

Published in the Wellington Daily News April 18, 2008

ORDINANCE NO. 4013

AN ORDINANCE ADOPTING THE TETHERING OF DOGS WITHIN THE CITY LIMITS OF THE CITY OF WELLINGTON, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WELLINGTON, KANSAS:

SECTION I

Unless a dog is under the direct supervision of the owner and/or harbinger, it shall be unlawful to keep a dog tethered in place for more than two (2) hours at a time. After a break of not less than two (2) hours off the tether, a dog may be tethered again for two (2) hours. A dog may not be tethered more than four (4) hours in any twenty-four (24) hour period.

SECTION II

Conditions of tethering are defined as follows:

- a. Dogs shall be tethered in such a manner as to prevent injury, strangulation or entanglement on fences, trees or other objects.
- b. Any chain or tether must be attached to a properly fitting collar, or to a harness that is worn by the dog. Collars shall not be of a choke type.
- c. No tether shall weigh more than 1/8 of the dog's body weight.
- d. Any tether shall be at least ten (10) feet in length and have swivels on both ends.
- e. Any tethering system used shall not allow the dog to leave the owner's property.

SECTION III

Exceptions to tethering are as follows:

- a. Overhead trolley tethering systems are allowed and not applicable to the provisions of Section I of this ordinance.

SECTION IV

That penalties for violation of this ordinance are as follows:

a. A violation of this ordinance shall be an unclassified misdemeanor. Upon repeat offenses by the same person, the Court shall have the discretion to remove the dog, or dogs, involved and place the animals with the County Humane Society for adoption.

b. Any dog found to be tethered in violation of this ordinance may, at the discretion of the Animal Control Officer, be impounded and placed in a safe harbor until ordered by the Court to be released. The owner of the impounded dog shall be responsible for any costs associated with the dog's placement. If the owner fails to pay the impound costs, the subject dog may be considered for adoption through the County Humane Society.

SECTION V

This ordinance shall be in full force and effect on the 1st day of November, 2008 and after its publication in the official city newspaper.

PASSED by the city council this 15th day of April, 2008.

Roger Stallbaumer
4/21/08

Roger Stallbaumer, Mayor

ATTEST:

Carol S. Mericle
Carol S. Mericle, Deputy City Clerk

APPROVED AS TO FORM:

Michael C. Brown
Michael C. Brown, City Attorney