

FLOYD COUNTY ORDINANCE 2002-XV

AN ORDINANCE ESTABLISHING FEES FOR CERTAIN
ANIMAL CONTROL SERVICES

WHEREAS, by the provisions of IC 36-8-2-6, a unit of local government is expressly empowered to establish, maintain, and operate an animal shelter; and

WHEREAS, pursuant to the provisions of IC 36-1-3, et seq. a unit may establish and collect user fees and service charges which are reasonably related to the cost of exercising a regulatory power; and

WHEREAS, as of the 20th day of May, 1999, Floyd County, Indiana (County), and the civil city of New Albany, Indiana (City), concluded an Interlocal Agreement pursuant to the provisions of IC 36-1-7, et seq., pertaining to the construction, maintenance, and operation of an animal shelter to be located at 215 West Market Street, New Albany, Indiana, and the provision of certain animal control services; and

WHEREAS, by the terms and provisions of said Interlocal Agreement, the operation of the animal shelter and the performance of animal control functions within certain areas of Floyd County, Indiana, were vested in the Floyd County Animal Control Authority, which authority was delegated certain express powers by said agreement; and

WHEREAS, the City and County, under the terms and provisions of the Interlocal Agreement, expressly reserved certain enumerated powers, one being the power to impose fees and charges for services rendered in providing animal control services; and

WHEREAS, the Floyd County Animal Control Authority has petitioned the County and the City to establish, and empower the Authority to collect, certain fees and charges for services rendered by the Authority in the performance of its duties and responsibilities; and

WHEREAS, the Board of Commissioners of the County of Floyd is, subject to the concurrence of the Mayor and Common Council of the City, is desirous by this ordinance of establishing such fees and empowering the authority to collect same.

NOW THEREFORE:

BE IT ORDAINED, that the recitals set forth above are expressly made a part of this Ordinance.

BE IT FURTHER ORDAINED, that those fees and charges for animal control services rendered by the Floyd County Animal Control Authority, as more particularly set forth in Exhibit A, hereto, which exhibit is incorporated herein by reference and made a part hereof, be, and the same hereby are, ordained and imposed upon all persons who shall avail themselves of such services.

BE IT FURTHER ORDAINED, that those fees and charges established and imposed by the provisions of this ordinance shall be collected by the Floyd County Animal Control Authority, and upon receipt shall be remitted, from time to time, to the Fiscal Officer named and designated in Article 14 of the Interlocal Agreement for deposit in the Animal Control Authority Non-reverting Shelter Fund.

BE IT FURTHER ORDAINED, that this ordinance shall be in full force and effect only after the adoption by the Common Council of the City of New Albany and approval by the Mayor of said city of an ordinance similar in terms and language of this enactment and establishing and imposing those fees and charges more particularly set forth in Exhibit A, hereto.

SO ORDAINED this 17th day of September, 2002.

BOARD OF COMMISSIONERS
OF THE COUNTY OF FLOYD

John C. Bessent
MEMBER

Mike Mills
MEMBER

Charles A. Furbay
MEMBER

ATTEST:

Barbara Sillings
FLOYD COUNTY AUDITOR

EXHIBIT A

FEEES AND CHANGES
FLOYD COUNTY ANIMAL CONTROL AUTHORITY

DISPOSAL OF ANIMAL CARCASSES

1. Disposal of an animal carcass of 25 lbs. or less: \$5.00
2. Disposal by a dog carcass of more than 25 lbs: \$10.00

NOTE: No animal carcass with a weight in excess of 25 pounds, except that of a canine, shall be accepted for disposal.

IMPOUNDMENT OF ANIMALS

1. First Impoundment of dog or cat: \$10.00 plus \$4.00 per day for boarding
2. Second Impoundment of same animal: \$25.00 plus \$4.00 per day for boarding
3. Third or subsequent impoundment: \$50.00 plus \$4.00 per day for boarding
4. Large Animal (Contract Boarding) \$30.00 plus \$10.00 per day

ANIMAL ADOPTIONS (HEALTH CARE PACKAGE)

1. Pup or mature dog: \$50.00
2. Kitten or mature cat: \$40.00

OWNER REQUESTED EUTHANASIA

1. Dogs or cats less than 20 pounds \$10.00
2. Dogs or cats of more than 20 pounds \$25.00