

## RESOLUTION NO. 341

## A RESOLUTION ESTABLISHING THE CITY OF POLSON LOCAL GOVERNMENT STUDY COMMISSION.

WHEREAS under the terms of Section 16-510 R. C. M. 1947, the City Council of the City of Polson is directed to establish the City of Polson Local Government Study Commission, and

WHEREAS, the Study Commission is to consist of an off number of not less than three members to be nominated and elected as provided in Section 16-5108, R. C. M. 1947.

BE IT RESOLVED BY THE City Council of the City of Polson, Polson, Montana:

Section 1. Pursuant to Section 16-5103, R.C.M. 1947, the City Council of the City of Polson establish the City of Polson Local Government Study Commission.

Section 2. The Study Commission shall consist of three (3) members to be nominated and elected as provided in Section 16-5107, R. C. M. 1947.

The foregoing Resolution was duly and regularly passed by the City Council of the City of Polson, Montana, and adopted and approved by the Mayor of the City of Polson, Montana, this 1st day April, 1974.

s/ Norene Mosley  
MAYOR

ATTEST:

/s/ Ardath E. Morton  
CITY CLERK

## ORDINANCE NO. 345

AN ORDINANCE AMENDING CHAPTER THREE "DOGS" OF TITLE SIX OF THE CITY CODE OF POLSON, MONTANA, 1965, FOR THE PURPOSE OF PROMOTING THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE INHABITANTS OF THE CITY OF POLSON, MONTANA, BY PROVIDING FOR A YEAR-ROUND LEASH REQUIREMENT, ADJUSTING FEES FOR KEEPING AND IMPOUNDING CONSISTENT WITH COSTS OF PERFORMING THESE PUBLIC SERVICES AND PROVIDING FOR A DETAILED METHOS OF HANDLING AND DISPOSING OF BITING DOGS.

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

Chapter 3 of Title 6 of the City Code of Polson, 1965, shall be amended to read as follows:

6-3-7: DUTY OF POUNDMASTER: It shall be the duty of the Poundmaster to take up and impound every dog running at large contrary to the provisions of this Chapter. If an impounded dog be not redeemed within forty-eight (48) hours after said dog is impounded, the Poundmaster shall give notice of such impounding to the owner in the manner prescribed by the Laws of the State of Montana after which, and in conformity thereto, the Poundmaster shall offer the impounded dog for sale, and if no bid, equalling or exceeding the sum of all fees provided for by this Code, including but not limited to those assessed for the impounding and keeping, is received therefor, the impounded dog shall be killed by him.

6-3-10: VICIOUS DOGS: (a) Whenever Affidavit shall be made before the Police Magistrate of the City that any dog has bitten a person or any animal in the City, and that the person so bitten was not at any time the possessor of said dog, the Police Magistrate shall issue an Order directing the owner or possessor of said dog to deliver possession of said dog to the Polson Animal Clinic for clinical observation of rabies. Upon the failure of the owner to so do, the Poundmaster or the City Policeman then on duty shall be directed by said Order to deliver said

dog to the Polson Animal Clinic for said clinical observation of rabies.

(b) The period of clinical observation shall be determined by the by the licensed veterinarian in charge of the Clinic but shall in no event be for a period less than ten (10) days.

(c) At the conclusion of the clinical observation period the dog shall be destroyed in as humane a manner as possible by the veterinarian in charge of the Polson Animal Clinic.

(d) The cost of impounding, keeping, observing, testing, destroying and other related expenses shall be paid by the owner of the biting dog to the City Clerk within ten (10) days following the date that the same shall be billed by the Clerk to the owner thereof.

(e) The failure on the part of the owner of a dog to immediately respond to the order provided for in subsection (a) hereof, or to pay the fees provided for in subsection (d) hereof shall be deemed a misdemeanor and shall be punishable by a fine of not less than fifty dollars (\$50.00) or by imprisonment in the county jail for a period of not exceeding five (5) days or by both such fine and imprisonment.

6-3-13: LEASH REQUIREMENT: No dog shall be permitted to run at large within the city limits of the City of Polson, Montana, at any time subsequent to the 4th day of March, 1974.

6-3-15: FEES FOR IMPOUNDING AND KEEPING: The fee charge for taking up and impounding and keeping and disposing of impounded animals shall be as follows:

- (a) Licensed and unlicensed male dogs and licensed and unlicensed spayed female dogs, five dollars (\$5.00) plus Two and 50/100ths Dollars (\$2.50) per day or part thereof for keeping and caring for said dogs.
- (b) Licensed and unlicensed female dogs, twenty-five dollars (\$25.00) per day or part thereof for keeping and caring for said dogs.
- (c) and (d) merged into amendments to Sections (a) and (b) above.

REPEALING CLAUSE: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 4th day of March, 1974. This Ordinance shall become effective and be in full force and effect from and after the 4th day of April, 1974.

/s/ Norene Mosley  
MAYOR

ATTESTED:

/s/ Ardath E. Morton  
CITY CLERK