

ORDINANCE NO. 86 - 1

Ordinance concerning the owning, harboring, or possession of vicious dogs within the boundaries of Treasure County, Montana

Be it ordained by the Treasure County Commissioners that: No vicious dog as defined by this Ordinance be kept within the boundaries of Treasure County except as provided in the paragraphs below.

SECTION ONE
DEFINITION

For purposes of this Ordinance a vicious dog is defined as one that bites or attempts to bite anything without provocation or which harrasses, chases, bites, or attempts to bite any other animal. The term animal includes all livestock and any domestic animal.

SECTION TWO
VIOLATION OF ORDINANCE

Any dog which makes an unprovoked attack upon any person or animal within the County shall be confined upon the property of the owner or at the County's confinement area, until such time as can be determined whether or not the dog is rabid. Location of the confinement area shall be determined by the investigating agency. After such determination the dog may be declared a vicious dog under the terms of this Ordinance. Such a determination will be made the Justice of the Peace.

Upon determination of the dog as a vicious dog, he may be destroyed by any means the investigating agency deems proper. The owner of the animal shall bear the costs of confinement, destruction, and all tests necessary in determining the animal's state of health. Such costs of confinement and destruction shall be determined by the Treasure County Commissioners.

SECTION THREE
PENALTIES

In addition to the costs assessed the owner as provided in Section Two, the owner of a vicious dog shall be subject to the following penalties:

First Offense: Fine up to \$50.00.

Second and subsequent offense: Fine up to \$100.00, plus a possible jail sentence of up to but not more than five (5) days.

Effective date of this Ordinance - November 20, 1985.