animals should be kept under restraint whether or on private or public property. Any animal not restrained, found roaming the Town of Clarks Hill may, at the discretion of the investigating officer, be taken to the Tippecanoe County Humane Shelter, or another place at the owner's expense.

SECTION III: BE FURTHER ORDAINED THAT no person who resides within the corporate boundaries or the Town of Clarks Hill shall possess, harbor, keeps or shelters.

- A. Any wolf or wolf-canine hybrid.
- B. Any fox or fox-canine hybrid.
- C. Any coyote or hybrid
- D. Any "exotic" animal
- E. Any "livestock" animal
- F. Any animal that is considered "endangered" by the Indiana Department of Natural Resources.

Resources

SECTION IV BY ORDER OF THE TOWN COUNCIL, no person within the corporate limits of the Town of Clarks Hill shall harbor, keep or safeguard any dangerous animal. If the Animal Control Officers or the Town of Clarks Hill Officer, or any other Officer with Tippecanoe County (Tippecanoe County has their own rules to follow). and/or Tippecanoe County Humane Society determines that an animal is too dangerous to harbor within Town limits. The Officer may remove the animal from the owner via Humane Society. If an animal has a minimum of two (2) aggressive behavior, i.e. bites, etc. The animal shall be deemed dangerous.

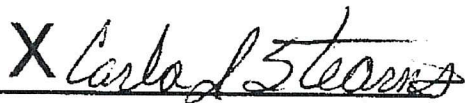
SECTION V: BE FURTHER ORDAINED that pursuant to Indiana Statute IC 36-8-3-18, The Tippecanoe County Humane Society and/or the Town Marshall shall have the authority to designate that position to an officer of Any Law Enforcement. They may also issue to the known owners of such animals a citation for violation of any of these Sections.

A notice of violation of the ordinance in the form of a verbal or written warning, or an ordinance citation shall be imposed at the discretion of the issuing officer. Such notices shall impose upon the owner of a penalty of Fifty Dollars (\$50.00), which shall be paid within a thirty (30) business day period. At the time of payment to the clerk/treasurer or his/her designee, the person with whom the payment is made shall issue receipt of payment for the penalty. The penalty provision provided shall be increased by Fifty Dollars (\$50.00) for each subsequent offense.

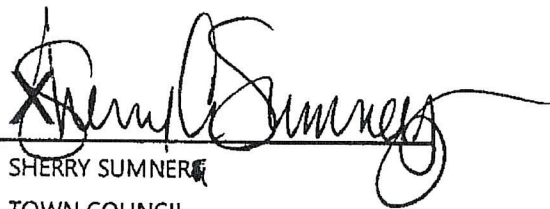
SECTION VI: In the event that such a payment is not paid with the prescribed time period, the defendant shall be imposed upon an additional One Hundred Dollars (\$100.00) fee to the Town of Clarks Hill the defendant shall be liable for all appropriate costs and fees. The Town of Clarks Hill may also place a lien on the owner's property taxes for the total amount accrued in the citation in lieu. Or put on their taxes through the TRECS program. This will be decided by the Town Council.

THIS ORDINANCE supersedes and replaces all prior ordinances which may be in conflict.

THIS ORDINANCE shall be effective upon the passage and publication as required by law and a copy of said ordinance shall be kept in the office of the Town of Clarks Hill, Tippecanoe County, Indiana

A handwritten signature in cursive script, appearing to read "Carla J. Stearns", written over a horizontal line.

CARLA J. STEARNS
TOWN COUNCIL PRESIDENT

A handwritten signature in cursive script, appearing to read "Sherry Sumner", written over a horizontal line.

SHERRY SUMNER
TOWN COUNCIL

X ABSENT

MARLIN BRAD WARF
TOWN COUNCIL

X Diana L Luper

ATTESTED:
DIANA L LUPER, CLERK/TREASURER