

ORDINANCE 2019-2

AN ORDINANCE OF THE TOWN OF ST. LUCIE VILLAGE, FLORIDA, AMENDING PARAGRAPH 3 OF ORDINANCE 2010-4 OF THE ORDINANCES OF THE TOWN OF ST. LUCIE VILLAGE, FLORIDA, AUTHORIZING THE ANIMAL CONTROL DIVISION, DEPARTMENT OF PUBLIC SAFETY, ST. LUCIE COUNTY, FLORIDA TO ENFORCE THE ST. LUCIE COUNTY ANIMAL CONTROL ORDINANCE AND/OR THE APPLICABLE PROVISIONS OF THE ST. LUCIE VILLAGE NUISANCE ORDINANCE WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF ST. LUCIE VILLAGE, FLORIDA, PROVIDING FOR ENFORCEMENT BY ANIMAL CONTROL DIVISION, DEPARTMENT OF PUBLIC SAFETY, ST. LUCIE COUNTY, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The Town of St. Lucie Village, Florida, (the "Village") has previously adopted Ordinance 87-7, being the Village Nuisance Ordinance, which deals in part with animal nuisances; and

WHEREAS, the Village adopted Resolution 95-4, A Resolution of the Board of Aldermen of the Town of St. Lucie Village, Florida Authorizing the Animal Control Division, Department of Public Safety, St. Lucie County, Florida, to Enforce the St. Lucie County Animal Control Ordinance and/or the Applicable Provisions of the St. Lucie Village Nuisance Ordinance within the Municipal Limits of the Town of St. Lucie Village, Florida; and

WHEREAS, the Board of Aldermen of the Town of St. Lucie Village, Florida, adopted Resolution 2006-6 to provide for stricter enforcement of the restrictions on animal nuisances which are provided by Ordinance 87-7; and

WHEREAS, the Village enacted Ordinance 2010-4, An Ordinance of the Town of St. Lucie Village, Florida, Requiring That Dogs be Kept Under the Control of Their Owners, Providing for Enforcement by Animal Control

Division, Department of Public Safety, St. Lucie County, Florida, and Providing an Effective Date; and

WHEREAS, St. Lucie County has adopted animal control regulations which are enforced in unincorporated portions of St. Lucie County (Chapter 6, Article II. - Animal Control, of the "St. Lucie County Code") (hereinafter the "SLC Animal Control Ordinance"); and

WHEREAS, the Board of Aldermen of the Town of St. Lucie Village, Florida, is desirous of providing for stricter enforcement of its restrictions on animal nuisances and the County's animal control regulations; and

WHEREAS, it appears to the Board that amending ORDINANCE 2010-4 OF THE ORDINANCES OF THE TOWN OF ST. LUCIE VILLAGE, FLORIDA, as it pertains to permissible methods of control, is appropriate and necessary; and

WHEREAS, the Animal Control Division, Department of Public Safety, St. Lucie County, Florida, has been previously authorized to enforce the Village's Nuisance Ordinance, as amended; and

WHEREAS, the public and the residents of the Village are taxed in relation to the provision of said services; and

WHEREAS, it appears to the Board that the public health and safety would be promoted by adoption of such a regulation; and

NOW, THEREFORE, the Board of Aldermen of the Town of St. Lucie Village, Florida hereby ordains:

1. Except as amended hereby, Ordinance 87-7, Resolution 95-4, Resolution 2006-6, and Ordinance 2010-4, An Ordinance of the Town of St. Lucie Village, Florida, shall remain in full force and effect.

2. Ordinance 2010-4, An Ordinance of the Town of St. Lucie Village, Florida, is hereby amended to delete the current language from Paragraph 3 and replace it with the following language which is consistent with the related provisions of the SLC Animal Control Ordinance:

3. Dog Owners shall, at all times, keep their animals under control, either by restricting the dog to the owner's property or by having it under restraint by leash or a lead, so as to prevent injury to persons, other animals or property.

3. The Animal Control Division, Department of Public Safety, St. Lucie County, Florida is authorized, concurrently with the Town of St. Lucie Village, to enforce the animal nuisance provisions of Ordinance 87-7 of the Town of St. Lucie Village, as amended, and Ordinance 2010-4 of the Town of St. Lucie Village, as amended hereby.

4. The Animal Control Division, Department of Public safety, St. Lucie County, Florida is authorized to enforce the provisions of the SLC Animal Control Ordinance within the municipal limits of the Town of St. Lucie Village, Florida, and specifically authorized to issue citations and remove any animals as it may be authorized to do so.

5. That, where the substantive provisions of SLC Animal Control Ordinance are specifically inconsistent with the provisions of the Town of St. Lucie Village, Florida, Nuisance Ordinance, the provisions of the Nuisance Ordinance, as amended, and Ordinance 2010-4, as amended, shall control; provided however, that the Animal Control Division may issue verbal warnings in relation to any such violation.

6. This ordinance shall become effective immediately upon passage or as soon thereafter as is permissible by law.

PASSED AND APPROVED by the Board of Aldermen of the Town of St. Lucie Village on this _____ day of _____, 2019.

APPROVED:
BOARD OF ALDERMEN OF THE TOWN OF
ST. LUCIE VILLAGE, FLORIDA

By: _____
William G. Thiess, Mayor

ATTESTED:

By: _____
Donna Dennis, Acting Clerk

I, Donna Dennis, Acting Clerk of the TOWN OF ST. LUCIE VILLAGE, FLORIDA, do hereby certify that this is a true and accurate copy of Ordinance **2019-2** which was duly introduced, read and adopted at the regular meeting of the Board of Aldermen of the TOWN OF ST. LUCIE VILLAGE, FLORIDA, held this _____ day of _____, 2019.

Donna Dennis, Acting Clerk