

**ORDINANCE NO. 2010-006**

**AN ORDINANCE AMENDING ORDINANCE 2008-002 WHICH ORDINANCE ESTABLISHES THE OWNERSHIP, LICENSING, IMMUNIZATION AND CONTROL OF DOGS WITHIN THE ELWOOD CITY LIMITS.**

WHEREAS, the City of Elwood, a municipal corporation of the State of Utah (the "City"), has the responsibility to enact ordinances for the protection of public health, safety, and welfare of its residents; and

WHEREAS, the City of Elwood found it necessary and advisable to adopt Ordinance No. 2008-002 establishing the ownership, licensing, immunization and control of dogs within the Elwood City limits; and

WHEREAS, the City now finds it necessary to amend Ordinance No. 2008-002 and remove certain language from that ordinance; and

WHEREAS, the City Council finds that the public convenience and necessity, public safety, health and welfare is at issue in this matter.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS;

**Section I. Amendment:** The City amends Ordinance No. 2008-002 to remove the following section and wording in its entirety:

*Section 14. Limit on Number of Dogs per Household*

*Kennels are allowed per Zoning Ordinances in Elwood Town, and no household shall have more than two dogs.*

**Section II. Reaffirms:** The City reaffirms every other part of Ordinance No. 2008-002 as effective and in force.

**Section III. Prior Ordinances:**

The body and substance of any and all prior Ordinances, together with their specific provisions, where not otherwise in conflict with this Ordinance, are hereby reaffirmed and readopted.

**Section IV. Repealer of Conflicting Enactments:**

All orders and ordinances with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

**Section V. Savings Clause:**

If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of the City of Elwood.

**BE IT FURTHER RESOLVED** that this Ordinance shall become effective immediately and after publication or posting as required by law.

DATED this 29 day of June, 2010.

PASSED AND ADOPTED by the Elwood City Council this 29 Day of June 2010.

Elwood City

By:   
Mayor

ATTEST:

  
City Clerk