

ORDINANCE G-1240

AN ORDINANCE CREATING SECTIONS CONTAINED WITHIN CHAPTER 215, ENTITLED "ANIMALS", OF TITLE II, ENTITLED "PUBLIC HEALTH, SAFETY, AND WELLNESS", OF THE CODES OF THE CITY OF JUNCTION CITY TO ENHANCE THE PENALTIES FOR REPEAT OFFENDERS OF PROHIBITED ANIMALS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

Section 1. Section 215.041 – PROHIBITED ANIMAL SENTENCING; REPEAT OFFENDERS of the Code of Ordinances of the City of Junction City, Kansas is hereby drafted to read as follows:

SECTION 215.041 – Prohibited Animal Sentencing; Repeat Offenders

1. *Prior Conviction.* A conviction or diversion for a violation of 215.040(b)(1), (16), (17), (18), (21), (22), (23), or (24) on or after May 1, 2019 is a prior conviction. Convictions or diversions prior to May 1, 2019 shall not count as a prior.
2. *First Offense.* A first conviction, with no prior convictions, shall be sentenced under Ordinance 215.110.
3. *Second Offense.* A conviction, with one prior conviction, shall be sentenced under Ordinance 215.110 with a minimum fine of \$200 and a minimum sentence of ninety (90) days in jail as an underlying jail sentence.
4. *Third Offense.* A conviction, with two or more prior convictions, shall be sentenced as a Class B misdemeanor with a minimum fine of \$500, a minimum sentence of six (6) months in jail, and probation shall not start until the defendant serves a minimum of forty-eight (48) consecutive hours in jail.
5. *Third Offense Close to Prior Conviction(s).* A conviction, with two or more prior convictions and at least conviction six months or less prior before the current conviction, shall be sentenced as a Class B misdemeanor with a minimum fine of \$750, a minimum sentence of six (6) months in jail, and defendant must serve a minimum of five (5) days in jail of which at least 48 hours must be consecutive prior to being placed on probation.

Section 2. Section 215.110 – PENALTY of the Code of Ordinances of the City of Junction City, Kansas is hereby drafted to read as follows:

SECTION 215.041 – Penalty


Unless specifically designated, any person violating any of the provisions of this Chapter is guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Section 100.090 of Article V of Title I of the Code of Ordinances of the City of Junction City, Kansas.

Section 3. This ordinance shall take effect and be in force upon publication.

PASSED AND APPROVED this 16th day of April, 2019.


Pat Landes
Mayor

ATTEST:


Tammy Melton
City Clerk

[SEAL]

