

*Posted
Thurs. Aug 6, 1936*

ORDINANCE BILL NO. 2 1936.

ORDINANCE NO. 35 1936.

AN ORDINANCE relating to the taxing of dogs and to regulate their running at large within the City of Sweet Home; and to define what shall constitute the same, and to provide for the impounding and killing of the same, and declaring an emergency.

THE PEOPLE OF THE CITY OF SWEET HOME DO ORDAIN AS FOLLOWS;
and THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:-

Section 1. Any dog, male or female, (upon which any tax lawfully imposed and payable to the County of Linn, State of Oregon shall become delinquent and remain unpaid), shall not be permitted to run at large within the City of Sweet Home, nor shall such dog be kept within the City of Sweet Home, subject to the further provisions of this act.

Section 2. A running at large of any dog, male or female, within the limits of the City of Sweet Home shall for all the purposes of this ordinance is hereby defined to be the running or being of any such dog unrestrained, in any street or alley of said City or on any premises therein not owned by or under the control of the owner of such dog.

Section 3. The Marshal shall at all times keep himself informed as to what dogs are legally entitled to run at large within the City limits of The City of Sweet Home, and is hereby empowered to demand of any owner or keeper of any dog within the City an exhibition and presentation of any receipt evidencing the payment of any dog tax or license herein mentioned.

Section 4. It shall be the duty of the City Marshal, or such person as shall be duly appointed therefor by him, to forthwith take up and confine any dog found running at large within the City contrary to any of the sections of this Ordinance, and as soon as any dog is so taken and

and confined the Marshal shall post written or printed notices or partly written and printed notices in ~~XXXXXX~~ three public places in the City of Sweet Home describing said dog as well as may be and giving notice that unless the dog therein described is claimed and taken away, and the sum of \$2.00 paid to the Marshal not later than twelve o'clock, noon, of the third day after posting of said notice, the true date of posting appearing in each notice, the dog will be forthwith killed.

Section 5. The Marshal shall surrender the said dog to the person claiming the same and paying therefore in accordance with Section 4 of this Ordinance, provided, that said Marshal shall demand of such person so claiming such dog to present as evidence any receipt for the tax or license of such dog as provided by Section I of this Ordinance, and in case it be determined that such dog has not been so taxed or licensed and the amount previously paid for such dog, then such Marshal shall require the payment of the amount imposed by law for such tax or license and shall issue to such person a receipt therefore, and such dog shall not be so delivered until such receipt or tax or license shall have been so tendered and delivered to such Marshal, in addition to the amount required to be paid in Section 4 of this Ordinance.

Section 6. If no person claims such dog and pays the charges provided by Sections 4 and 5 of this Ordinance or presents as evidence the receipt of the payment of any such tax or license so imposed, and takes away such dog within THREE DAYS (3) after the posting of such notices mentioned in Section 4 hereof, the Marshal shall kill and remove such dog where it shall not become a nuisance, or be offensive to any person,.

Sectoin 7. No habitually vicious dog, or slut or female dog in time of heat, shall be permitted to run at large within the City limits, and it shall be lawful for any person to kill any such dog running at large ~~XXXXX~~

whether or not such license or tax shall have first been paid; and the owner or any person harboring or permitting any such dog to run at large upon conviction therefore before the Recorders Court shall be fined not less than \$2.50 or more than \$5.00, or be imprisoned in the City jail not less than one day or more than two days.

Section 8. No persons or persons shall hinder or molest any person or persons who may be engaged in seizing or killing any dog or removing the carcass in conformity with this Ordinance under a penalty of not less than \$ 10.00 nor more than \$20.00, or imprisonment not less than FIVE days nor more than TEN days for each offense.

Section 9. The Marshal from all moneys so collected by him under the provisions of this Ordinance, shall retain the sum of \$1.00 for each dog so taken up and redeemed by any person claiming the same, and all other moneys so collected shall by the Marshal be turned to the City Recorder for and on account of the City of Sweet Home and the County of Linn, State of Oregon, as may be.

Section 10. Any person violating any of the provisions of this Ordinance, or permitting any dog or dogs to run at large ~~WHL~~ within the City of Sweet Home in violation of the provisions of this Ordinance shall be guilty of a misdemeanor.

Section 11. WHEREAS, a great many dogs are now running at large in the City of Sweet Home to the detriment of the peace and health of the inhabitants of said City, AN EMERGENCY is hereby declared to exist, and in order to preserve the peace, health and safety of the inhabitants of said CITY, this Ordinance shall be in full force and effect immediately upon its adoption and approval.

John Russell, Mayor

Passed by the common Council this 28th day of July 1936.

Approved by the Mayor this 28th day of July 1936.

Guerttetter
Recorder