

SPENCER TOWNSHIP ZONING

112 North Main Street P.O.Box 229, Spencer, Ohio 44275

July 11, 2019

Medina County Planning Commission
124 W Washington St B4
Medina, Ohio 44256

REF: Spencer Twp. Proposed Zoning Resolution – Barking Dogs

Hello,

Spencer Township Zoning Commission requests the Medina County Planning Commission to review our proposed zoning amendment for recommendation regarding The Control of Dogs, which is attached.

Spencer Township Zoning Commission voted to forward this proposed resolution on Monday evening, July 8, 2019.

If you have any questions or comments, I can be reached at kherte.spencer.twp.zoning@gmail.com or by cell 330-958-1040.

Thank you,



Kathy Herte
Chair of Spencer Township Zoning Commission

**Spencer Township, Medina County
Resolution for the Control of Dogs**

Section I: Barking and Noisy Dogs

- A. It shall be unlawful for anyone to harbor, keep or permit to be kept upon his premises or upon premises under his control within the limits of Spencer Township any dog which, by loud or frequent or habitual barking, howling, or yelping shall cause serious annoyance or disturbance to one or more persons of ordinary sensibilities, inhabiting a residence in Spencer Township. Any person who allows any dog habitually to remain or be lodged or fed within any dwelling, building, yard, or enclosure, which said person owns or occupies shall be considered to be harboring such dog.
- B. This Resolution shall be in effect between the hours of 11:00 PM and 6:00 AM

Section II: Threats to Public Health, Safety, and Welfare

- A. No person shall keep or harbor any dog in Spencer Township so as to create noxious or offensive odors or unsanitary conditions which adversely impact the health, comfort, or safety of the public.

Section III: Damage to Property

- A. No person, who owns, keeps, or harbors any dog, shall allow any dog to damage any public property or private property not owned by such person.
- B. No person, who owns, keeps, or harbors any dog that defecates upon the property of another or upon public property not designated for such purposes, shall immediately remove and dispose of any and all feces deposited by such dog in a sanitary manner.

Section IV: Exemptions

- A. This Resolution does not apply to:
 - 1) The owner or person in charge of a dog that is assisting a blind, deaf, or handicapped person and such person is either unaware that the dog's activities are in violation of this resolution or is incapable of complying with this resolution.
 - 2) Law Enforcement personnel in charge of a dog in the performance of official duties.
 - 3) A dog that is lawfully engaged in hunting or training for the purpose of hunting and accompanied by a licensed hunter.

Section V: Penalty

- A. Whoever violates any part of this Resolution is guilty of a minor misdemeanor (pursuant to ORC 955.99(K))
- B. A separate offense shall be deemed to have been committed each day during or on which the offense occurs or continues.
- C. Whoever violates any part of this Resolution shall be fined not less than \$25 or more than \$100 on a first offense, and on each subsequent offense shall be fined not less than \$75 or more than \$250 and may be imprisoned for not more than thirty (30) days. In addition, the offender may be required to personally supervise the dog(s) the offender owns, or harbors, to cause that dog to complete dog obedience training, (ORC 955.99)