

## **BARKING DOG RESOLUTION**

**WHEREAS**, Ohio Revised Code Section 955.221 authorizes a board of township trustees to adopt and enforce resolutions to control dogs within the township that are not otherwise in conflict with any other provision of the Revised Code, if the township is located in a county where the board of county commissioners has not adopted resolutions to control dogs within the unincorporated areas of the county under that section; and

**WHEREAS**, the Board of County Commissioners for Clermont County, Ohio has not adopted resolutions to control dogs within the unincorporated areas of the Clermont County; and

**WHEREAS**, the Board of Trustees of Tate Township desires to adopt and enforce a resolution to control dogs within the township; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Tate Township, Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

### **SECTION I**

No person shall own, harbor, or keep any dog, in Tate Township, which by loud and frequent or habitual barking, howling, or yelping shall cause annoyance or disturbance to the neighborhood; and

### **SECTION II**

To "harbor" a dog as that term is used in this resolution means to afford lodging, shelter, food, or give refuge to a dog; however, harboring must involve something more than a meal of mercy to a stray dog or the casual presence of a dog on someone's premises; and

### SECTION III

Whoever violates this resolution is guilty of a minor misdemeanor and each day of continued violation constitutes a separate offense; and

### SECTION IV

That the Board of Trustees of Tate Township does hereby find and determine that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

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