

**ORDINANCES**  
MILES CITY, MONTANA

**ORDINANCE NO. 1345**

**AN ORDINANCE AMENDING SECTIONS 4-71, 4-72, and 4-75 OF THE CODE OF ORDINANCES OF MILES CITY, MONTANA, WITH REGARDS TO ANIMALS REDEMPTION BY OWNER; FEE, RELEASE TO PERSON OTHER THAN OWNER AND DISPOSITION OF UNCLAIMED ANIMALS.**

**BE IT ORDAINED**, by the City Council of the City of Miles City, Montana, as follows:

**Section 1.** Section 4-71 shall be amended to read as follows:

**Sec. 4-71. – Redemption by owner; fee.**

It is the duty of the animal control officer or any authorized representative of the animal control officer to release any dog or cat from the city-county pound upon presentation of satisfactory proof of ownership indicating that the dog or cat is duly licensed by the city and properly vaccinated against rabies, both for the current period, and upon payment of the pound service and boarding fees. In accordance with sections 4-70 and/or 4-73, the pound service fee shall be \$30.00. The boarding fee shall be \$15.00 for each day (or part thereof) the dog or cat has been in the pound. As stated in MCA 7-23-4202(b) “the person to whom the animal is released agrees in writing to have the animal spayed or neutered and a deposit for spaying or neutering the animal has been paid. The deposit must be in an amount determined by the humane society or publicly operated animal shelter or pound to be comparable to the lowest fee for spaying or neutering that is charged by veterinarians in the locale.” The animal control officer shall determine and/or confirm the lowest fee on an annual basis with the local veterinarians, and shall post such information at the city-county pound.

No owner/person with a pending charge of animal cruelty may redeem an impounded animal.

**Section 2.** Section 4-72 shall be amended to read as follows:

**Sec. 4-72. – Release to person other than owner.**

After notice as required by section 4-69 has been issued and after three full business days of impoundment, such dog or cat may be released to any person, except as stated in section 4-71 or section 4-75, upon the payment of the pound service and boarding fees. At the discretion of the animal control officer, an animal may be taken to the nearest facility accepting animals for euthanasia or adoption.

**Section 3.** Section 4-75 shall be amended to read as follows:

**Sec. 4-75. – Disposition of unclaimed animals.**

At the discretion of the animal control officer, any unclaimed animals may be taken to the nearest facility accepting animals for euthanasia or adoption. No unclaimed animal or animals may be sold or redeemed for commercial/research facilities or person representing such facilities. No person may redeem an animal or animals without adequate proof or ownership or adequate proof of ability to care for said animals.

**Section 4.** This Ordinance shall become effective thirty (30) days after its final passage.

Said Ordinance read and put on its passage this 23<sup>rd</sup> day of March, 2021.

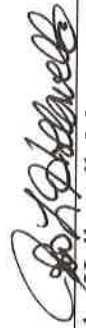
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\_\_\_\_\_  
John Hollowell, Mayor

ATTEST:

  
\_\_\_\_\_  
Mary Rowe, City Clerk

**FINALLY PASSED AND ADOPTED** this 13<sup>th</sup> day of April, 2021.

  
\_\_\_\_\_  
John Hollowell, Mayor

ATTEST:

  
\_\_\_\_\_  
Mary Rowe, City Clerk