



City of Olathe

COUNCIL AGENDA ITEM

MEETING DATE: 5/21/2019

DEPARTMENT: Legal

STAFF CONTACT: Ron Shaver and Daniel Yoza

SUBJECT: Consideration of Ordinance No. 19-18 concerning amendments to the animal nuisance Ordinance, O.M.C. 8.10.010.

ITEM DESCRIPTION:

Consideration of Ordinance No. 19-18 concerning amendments to the animal nuisance Ordinance, O.M.C. 8.10.010.

SUMMARY:

This item was presented to the Council as a report on May 7, 2019. Staff has prepared draft Ordinance 19-18 (Attachment A) which makes two minor changes to O.M.C. 8.10.010. The first change is to remove the word "barking" and add "snapping" in Subsection (B). Subsection (B) defines "scheduled" animal nuisances which are the minor offenses which may be resolved without a court appearance. Barking remains a public offense in Subsection (C), which defines more serious animal nuisances. The second change is to add the offense of biting or attacking a person to the list of animal nuisances. This offense is added to O.M.C. 8.10.010 to clarify that there are cases where there should be a lower level offense for biting or attacking than the dangerous dog procedure in O.M.C. 8.10.110. This procedure is very extensive and could result in confining or euthanizing the animal. Adding biting or attacking a person to the list of animal nuisances gives the Municipal Court Judge the ability order a fine, in the case of a minor bite where the dangerous dog procedure is not appropriate.

FINANCIAL IMPACT:

None

ACTION NEEDED:

Adopt Ordinance 19-18 pertaining to Animal Nuisance.

ATTACHMENT(S):

Attachment A: Ordinance 19-18 - Animal Nuisance
