

Applicant an application (in form required by the United States and in conformity with said Act) for an advance to be made by the United States to the Applicant to aid in defraying the cost of plan preparation for the above-described public works which shall consist generally of Final Plans and Specifications for water supply and distribution system improvements.

3. That if such advance be made, the Applicant shall provide, or make necessary arrangements to provide, such funds, in addition to the advance, as may be necessary required to defray the cost of the plan preparation of such public works;

4. The said Mayor is hereby authorized to furnish such information and take such other action as may be necessary to enable the Applicant to qualify for the advance;

5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the Applicant for the purpose of furnishing to the United States of America such information, data, and documents pertaining to the application for an advance as may be required; and otherwise to act as the authorized representative of the Applicant in connection with this application.

6. That certified copies of this Resolution be included as part of the application for an advance to be submitted to the United States.

PASSED AND APPROVED by the Mayor and Council this 4th. day of January, 1960

Don Corrigan  
Acting Mayor

Attest:  
Lyle C. Nelson  
City Clerk

Seal

ORDINANCE No. 262

AN ORDINANCE TO REGULATE THE KEEPING AND HARBORING OF DOGS WITHIN THE CITY OF POLSON, MONTANA; DEFINING THE TERMS USED HEREIN; PROVIDING FOR THE LICENSING OF DOGS AND FIXING THE LICENSE FEES; PROHIBITING THE RUNNING AT LARGE OF DOGS WITHIN THE CITY; PROVIDING FOR THE IMPOUNDING AND DESTRUCTION OF DOGS RUNNING AT LARGE IN VIOLATION OF THIS ORDINANCE; DEFINING OFFENSES AGAINST THIS ORDINANCE AND PROVIDING PENALTIES FOR SUCH VIOLATIONS; REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WHEREWITH; and DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

Section 1. DEFINITION OF TERMS : As used in this Ordinance, unless otherwise indicated by the text:

- (a) "dog" shall be intended to mean both male and female.
- (b) "owner" shall be intended to mean any person, firm, association, or corporation owning, keeping or harboring any dog.
- (c) "at large" shall mean off the premises of the owner, and not under the control of the owner, or a member of his family, or his agent, by leash, cord, chain or otherwise.
- (d) "kennel" shall mean an establishment wherein or whereon five (5) or more dogs are kept for the purpose of boarding, breeding, sale, or sporting purposes.

SECTION 2. LICENSE REQUIRED: No dog shall be permitted to be or remain in the City without being licensed as hereinafter provided.

Section 3. LICENSE FEES: All dogs kept in the City shall be registered as to sex, breed, name and address of owner, and name of dog. At the time of such registration, with the City Clerk, such owner shall obtain a license for such dog and shall pay the following fees:

- (a) For each male dog or spayed female, \$2.00
- (b) For each unspayed female, \$10.00
- (c) All such license expire on ~~the~~ January 1st of each year.
- (d) It shall be the duty of said owner to cause such license tag to be securely attached around said dog's neck and kept there at all times during the licensing period.

SECTION 4. DANGEROUS DOGS: No vicious, dangerous or ferocious dog or dog sick with or liable to communicate hydrophobia or other contagious or infectious disease shall be permitted to run at large in the City.

SECTION 5. RUNNING AT LARGE : No dog shall be permitted to run at large within the City.

SECTION 6. DISTURBING THE PEACE: No person owning any dog shall suffer or ~~xxx~~ permit such dog to disturb the peace and quiet of the neighborhood by barking, making other loud or unusual noises, or by running thru or across cultivated gardens or fields.

SECTION 7. NUISANCES: Any dog found in the City, either without license or running at large, is hereby declared to be a nuisance and shall be impounded as hereinafter provided.

SECTION 8. DUTIES OF THE POUNDMASTER: The poundmaster is hereby charged with the duty of impounding all dogs, either unlicensed or running at large in violation of this ordinance. He shall be a special police officer and shall be and is hereby authorized to make all necessary arrests in carrying out the provisions of this ordinance, and shall be paid as otherwise provided by the City Council.

SECTION 9. FEES FOR IMPOUNDING AND KEEPING: The fees and charges for taking up; impounding, keeping and disposing of impounded animals shall be as follows:

(a) Licensed male dogs and spayed females, \$2.00 plus \$2.00 per day or part thereof for keeping and caring for such dogs.

(b) Unlicensed males or spayed females, \$5.00 plus \$2.00 per day or fraction thereof for keeping and caring for such dogs.

(c) Licensed female dogs, \$5.00 plus \$2.00 per day or fraction thereof for keeping and caring for such dogs.

(d) Unlicensed female dogs, \$25.00 plus \$2.00 per day or fraction thereof for keeping and caring for such dogs.

SECTION 10. DOGS IMPOUNDED --HOW REDEEMED: The owner or owners of any dog impounded hereunder may redeem the same by paying the license fees required for such dog and all costs, charges and penalties assessed, if any, that have accrued up to the time of making the redemption, and ~~xxx~~ when the same are paid to said poundkeeper it shall be his duty and he shall release ~~xxx~~ from said pound and deliver to the owner thereof.

SECTION 11. PUBLIC NOTICE: Immediately after impounding any dog hereunder, it shall be the duty of the poundkeeper to enter upon the record of the pound, in a book to be kept by him for such purpose, the date of the impounding, description of the dog impounded, and a record as to whether or not such dog has been licensed and tagged as required by the ordinance.

Public Notice of the impounding of such dog shall be given by posting one copy of the description of such dog and the date of the impounding at the Post Office and one copy on the bulletin board in the office of the City Clerk. Any such dog not redeemed by the owner thereof within forty-eight (48) hours after the posting of such notice by the poundkeeper shall be and is hereby declared to be a public nuisance. The poundkeeper shall immediately thereafter kill or destroy such dog.

SECTION 12. LICENSED DOG IMPOUNDED: It shall be the duty of the poundmaster to cause notice to be served by mail upon the registered owner of any licensed dog impounded under the provisions of this ordinance, such notice to be mailed at least twenty-four (24) hours prior to the posting of impounding hereinbefore provided.

SECTION 13. DOG BITES: Whenever any dog bites a person, the owner of said dog shall immediately notify the Chief-of-police who shall order the dog held on the owners premises, or have the it impounded, for a period of two (2) weeks. The dog shall be examined immediately after it has bitten anyone and again at the end of the two-week period. If at the end of two weeks a veterinarian is convinced that the dog is free from rabies, the dog shall be released from quarantine, or from the pound as the case may be. If the dog dies in the meantime, its head shall be sent to the State Department of Health for examination for rabies. All things done or required to be done under this section shall be at the expense of the owner of the said dog.

SECTION 14. KENNELS: Every person owning, conducting, or operating a dog kennel as hereinbefore defined shall pay an annual license fee of twenty-five dollars (\$25.00) Each owner, conductor, or operator of a kennel, shall, before the issuance of a license, furnish to the City Clerk, a health certificate by a registered veterinarian certifying that such kennel complies with the State, County, and City health regulations and is a fit and proper establishment for the raising of dogs. All dogs covered by the kennel license must at all times be kept within an enclosure and not permitted to run at large.

SECTION 15. All fees, fines, and forfeitures collected ~~xxx~~ hereunder shall be deposited in the general fund of the City and dispensed as the City Council may provide.

SECTION 16. PENALTY : Any person violating any provision of this ordinance shall be fined not to exceed two-hundred dollars (\$200.00) for each offense.

SECTION 17. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 1st. day of February, 1960

EARL D. CORIELL, Mayor

ATTEST: LYLE C. NELSON, City Clerk

(SEAL)

CERTIFICATE OF POSTING

STATE OF MONTANA )  
COUNTY OF LAKE ) SS  
CITY OF POLSON )

I, LYLE C, NELSON, City Clerk of the City of Polson, Montana, do hereby certify that, on the third day of February, 1960, I posted a full, true and correct copy of the foregoing Ordinance in my office, and that the same remained so posted for a period of five days (5) thereafter, and that the foregoing is a full true and correct copy of the Ordinance as passed by the Council.

WITNESS MY HAND AND SEAL this 22<sup>nd</sup> day of February, 1960

Lyle C. Nelson  
Lyle C. Nelson, City Clerk

ORDINANCE No. 263

AN ORDINANCE PROHIBITING PERSONS UNDER THE AGE OF TWENTY\*ONE(21) YEARS OF AGE FROM GOING UPON, LOITERING, OR REMAINING IN ANY ESTABLISHMENT WHERE BEER OR INTOXICATING LIQUOR IS SOLD; PROVIDING FOR THE POSTING OF SIGNS AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA:

SECTION 1: Persons under the age of twenty-one years of age shall, under no circumstances, frequent, loiter, go or remain in any saloon, bar, tavern, or any establishment where beer or intoxicating liquor is sold or dispensed at any time; and it shall be unlawfull for the owner, lessee, or proprietor, or person in charge of such establishment to allow or permit such person under the age of twenty-one (21) years to frequent, loiter, or remain within such saloon, bar, tavern, or establishment where beer or intoxicating liquors are sold or dispensed.

SECTION 2. It is hereby made the duty of the owner, lessee, proprietor or person in charge of such establishment to provide and place printed signs on which the words "NO PERSON UNDER THE AGE OF TWENTY-ONE YEARS IS ALLOWED ON THESE PREMISES", shall appear in letters at least four (4) inches high, in at least two (2) conspicuous places in such establishment, at least one of which shall be placed behind the bar in such manner that all persons on the outside of the bar shall have a clear and unobstruced view of such sign; and if tables or booths are provided for the customers of such establishment, signs must be placed so that the occupants of such tables or booths shall have a clear and unobstruced view of such signs.

SECTION 3: Any person, firm or corporation violating any of the provisions of this Ordinance, upon conviction, shall be fined not less than Twenty-Five Dallars (\$25.00) nor more than Five Hundred Dollars (\$500.00) or may be imprisoned in the City Jail not to exceed thirty (30) days or both such fine and imprisonment.

SECTION 4: The terms of this ordinance shall not apply to grocery stores which sell beer in bulk and not for consumption on the premises.

SECTION 5: An emergency is hereby declared to exist and this ordinance is hereby declared to be necessary for the immediate preservation of public peace, health and safety, and therefore this ordinance shall be in full force and effect from and after the date of its passage and approval.

EARL D. Coriell, Mayor

Attest:  
Lyle C. Nelson, City Clerk

(SEAL)

CERTIFICATE OF POSTING

STATE OF MONTANA )  
COUNTY OF LAKE ) SS  
CITY OF POLSON )

I, Lyle C. Nelson, City Clerk of the City of Polson, Montana, do hereby certify that, on the 9th. day of March, 1960, I posted a full, true and correct copy of the foregoing ordinance ~~xxx~~ in my offic , and thzt the same remained so posted for a period of five (5) days thereafter , and that the foregoing is a full true and correct copy of the ordinance as passed by the Council -

WITNESS MY HAND AND SEAL THIS 15<sup>th</sup> day of March, 1960.

Lyle C. Nelson  
Lyle C. Nelson, City Clerk