

**BOARD OF COUNTY COMMISSIONERS  
SARPY COUNTY, NEBRASKA**

**RESOLUTION ADOPTING AND ENACTING ANIMAL CONTROL REGULATIONS  
FOR COLLAR AND LEASH RESPONSIBILITIES FOR DOG OWNERS**

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate power; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103, the powers of the County as a body are exercised by the County Board; and,

WHEREAS, Neb. Rev. Stat. §54-605 empowers the County to regulate the duty of dog owners to securely collar dogs; and,

WHEREAS, Neb. Rev. Stat. §54-606 empowers the County to hold owners liable for all damages committed by such dog without a collar; and

WHEREAS, Neb. Rev. Stat. §54-607 empowers the County to fine the owner of any dog having been without a collar for ten (10) days; and,

WHEREAS, Neb. Rev. Stat. §54-618 empowers the County to regulate the duty of dangerous dog owners to restrain securely such dangerous dog by chain or leash; and,

WHEREAS, Neb. Rev. Stat. §54-622 provides for the penalty for violations of Neb. Rev. Stat. §54-618; and,

WHEREAS, it is in the best interests of the health, safety, and welfare of the citizens of Sarpy County to adopt a resolution which clearly defines "collar and leash responsibilities for dog owners" and provides for enforcement of regulations to enforce such action.

THEREFORE, BE IT RESOLVED by the Sarpy County Board of Commissioners, that under and pursuant to the above cited authority, that this Board does hereby adopt and enact the following regulations regarding collar and leash responsibilities for dog owners in Sarpy County, Nebraska, and outside the limits of any incorporated city or village in said Sarpy County:

**Section 1  
Terms Defined**

The term "dog," whenever used in this Regulation, shall mean any canine animal, male or female, intact or spayed or neutered (altered).

The term "dangerous dog" shall mean any dog that, according to the records of the animal control authority, which has:

- (i) Killed a human being;
- (ii) Inflicted injury on a human being that requires medical treatment;

- (iii) Killed or inflicted serious injury on a domestic animal without provocation;
- (iv) Ferociously and without provocation has attacked, snapped at, or bitten one or more human beings, or one more other domestic animals, one or more times, or has history of any of such behaviors;
- (v) Been previously determined to be a potentially dangerous dog by the animal control authority of the county, the owner of which has received notice from the animal control authority of the county of such determination, and that inflicts an injury on a human being that does not require medical treatment, injures a domestic animal, or threatens the safety of humans or domestic animals.

The term “leash,” whenever used in this Regulation, shall mean a strap, rope or other device of sufficient strength and weight to securely restrain the dog for which it was intended.

The term “collar,” whenever used in this Regulation, shall mean a band of leather or other material put around the neck of a dog, which shall include a metal plate thereon inscribed with the name of the owner of the dog.

The term “owner” shall mean any person possessing, keeping, harboring, or having charge or control of, or permitting any dog to habitually be or remain on, or be lodged or fed within, such person’s house, yard, or premises for a period of ten (10) days or more, shall be liable to the penalties herein prescribed for the violation of this regulation. This term shall not apply to veterinarians or kennel operators temporarily maintaining on their premises dogs owned by other persons for a period of not more than thirty (30) days.

## **Section 2 Dogs; Collar Required**

It shall be the duty of every owner of any dog(s) to securely place upon the neck of the dog(s) a good and sufficient collar with a metallic plate thereon. The plate shall be plainly inscribed with the name of such owner.

## **Section 3 Dangerous Dogs; Leash Required**

It shall be the duty of every owner of any dog(s) deemed to be dangerous by the Animal Control Authority and as defined above to securely restrain such dog or dogs by chain or leash when the dog goes beyond the property of the owner.

## **Section 4 Violation of Resolution, Penalty**

Failure to comply with Section 2 of this resolution for a period of ten (10) days shall constitute a violation of Nebraska Revised Statute §54-605. Pursuant to Nebraska Revised Statute §54-607, said violation is subject to a fine of twenty-five dollars (\$25).

Failure to comply with Section 3 of this resolution shall constitute a violation of Nebraska Revised Statute §54-618. Pursuant to Nebraska Revised Statute §54-622, said violation is a Class IV misdemeanor, and is subject to a fine of up to \$500.

BE IT FURTHER RESOLVED that any provisions of prior resolutions of the Sarpy County Board of Commissioners which are in conflict with the provisions of this Resolution are hereby repealed.

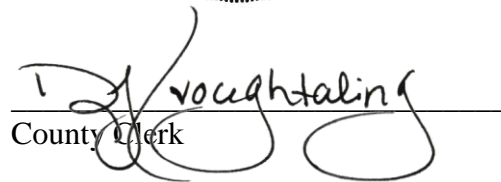
The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 19th day of June, 2018.

Attest:



SEAL

  
Sarpy County Board Chairman

  
County Clerk