

ORDINANCE NO. 292.

AN ORDINANCE TO REGULATE THE KEEPING AND PASTURING OF HORSES, MULES, OR COLTS IN THE CITY OF POLSON, MONTANA; PROVIDING FOR PERMITS FOR KEEPING AND PASTURING HORSES, MULES OR COLTS IN THE CITY OF POLSON, MONTANA; AND FIXING LICENSE FEES THEREFOR; PROHIBITING THE KEEPING OF GOATS, HOGS, CATTLE, CHICKENS, TURKEYS, DUCKS, GEESE AND OTHER DOMESTIC ANIMALS AND FOWL EXCEPTING HOUSE HOLD PETS WITHIN THE CITY OF POLSON, MONTANA; DEFINING OFFENSES AGAINST THIS ORDINANCE AND PROVIDING PENALTIES FOR SUCH VIOLATIONS: REPEALING SECTIONS 6-2-1, 6-2-2, 6-2-3, 6-2-4, 6-2-5, and 6-2-6, ORDINANCE NO. 190, ENTITLED CITY CODE OF THE CITY OF POLSON, MONTANA, 1965; AND DECLARING AN EMERGENCY.

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

Section 6-2-7: The riding, leading, herding or running at large of horses, mules, or colts upon the City streets, avenues, alleys, parks or public places or grounds within the City is hereby prohibited and declared to be a nuisance except that horses, mules, or colts may be led or ridden by person capable of handling such animal from pasture within the City of Polson over public streets or alleys to the City Limits, and in organized parades.

Section 6-2-8: It is hereby made and declared unlawful and a nuisance for any hogs, cattle, sheep, swine, goats, chickens, turkeys, ducks, geese or other domestic animals or fowl excepting household pets to be kept within the corporate limits of the City of Polson and any such animals or fowl so kept within the City are hereby declared to be a nuisance and violative of this ordinance and the continuance of the same shall be regarded as a separate offense to be punished as such separate offense.

Section 6-2-9: It shall be unlawful for any person to keep or pasture any horses, mules or colts within the City Limits without first obtaining an annual permit from the City Council. Upon application to the City Council and presentation of evidence showing ability to comply with the provisions of this Ordinance and Council approval of such application. The City Clerk of the City of Polson must issue such permit. Such application must be made on or before July 25, 1965, for horses, mules or colts currently pastured within the City, and, any person, desiring to pasture horses, mules or colts after the 25th day of July, 1965, must apply for and obtain a permit prior to pasturing such animals. Permits must be renewed annually on or before July 1, of each year. No renewal permit issued unless owner strictly complies with provisions of this ordinance.

Section 6-2-10: Fees: and Permits; Before any permit shall be issued by the City Clerk such owner of horses, mules or colts wishing to pasture the same within the City of Polson, Montana shall pay a permit fee of Two (\$2.00) Dollars per animal per year.

Section 6-2-11: Fencing and Area Regulation; It shall be unlawful for any person to keep or maintain any horses, mules or colts within a radius of fifty (50') Feet of any dwelling or business house other than that occupied by the person owning said horses, mules or colts, and it shall be unlawful for any person to keep or maintain any stable, barn or feeding area for any horses, mules or colts within a radius of one hundred (100') feet of any dwelling or business other than that occupied by the person owning such horses, mules or colts and desiring to maintain a stable, barn or lot area.

The area provided for in this Section and maintained by the owner of any horses, mules or colts for pasture or stabling purposes within the City must be confined by a legal fence as defined by the revised Codes of Montana, 1947, Section 46-1401, completely encircling the desired pasture or stable area. The provision of this section must be complied with by July 25, 1965

Section 6-2-12: Offensive Premises for Keeping Animals: Anyone who shall within the Limits of the City of Polson, Montana, keep or maintain any pen, enclosure, stable or building for horses, mules or colts in such a filthy or unsanitary condition so as to be offensive to neighbors or other persons or injurious to the health of the neighborhood shall be guilty of maintaining a nuisance and violative of this Ordinance, and the continuance of the same shall be regarded as a separate offense to be punished as such separate offense.

Section 6-2-13: Penalty: Any person convicted of violating any provision of this ordinance shall have their permit revoked and ~~shall~~ in addition to and not in lieu of such revocation shall be fined not less than Ten (\$10.00) nor more than one Hundred (\$100.00) dollars for each offense.

Section 6-2-14: All Fees; fines. and forfeitures collected hereund r shall be depodited in the g neral fund of the City of Polson. and dispensed as the City Council may provide.

Section 6-2-15: S ctions 6-2-1. 6-2-2. 6-2-3. 6-2-4. 6-2-5. and 6-2-6 of the Revised Cod s of Polson 1965. Ordinance No. 190 and all other ordinances or parts of Ordinances in conflict herewith are h rebly repealed.

An ~~me~~ emergency is hereby declared to exist and this Ordinance is hereby declared to be necessary for the immediate preservstion of public peace. health and safety. and therefore this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED this 7th day of July. 1965.

signed DON CORRIGAN.
Mayor.

ATTEST:

Signed. Walter E. Maddy.
City Clerk.

CERTIFICATE OF POSTING.

STATE OF MONTANA.)
COUNTY OF LAKE.) ss.
CITY OF POLSON.)

I. Walter E. Maddy. City Clerk of the City of Polson. do hereby certify on the twelfth day of July. 1965. I Posted a copy of the foregoing ordinance in my office and three other places. and that the same remained so posted for a period of five days thereafter. and that the fore-going record is a true copy of the ordinance as passed by the Council.

Witness my hand this twelfth day of July. 1965

signed Walter E. Maddy
City Clerk.

RESOLUTION NUMBER 215

A RESOLUTION CREATING A SUB-DISTRICT WITHIN OIL SPRINKLING DISTRICT NUMBER 14. TO BE DESIGNATED AS SUB-DISTRICT NUMBER 14-D DEFINING THE BOUNDARIES THEREOF. DESIGNATING THE IMPROVEMENTS TO BE MADE. AND THE ESTIMATED COST THEREOF.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POLSON. MONTANA.

SECTION 1: That a sub-district within oil Sprinkling District Number 14. to be known and designated as Sub-District No. 14D. is her by created.

Section 2: That the boundaries os said Sub-District No. 14D ar hereby designated yo include all area of Oil Sprinkling District No. 14.

Section 3: That the nature and charactor of the improvements to be made within the Sub-District No. 14D shall be macadamizing. oiling and resurfacing of the streets therein. and all of such imp- rovements shall be by forces of the City of Polson. Montana.

Section 4: That the estimated cost of making such imp- rovements is _____ And shall be assessed against the lots therein on an area basis and cost of \$8.00 per lot. All of said improvements shall be made in the year 1965. and all assessments made with th r gular taxes for that year.

Section 5: That an emergency is hereby declared to exist. making it necessary for the preservation of tha safety of the inhabitants of the City of Polson. Montana. that this RESOLUTION b come immediately upon its passage and approval.

PASSED BY THE CITY COUNCIL OF YHE CITY OF POLSON. MONTANA. This 26th day of July. 1965. and approved by the Mayor of the said City of Polson. Montana. this s cond day of August. 1965

APPROVED:

signed Don Corrigan
Mayor.

ATTEST:

signed. Walter E. Maddy.
City Clerk.