

ORDINANCE NO. 48

AN ORDINANCE PROHIBITING CERTAIN ACTS
CONSTITUTING PUBLIC NUISANCE AND PRE-
SCRIBING A PENALTY FOR VIOLATION THEREOF.

WHEREAS certain complaints have been made to the
Town Council of the Town of Mexico Beach concerning the main-
tenance of certain conditions as being offensive to the health,
well-being or safety of the people of the Town of Mexico Beach,
and

WHEREAS this condition creates an emergency to justi-
fy the emergency passage of this Ordinance.

NOW THEREFORE BE IT ENACTED BY THE PEOPLE OF THE
TOWN OF MEXICO BEACH, FLORIDA:

Section 1: It is the purpose of this Ordinance to
define as a public nuisance the act, failing to act, or the
maintenance of certain acts and conditions as set forth here-
after, the doing, failing to do, or maintenance thereof, which
shall be deemed prima facie evidence of being injurious to the
public health, safety and welfare, and in violation of this
Ordinance.

Section 2:

A. Any dog or other animal within the city
limits, regardless of whether confined or not confined, which
shall be barking, biting or howling or in any other way or
manner disturb the quiet of any person or persons whomsoever,
or which may conduct himself on private premises as to cause

harm thereto or annoyance to the owner thereof, or any dog or other animal with a communicable or contagious disease, if untreated or not responding to treatment, or any dog or dogs, or any other animal confined or not confined, which cause an unreasonable or offensive odor which can be detected off the premises of the owner or keeper, or any dog or dogs, or any other animal, confined or not confined, kept in such a manner as to cause a breeding place for flies, lice or other vermin, or a breeding place for any disease, is hereby declared to be a nuisance.

B. Such nuisance may be abated in the following manner: Any two (2) citizens of the city may make written complaint to the Police Department setting forth their reasons and basis for maintaining that such a nuisance exists whereupon the Police Department shall investigate such a complaint, and if being satisfied that such a nuisance does in fact exist, the Police Department shall give notice to the owner or keeper of such dog or dogs or other animals and the owner and/or keeper of such dog or dogs or other animals shall within three (3) days cause such nuisance to cease by causing such dog or dogs or other animals to be destroyed or removed or by causing such dog or dogs or other animals to be treated or confined or by causing such pen or enclosure in which the animal or dogs or other animal is confined to be put in a sanitary and healthful condition, or by causing any other necessary thing to be done so that such nuisance shall no longer exist.

Section 3: Any person found guilty of violating this Ordinance shall be subject to a fine not to exceed \$300, or imprisonment not to exceed sixty (60) days, or by both such fine and imprisonment.

INTRODUCED at a Regular meeting of the Town Council on the 8th day of October, A.D., 1974, and ADOPTED by the Town Council on the 8th day of October, A.D., 1974, as an emergency Ordinance.

TOWN OF MEXICO BEACH, FLORIDA

BY: *Charles E. Thompson*
Mayor-Councilman

ATTEST:

Jessie Mullins
Town Clerk