

ORDINANCE 2019-30

An ordinance to amend Monroe County Code Chapter 442, concerning domestic pets in and around certain county properties.

WHEREAS, the Board of Commissioners of the County of Monroe, Indiana ("Board of Commissioners") banned domestic pets from County buildings (owned or leased) and banned dogs from County properties (owned or leased) through the establishment of Monroe County Code Chapter 442;

WHEREAS, certain amendments have been proposed to Monroe County Code Chapter 442, which would authorize the presence of dogs on County properties (owned or leased), subject to certain restrictions and requirements;

WHEREAS, due to the restrictions and requirements, the Board of Commissioners find that the proposed amendments would promote the health, safety, comfort and general welfare of the citizens of Monroe County;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners as follows:

Section 1. Monroe County Code Chapter 442 shall be, and hereby is, amended to read as follows:

CHAPTER 442

DOMESTIC PETS IN AND AROUND CERTAIN COUNTY PROPERTIES

442-2. Domestic Pets Prohibited in Certain Buildings

No person shall bring a domestic pet into any building owned or leased by Monroe County, Indiana. These buildings include, but are not limited to the following: the Monroe County Courthouse, the Curry Building, Justice Building, Health Services Building, Youth Shelter or offices leased by the County at 238 West Seventh Street, and 405 West Seventh Street in the city of Bloomington, Indiana. This section shall not apply to service animals which are permitted by IC 16-32-3-2.

442-3. Monroe County, Indiana, Property Grounds

Subject to any prohibition or limitation imposed by the lessor of the property, dogs are allowed on the walks and grounds of all Monroe County owned or leased properties, as listed above in Section 442-2, provided that at all times the dogs are on a leash and under the control of the dog's owner or attendant. The owner of attendant of a dog on County owned or leased property shall promptly pick up any

feces deposited by the dog on the property and dispose of the same in a sanitary manner.

442-4. Penalties, Remedies, and Enforcement

- (A) The Monroe County Sheriff's Department, Animal Management Department, or Courthouse Maintenance/Security Department may enforce the provisions of this chapter by issuance of written citation to those persons charged with its violation. Any person issued a written notice of violation (i.e., a citation) of this chapter shall pay the penalty prescribed by Monroe County Code Chapter 115 to the Monroe County Auditor within seven (7) days, and such fines shall be deposited in the Monroe County General Fund.
- (B) In the event that the citation penalty is not within the prescribed period, the matter shall be referred to the County Attorney for prosecution as a Class E Ordinance Violations subject to the civil penalties and terms of Monroe County Code Chapter 115.
- (C) In lieu of issuing a citation, the enforcement officer, may, in his or her discretion: issue an official warning to the person advising her or him of their violation of this Chapter direct the violator to leave the County building or property; and, if the person has violated the chapter on more than one occasion, subject the violator to an escalating scale of expulsion from the County building or property (e.g., expulsion for thirty days for the second violation, sixty days for the third violation, 90 days for the fourth violation, and so forth). Those who are found on County property during a period of expulsion, are trespassing on the property, and may be so charged, unless they are actively engaged in conducting County business (e.g., recording a document, attending a meeting, etc.).

Section 2. This ordinance shall be effective upon adoption. The penalty provisions shall be effective upon advertisement in accordance with Indiana Code 36-2-4-8.

SO APPROVED AND ORDAINED this 4 day of Sept, 2019.

MONROE COUNTY BOARD OF COMMISSIONERS

"Ayes"

"Nays"


JULIE THOMAS, President

JULIE THOMAS, President

Not Present
LEE JONES, Vice President

LEE JONES, Vice President


PENNY GITHENS

PENNY GITHENS

ATTEST: _____


CATHERINE SMITH, Auditor

CERTIFICATION OF PUBLICATION

I certify that the publication requirements of IC 36-2-4-8(b) have been fulfilled by the publication of this ordinance, after adoption by the Board of Commissioners, in the Herald-Times (Bloomington) on 9.18, 2019 and _____, 2019, and in the Journal (Ellettsville) on 9.18, 2019 and _____, 201. Thus, the effective date of the ordinance is 9.18, 2019.


CATHERINE SMITH, Auditor