

**ORDINANCE NO. 2023-04**

**OF THE CITY OF PERU, NEMAHA COUNTY, NEBRASKA**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERU, NEBRASKA, AMENDING THE ORIGINAL CHAPTER 93 OF THE MUNICIPAL CODE OF THE CITY OF PERU, NEBRASKA CODE OF ORDINANCES RELATING TO VIOLATIONS OF SECTION 93.02 “RUNNING AT LARGE; TETHERING”; REPEALING THE ORIGINAL SECTION 93.02(C) OF THE MUNICIPAL CODE OF PERU, NEBRASKA; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND ORDERING THE PUBLICATION OR POSTING OF THE ORDINANCE.**

**WHEREAS**, the City of Peru, Nebraska Code of Ordinances (“Code”) §93.02 entitled “Running at Large; Tethering” is not specific as to fines and penalties for allowing animals to run at large.

**WHEREAS**, definite statements need to be made in order to establish a fine schedule pertaining to stray animals within the City limits and to provide standards and ensure conformity in keeping animals from running at large within the City limits, for the benefit of the City of Peru and its residents.

**NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PERU, NEBRASKA.**

SECTION 1. That Section 93.02(C), of the City of Peru, Nebraska Municipal Code shall be amended to read as follows:

“§93.02

(C) Violations of this Article of the Official City Code shall constitute an offense and upon conviction thereof shall be punishable by the following fines:

(i) First offense within a 12-month period: No penalty if licensed. If unlicensed, \$5.00 late fee if animal is licensed within 30 days; \$25.00 penalty if animal is not licensed within 30 days.

(ii) Second offense within a 12-month period : \$50.00 regardless of whether or not the animal is licensed.

(iii) Third and Subsequent offenses within a 12-month period: \$100.00 regardless of whether or not the animal is licensed.”

Section 2. All other sections of Chapter 93 of the Municipal Code of the City of Peru, Nebraska, shall remain in full force and effect herein.

Section 3. Any other Ordinance or section passed and approved to passage, approval, and publication of this Ordinance and in conflict with its provisions shall be repealed.

Section 4. This Ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting in pamphlet form as required by law.

Passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2023.

Cate Wyckoff Aye:\_\_\_\_\_ Nay:\_\_\_\_\_ Absent:\_\_\_\_\_ Abstain:\_\_\_\_\_

Spencer Vogt Aye:\_\_\_\_\_ Nay:\_\_\_\_\_ Absent:\_\_\_\_\_ Abstain:\_\_\_\_\_

Quentin Kieler Aye:\_\_\_\_\_ Nay:\_\_\_\_\_ Absent:\_\_\_\_\_ Abstain:\_\_\_\_\_

Marty Peregoy Aye:\_\_\_\_\_ Nay:\_\_\_\_\_ Absent:\_\_\_\_\_ Abstain:\_\_\_\_\_

Dave Pease (Mayor) Aye:\_\_\_\_\_ Nay:\_\_\_\_\_ Absent:\_\_\_\_\_ Abstain:\_\_\_\_\_   
 (on tie breaker)

\_\_\_\_\_  
David Pease, Mayor of  
City of Peru, Nebraska

ATTEST:

\_\_\_\_\_  
City Clerk for the City of Peru, NE

(Seal)

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney