

ORDINANCE NO.: 11-08

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BAY COUNTY, FLORIDA, AMENDING CHAPTER 4, ARTICLE II, ANIMAL CONTROL CREATING SECTION 4-68 PROHIBITING UNAUTHORIZED PERSONS FROM TAMPERING WITH ANIMAL TRAPS OR CAPTURE DEVICES PLACED BY AN ANIMAL CONTROL OFFICER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the Board of County Commissioners of Bay County, Florida:

SECTION 1. PURPOSE. Chapter 4, Article II, Animal Control is hereby amended creating Sec. 4-68 regarding the tampering with animal traps or capture devices as follows:

Section 4-68. No person shall willfully tamper with, remove, alter, destroy, or disable any animal control trap, cage, or capture device, set out or placed by an animal control officer or a person or organization authorized by the Division. Any person who violates this section is guilty of a noncriminal infraction punishable by a fine of up to \$500.00.

SECTION 2. SEVERABILITY. It is hereby declared to be the intent of the Board of County Commissioners of Bay County that if any section, subsection, clause, phrase, or provision of this Ordinance is held invalid or unconstitutional, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining provisions of this Ordinance.

SECTION 3. EFFECTIVE DATE. A certified copy of this ordinance as enacted shall be filed by the Clerk of the Board with the office of the Secretary of State of the State of Florida within ten (10) days after enactment, and this ordinance shall take effect in accordance with Section 125.66(2), Florida Statutes.

DULY ADOPTED in regular session this 1st day of March 2011.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
BAY COUNTY FLORIDA**

Bill K
Bill Kinsaul, Clerk

William T. Dozier
William T. Dozier, Chairman

Reviewed and Approved as to Form and Content:
Emuel
County Attorney

