

ORDINANCE NO. 2020-04

AN ORDINANCE OF THE BOARD OF
COMMISSIONERS OF WARRICK COUNTY, INDIANA
ESTABLISHING THE ANIMAL CARE AND KEEPING FUND

WHEREAS, Indiana's Home Rule statute (Ind. Code 36-1-3, *et seq.*) grants the Board of Commissioners of Warrick County the power to create, by ordinances, funds that are necessary to conduct the affairs of the County;

WHEREAS, Ind. Code 35-46-3-6 authorizes any law enforcement officer or any other person with authority to impound animals, who has probable cause to believe there has been a violation of Ind. Code 35-45-3, *et seq.*, or Ind. Code 15-20-1-4, to take custody of the animal and impound the animal at the Warrick County Animal Control facilities;

WHEREAS, the owner of an animal that has been impounded pursuant to Ind. Code 35-46-3-6 may, not later than ten (10) days after the animal has been impounded, post a bond with the court in an amount sufficient to provide for the animal's care and keeping for at least thirty (30) days, beginning from the date the animal was impounded; and

WHEREAS, the Board of Commissioners of Warrick County has determined there is a need to establish the Animal Care and Keeping Fund for the purpose of receipting any bond payments posted by an owner so as to fund Warrick County Animal Control's care and keeping of such an animal, all in accordance with Ind. Code 35-46-3-6.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, that:

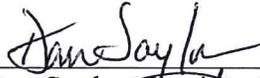
The Code of Ordinances of Warrick County, Indiana, is hereby amended to include a new Section 37.22, entitled "Animal Care and Keeping Fund", as follows:

- (A) The Board of Commissioners of Warrick County hereby establishes the Animal Care and Keeping Fund for the purpose of receipting any bond payments posted by an owner of an animal impounded pursuant to Ind. Code 35-46-3-6. The application of bond monies posted and receipted into the Animal Care and Keeping Fund shall be to fund the care and keeping of such animal(s) by Warrick County Animal Control, in accordance with Ind. Code 35-46-3-6.
- (B) The Animal Care and Keeping Fund shall be perpetual until terminated by the terms of this Ordinance or by enactment of a subsequent ordinance or amendment. In the event the Animal Care and Keeping Fund is terminated for any reason, the disposition of the fund balance, if any, shall be determined by the Board of Commissioners of Warrick County.

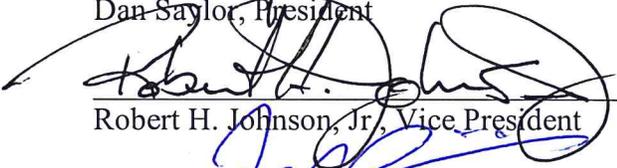
This Ordinance shall be effective upon passage.

Passed and adopted by the Warrick County Board of Commissioners this 10th day of February, 2020.

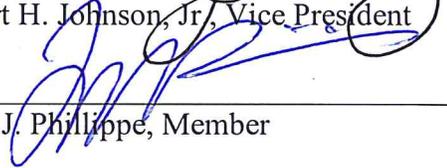
WARRICK COUNTY
BOARD OF COMMISSIONERS



Dan Saylor, President



Robert H. Johnson, Jr., Vice President



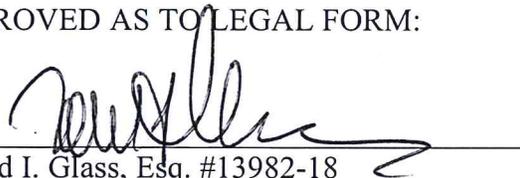
Terry J. Phillippe, Member

ATTEST:



Deborah K. Stevens, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:



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