

ORDINANCE NO. 227

**AN ORDINANCE REGARDING THE REMOVAL OF
AGGRESSIVE OR UNCONTROLLED PETS**

WHEREAS, the City Council of the City of Goshen previously adopted Ordinance No. 84 to address the City of Goshen's authority to manage vicious dogs in order to protect the health, safety and wellbeing of the citizens of the City of Goshen;

WHEREAS, the City Council of the City of Goshen desires to adopt an Ordinance that addresses the City of Goshen's authority to manage certain pets that are aggressive or are uncontrolled by their owner.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GOSHEN:

SECTION 1. The City of Goshen is hereby authorized to remove any pets from private property if the pet is not under control of its owner. The owner of the private property must first contact the City of Goshen or the Goshen Police Department to request removal of the pet. Upon contact from the owner of the private property, an employee of the City of Goshen shall retrieve the pet and attempt to return the pet to the pet's owner if known. If the pet's owner is unknown or cannot be located, the pet shall be turned over to the animal shelter.

SECTION 2. The City of Goshen is hereby authorized to remove any pet from public property if the pet is: (1) exhibiting behavior that is reasonably determined to be aggressive toward any person or other pet; or (2) has been known to exhibit aggressive behavior and is not under the direct control of its owner through the use of a leash. Furthermore, the City of Goshen is hereby authorized to remove any pet from public property if: (1) the owner of the pet cannot be located in the vicinity of the pet; or (2) if the owner is present but unable to control the pet

from disturbing any person or other pet. Any pet removed shall be turned over to the animal shelter.

SECTION 3. In the event any pet is removed from private or public property as contemplated herein, the owner of the pet shall be subjected to a \$50 fine for the initial removal and a \$250 fine for each removal thereafter. Additionally, the owner of the pet shall fully reimburse the City of Goshen for any fees or costs incurred in removing the pet and placing the pet with the animal shelter.


SECTION 4. EMERGENCY CLAUSE: It is hereby declared that in order to ensure the immediate protection of the health, safety and welfare of the citizens of the City of Goshen, an emergency exists and this ordinance, being necessary for said immediate protection shall be effective immediately upon its passage.

PASSED AND APPROVED this 14th day of May, 2024.


Russell Stroud, Mayor

Attest:


Marjorie Vaillancourt, Recorder / Treasurer


Brian Hogue, City Attorney

ROLL CALL VOTE ADOPTING THE ORDINANCE

Names of those voting YEA

John Vaillancourt
Paula Anderson
Max Poye
Colton Martin

Names of those voting NAY

Birch Wright
Shawn Mayfield

Absent

ROLL CALL VOTE ADOPTING THE EMERGENCY CLAUSE

Names of those voting YEA

John Vaillancourt
Paula Anderson
Colton Martin

Names of those voting NAY

Birch Wright
Shawn Mayfield
Max Poye

Absent