

ORDINANCE NO. 2021-06-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TONKAWA, OKLAHOMA, AMENDING CHAPTER 1, ARTICLE 1 OF THE TONKAWA MUNICIPAL CODE 2021 ENTITLED "SCHEDULE OF FEES AND CHARGES CREATED", BY THE ADDITION OF A CATEGORY IN THE FINE SCHEDULE ENTITLED ANIMALS AND PROVIDING FOR THE SECTION OF VIOLATION AND THE FINE AND THE DELETION OF A NOW CONFLICTING NAMED OFFENSE; PROVIDING FOR REPEALER; SAVINGS; CODIFICATION; SEVERABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONKAWA, OKLAHOMA:

Section I: Chapter 1, Article 1 of the Tonkawa Municipal Code 2021 is hereby amended by the addition of a new category of offenses and fines to Section 1-111 which shall read as follows:

SECTION 1-111 SCHEDULE OF FEES AND CHARGES CREATED.

A. The following shall be the bond schedule as of the adoption of this Code:

ANIMALS

<u>Charge</u>	<u>Fine</u>	<u>§ of Ok. Stat.or Tonkawa MC</u>
<u>Animal at Large (1<sup>st</sup> Offense)</u>	<u>\$150.00</u>	<u>4-102</u>
<u>Animal at Large (2<sup>nd</sup> Offense)</u>	<u>\$250.00</u>	<u>4-102</u>
<u>Animal at Large (3<sup>rd</sup> Offense)</u>	<u>\$350.00</u>	<u>4-102</u>
<u>Animal at Large (4<sup>th</sup> Offense)</u>	<u>\$450.00</u>	<u>4-102</u>
<u>Turning Animal at Large unlawful</u>	<u>\$150.00</u>	<u>4-103</u>
<u>Noisy Animal/Disturbance</u>	<u>\$150.00</u>	<u>4-105</u>
<u>Unlawful Animal in City (Swine)</u>	<u>\$150.00</u>	<u>4-107</u>
<u>Operating a Kennel w/out a license</u>	<u>\$150.00</u>	<u>4-108</u>
<u>Rabies Vaccination</u>	<u>\$150.00</u>	<u>4-121</u>
<u>Animal Registered with the City</u>	<u>\$150.00</u>	<u>4-121</u>
<u>Interfering with Animal Control</u>	<u>\$250.00</u>	<u>4-132(A)</u>
<u>Cruelty to Animals</u>	<u>\$250.00</u>	<u>4-141</u>
<u>Poisoning Animal</u>	<u>\$250.00</u>	<u>4-142</u>
<u>Encouraging Animals to Fight</u>	<u>\$150.00</u>	<u>4-143</u>
<u>Failure to Quarantine</u>	<u>\$250.00</u>	<u>4-161(A)</u>
<u>Refusal to Surrender</u>	<u>\$150.00</u>	<u>4-163(D)</u>
<u>Permitting Dangerous or Potentially Dangerous Dog</u>	<u>\$500.00</u>	<u>4-175(D)</u>

OTHER OFFENSES

Animal at Large \$150.00 TMC § 4-102

Section II. REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV. CODIFICATION. This ordinance shall be codified as herein provided.

Section V. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Tonkawa that this section of the Tonkawa Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section VI. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect to provide for additional offenses and fines in the fine schedule pertaining to animal ordinance violations; By reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

Approved and executed this 15<sup>th</sup> day of June 2021.




{Seal}


ATTEST:

  
NANCY C. SKIPPER, CITY CLERK

THE CITY OF TONKAWA, OKLAHOMA

  
KENNETH W. SMITH, MAYOR

APPROVED AS TO FORM AND LEGALITY:

  
BRYCE S. KENNEDY, CITY ATTORNEY