

TOWN OF GREENVILLE  
ORDINANCE NO. 2011-MO-061

**ORDINANCE CONCERNING THE PURCHASE OF A 5' X 15' X 6' DOG  
KENNEL FOR THE GREENVILLE DEPARTMENT OF ANIMAL  
CONTROL AND A \$25.00 RETRIEVAL FEE RETURN OF DOGS WITHIN  
THE TOWN OF GREENVILLE, INDIANA**

WHEREAS, the Town Council for the Town of Greenville, Indiana, in the interest of protecting dogs and their owners within the Corporate limits of the Town of Greenville and;

WHEREAS; the Town Marshal and Marshal Department Members are the enforcement authority of the Town of Greenville Ordinance 2010-T-056, regulating of animal and animal control within the Corporate limits of the Town of Greenville, Indiana and;

WHEREAS; a recent incident of a dog being picked up and euthanized by the New Albany / Floyd County Animal Shelter when the owner was known by a Greenville Marshal Department and a Town Council Member and;

WHEREAS; the Greenville Town Council to keep this from happening in the future desires to purchase a 5' x 15' x 6' {approx. size} Dog Kennel;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GREENVILLE, INDIANA, AS FOLLOWS:

1. Council President Talbotte Richardson visited a yard sale given by Dena Arrowood in Heritage Springs Sub-Division on 10-30-2011 and noticed she had a 5' x 15' x 6' {approx. size} dog kennel for sale at a price of \$150.00.
2. Council President Talbotte Richardson contacted Councilman Johnes and Councilman Johnes contacted Councilwoman Hayes and the three agreed that President Richardson was to purchase the kennel from his personal monies for use by the Greenville Marshal Department and Animal Control..
4. The Kennel shall be located on Talbotte Richardson's private property on Clark Street.
6. The Kennel shall be used only to contain a dog that the Marshal, Marshal Department Member, Water Utility Personnel or Town Council Member knows the dog's owner.
7. The Marshal or Marshal Department Member shall only transport a dog that is friendly and shows no aggressive actions towards the Marshal or Marshal Department Member.
8. The Marshal or Marshal Department Member shall notify the owner of the dog that the animal has been contained by the Greenville Department of Animal Control and arrange for owner to retrieve his/her dog. A \$25.00 retrieval fee shall be paid to the Greenville Marshal Department for return of the dog.

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9. Talbotte Richardson shall provide fresh water for any dogs being held and proper food for any dog being held for over 12 hours.

10. No dog shall be retained at the Animal Control Kennel for more than 48 hours. After 48 hours the Greenville Marshal or Marshal Department Member shall notify the New Albany/Floyd County Animal Shelter. Owner of dog will be responsible for all fees charged by the New Albany/Floyd County Animal Shelter up to and including being euthanized.

ENFORCEMENT:

Enforcement of this Ordinance shall be pursuant to I.C. 36-1-6-1, I.C.36-1-6-2, I.C.36-1-6-3, I.C.36-1-6-4, I.C. 34-28-6-1 or a successor statute if said statute is repealed.

Fines and Penalties:

1. The Town shall give all persons holding an interest in the dog which is not in compliance with this Ordinance ten {10} days written notice to reimburse the Town of Greenville for all fees paid to the New Albany / Floyd County Animal Shelter up to and including being euthanized . Such notice may be in person or by any member of the Greenville Marshal Department or by mailing it by registered or certified mail with return receipt requested.

2. That for each day any person or entity shall be in violation of this Ordinance after the ten {10} day period set forth in paragraph one {1} above a citation shall be issued by The Greenville Marshal Department and said person shall be fined an amount not less than fifty dollars {\$50.00} per day plus Attorney fees and Court Cost.

3. If levied fines are not paid within 30 days, a lien will be sought against person or person's responsible real estate in accordance with I.C. 36-1-6-2.

4. Furthermore, if levied fines are not paid within thirty {30} days after the aforesaid ten {10} day notice period, the Town may cause to be certified to the County Auditor as a charge against the taxes due and payable to the County Treasurer in the following year together with Attorney Fees and Court Cost in accordance with I.C. 36-1-6-2 or successor statute, if said statute is repealed.

5. The Town of Greenville may pursue any and all penalties described in I.C. 36-1-6-3 in addition to the penalties described in I.C. 36-1-6-4, or a successor statute if said statute is repealed.

6. Any portion of any prior Ordinance in conflict with the provisions of this Ordinance is hereby repealed.

7. The Town of Greenville Clerk/Treasurer shall publish this Ordinance within 30 days in the New Albany Tribune after passage.

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8. The Town of Greenville Clerk/Treasurer shall attach a copy of the publication and related information to the original signed Ordinance and a PDF file shall be added to the electronic file copy of this Ordinance.

9. Any unlawful provision found in this ordinance shall not affect the remaining provision.

ADOPTED BY THE TOWN COUNCIL OF GREENVILLE, INDIANA, ON THE 14th DAY  
OF NOVEMBER, 2011.

PRESIDENT OF THE TOWN  
COUNCIL OF GREENVILLE,  
INDIANA

  
TALBOTTE RICHARDSON,

  
\_\_\_\_\_  
JACK TRAVILLIAN,  
CLERK/TREASURER

PREPARED BY: RANDAL JOHNES

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JACK TRAVILLIAN,  
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**Public Notices**

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