

**MAINTAINING A NUISANCE ANIMAL
ORDINANCE 2020-7**

Any person maintaining a dog or dogs, or any other animal or animals, in or upon any premises within the un-incorporated towns of Ashland and Rosebud, which dogs or animals shall by barking, howling, whining, growling, biting or making any kind of noise, disturb the peace of any person or persons, shall be guilty of maintaining a nuisance.

Any person maintaining one or more dogs, or any other animal or animals of any kind, the maintenance of which is injurious to the health of others or indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property shall be guilty of maintaining a nuisance.

The term animal shall include; dogs, cats, and all other known types of animals.

Maintenance of a nuisance created or caused by an animal may be established by proof that the nuisance conditions described emanates from the defendant's property or premises as above described and that the nuisance condition is caused by an animal or animals. It shall not be required that an individual animal or individual animals be identified but only that a defendant maintained such animal or animals and that the nuisance was created by an animal or animals.

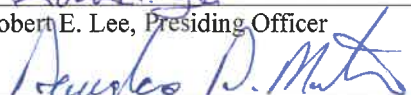
A person convicted of violating this Ordinance is guilty of a misdemeanor and may be sentenced up to six (6) months in the county jail and or fined up to \$500.00 or in the alternative, may make any order or finding necessary to abate the nuisance, including an order directing the humane death of the animal or animals involved. An order of abatement by the Court may include a requirement that the owner or possessor of such nuisance animal or animals post a bond to assure compliance with the order of the Court.


First and second reading completed, this ordinance passed and approved on December 15, 2020 by the County Commission. Ordinances shall take effect thirty days after acceptance.

This Ordinance shall become effective dated this 14th day of January, 2021

ROSEBUD COUNTY COMMISSIONERS


Robert E. Lee, Presiding Officer


Douglas D. Martens, Member


Ed Joiner, Member

ATTEST:


Joan K. Duffield, Clerk & Recorder