

**AN ORDINANCE ESTABLISHING A NEW SECTION 3-17.5 OF THE
CODE OF ORDINANCES FOR THE CITY OF RADCLIFF, KENTUCKY
UNDER CHAPTER 3: ANIMALS AND FOWL, ARTICLE II, DOGS;
VICIOUS DOGS; CRUELTY**

Be it ordained by the Radcliff City Council as follows:

A new section 3-17.5 of the Radcliff Code of Ordinances, in CHAPTER 3:
ANIMALS AND FOWL, ARTICLE II, DOGS; VICIOUS DOGS; CRUELTY; is
enacted as follows:

**3-17.5: TETHER MINIMUM SPECIFICATIONS; RESTRAINT BY
LEASH, CHAIN OR COLLAR**

A. For the purpose of this chapter, the following definitions shall apply unless
the context clearly indicates or requires a different meaning:

DOG. Any domestic canine four months of age or older for which there
exists a U.S. Department of Agriculture approved rabies vaccine.

PUPPY. Any domestic canine younger than four months of age.

B. The provisions of Section 3-17 notwithstanding, minimum standards for
restraint of puppies and dogs shall be as follows:

1. It is prohibited to exclusively restrain a puppy or dog by a fixed-point
chain or tether.

2. Any chain or tether must be attached to a properly fitting collar or
harness worn by the animal so as to avoid causing any injury to the animal or
become embedded in the animal's neck. Any use of a chain, choke, pinch or prong
collar as the primary collar is prohibited.

3. No puppy or dog shall be chained or tethered for more than a total of
four (4) hours in a twenty-four (24) hour period.

4. No puppy or dog shall be chained or tethered in an area in which
temperatures are greater than ninety (90) degrees Fahrenheit or are less than thirty-
two (32) degrees Fahrenheit without access to a shaded area and shelter designed

or constructed to provide insulation and protection from temperature extremes in accordance with the specifications set out in Section 3-16.

5. No puppy or dog shall be chained or tethered in weather conditions such as hail, flooding rain, wind conditions, or any other weather condition that results in harm to the puppy or dog.

6. A dog may be restrained by a chain or tether provided that the chain or tether: has swivels at both ends; does not weigh more than one-eighth (1/8) of the dog's or puppy's body weight; is at least ten (10) feet in length and attached to a swiveled stake, or pulley or trolley mounted on a cable which is also at least ten (10) feet in length and mounted no more than seven (7) feet above ground level; is clear of objects to avoid entanglement.

7. Any tethering system employed shall not allow the dog or puppy to leave the owner's property.

C. Civil Penalties, Fine Schedule.

a. Any violation of the provisions of this Section 3-17.5, shall be subject to civil fines as set out below.

1. If a citation for a violation of this Section is not contested by the person charged with the violation, the maximum penalties below shall apply. The penalties listed below are for each day a violation continues, beginning on the first day after the ending date of the correction period given in the citation. A second offense is an offense that occurs within five (5) years of the determination by the Code Enforcement Board of a prior offense. All others are those that occur within five (5) years of the determination by the Code Enforcement Board of two (2) or more prior offenses.

1st Offense	\$75.00
2nd Offense	\$150.00
3rd Offense	\$300.00

2. If the citation is contested and a hearing before the Code Enforcement Board is required, the following maximum penalties shall apply:

1st Offense	\$150.00
2nd Offense	\$300.00
3rd Offense	\$600.00


b. The civil fine shall be paid directly to the city. If the fine is not paid within 30 days of notification, then the city may recover the fine in a civil action in a court of proper jurisdiction. The city may also obtain injunctions or abatement orders to ensure compliance with this section or pursue administrative remedies when appropriate, including injunctions and abatement proceedings.

Read at a meeting of the Radcliff City Council on the 18th day of February, 2021; a second reading was made on the 16th day of March, 2021; and said Ordinance was READ, PASSED, AND APPROVED at a meeting of the Radcliff City Council on the 16th day of March, 2021.



JAMES S. DUVALL, JR., MAYOR
CITY OF RADCLIFF, KENTUCKY

ATTESTED BY:



ASHLEY RUSSO
CITY CLERK