



**READINGS:**

1<sup>ST</sup>:           
2<sup>nd</sup>:           
3<sup>rd</sup>:         

*Moved  
to  
add.  
8/14*

**ORDINANCE NO. 0-2017-15  
VILLAGE OF MCCOMB, OHIO**

**AN ORDINANCE REPEALING ORD. 2003-09, REGULATING THE KEEPING OF ANIMALS AND DECLARING CERTAIN OFFENSES AS CONSTITUTING A NUISANCE, ESTABLISHING A PENALTY FOR VIOLATION THEREOF, AND DECLARING AN EMERGENCY.**

**BE IT ORDAINED** by the Council of the Village of McComb, Ohio, two-thirds (2/3) of all those elected or appointed thereto concurring:

**SECTION 1:** That no person shall keep any animal or use any pen for animals, chicken coop, or barnyard so near any other premises upon which any other person resides so as to be offensive.

**SECTION 2:** That for purposes of this Ordinance animals shall be defined as being any cow, horse, mule, ass swine, sheep, goat, turkey, goose, duck, chicken, or of any other animals or fowls of the kind herein enumerated.

**SECTION 3:** That for the purpose of this Ordinance the word offensive is defined as being such smell, odor, or condition which is highly annoying and irritating to persons directly affected thereby. It will require one (1) written complaint by a witness to so testify. This shall constitute Prima Facie evidence of a violation hereof.

**SECTION 4:** This Ordinance is hereby declared to be a nuisance law and whoever violates any of the provisions of this Ordinance shall be ordered to abate said nuisance within ten (10) days from a finding that said nuisance exists, and a fine of Seventy-five Dollars (\$75.00) per day shall be imposed thereafter if such violation should continue. The Court may impose said fine on its own motion after said ten (10) day period until evidence of abatement is received.

**SECTION 5:** In the case of special circumstances such as a 4-H project, a variance to this Ordinance may be granted for a specified period of time upon a written request to, and approval by the Council of the Village of McComb, Ohio.

**SECTION 6:** That Ordinance O-2003-09 be and the same are hereby repealed.

**SECTION 7:** This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health and safety of the Village, and for the further reason it is immediately necessary to enact said legislation to effectively regulate potential nuisance problems in the Village forthwith.

**WHEREFORE**, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor. Passed this 14<sup>th</sup> day of August 2017.

\_\_\_\_\_  
President Of Council

\_\_\_\_\_  
Mayor

Attest:  
  
\_\_\_\_\_  
Fiscal Officer

Approved:   
\_\_\_\_\_  
Solicitor