

1 (Published in the Topeka Metro News November 29, 2006)

2
3 **ORDINANCE NO. 18757**

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5 AN ORDINANCE introduced by Councilmember Brett Blackburn amending City of
6 Topeka Code §18-2 concerning mandatory minimum punishment of
7 the owner, harbinger or possessor of an animal violating the animal
8 ordinance Chapter 18, except §§ 18-8 and 18-145, and repealing
9 said original section.

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11 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

12 Section 1. That City of Topeka Code § 18-2, Violations of chapter, mandatory
13 minimum punishment, is hereby amended to read as follows:

14 **Violations of chapter, mandatory minimum punishment.**

15 The judge of the municipal court of the city shall, upon a conviction of any section
16 in this chapter, other than sections 18-8 and 18-145, sentence the owner, harbinger or
17 possessor of such animal as follows:

18 (1) ~~Upon a first conviction, the sentence shall be not less than \$50.00 nor~~
19 ~~more than \$100.00.~~ Fine. A fine of not less than one dollar (\$1.00) or more than four
20 hundred ninety-nine dollars (\$499.00); or

21 (2) ~~Upon a second conviction, the sentence shall be not less than \$150.00~~
22 ~~nor more than \$200.00.~~ Imprisonment. Imprisonment in the city jail for not more than
23 one hundred seventy-nine (179) days; or

24 (3) ~~Upon a third or subsequent conviction, the sentence shall be not less than~~
25 ~~\$499.00 and not less than two days' imprisonment nor more than ten days'~~
26 ~~imprisonment.~~ Both fine and imprisonment. Both fine and imprisonment not to exceed
27 subsections (1) and (2) of this section.

