



Miami County Municipal Court
201 W Main St.
Troy OH 45373
Old Courthouse
937-440-3919

NOTICE of dispute for DOG DESIGNATION

Date _____ License Tag Number/Year _____
Dog Owner Name _____ Dog Name _____
Address _____ Breed _____
_____ Color _____
Phone Number(s) _____ Age _____ Sex _____
Driver's License _____ DOB _____
Date of designation _____

I AM REQUESTING A HEARING to dispute the designation of my dog as Nuisance, Dangerous, or Vicious dog within 10 days of the designation of Nuisance, Dangerous, or a Vicious dog, pursuant to **ORC 955.222(C)**.

CHOOSE ONE:

_____ My dog is alleged a **Nuisance Dog** because of the following, pursuant to **Ohio Revised Code Section (ORC) 955.11(3)(a)**:

- a) "a dog that without provocation and while off the premises of its owner, keeper, or harbinger has chased or approached a person in either a menacing fashion or an apparent attitude of attack or has attempted to bite or otherwise endanger any person." ORC 955.11(3)(a)

_____ My dog is alleged a **Dangerous Dog** because of the following, pursuant to **ORC 955.11(1)(a)(i),(ii),(iii)**:

- i. "a dog that, without provocation and subject to Division (A)(1)(b) of this section, caused injury, other than killing or serious injury to any person." ORC 955.11(1)(a)(i)
- ii. "a dog that, without provocation, has killed another dog" ORC 955.11 (1)(a)(ii)
- iii. "a dog that, without provocation, has been the subject of a third or subsequent of division (C) of Section 955.22(failure to confine or keep under reasonable control) of the Revised Code." ORC 955.11 (1)(a)(iii)

_____ My dog is alleged a **Vicious Dog** because of the following, "a dog that, without provocation and subject to division (a)(6)(b) of this section has killed or caused serious injury to any person," pursuant of **ORC 955.11(6)(a)**.

AND

_____ **I HAVE FILED WITH THE COURT THE \$50 FILING FEE TO COVER COSTS OF THIS DISPUTE**

FURTHER INFORMATION

If the designation is not overturned this hearing you will be required to obtain a **Dangerous Dog Tag and Dangerous Dog Certificate** from the **County Auditor's Office**, pursuant to ORC 955.22(l)(1). The County Auditor is located on the 1st floor of the Miami County Safety Building, 201 W Main St., Troy OH 45373. To obtain the **Dangerous Dog Tag and Certificate** you must provide:

- 1) Proof of ownership of the dog (picture, registration papers, bill of sale, etc)
- 2) Proof of being 18 years of age or older
- 3) A \$50.00 fee
- 4) Name, Address, Phone Number and other appropriate means of contacting you for the Dog Warden & the County Auditor
- 5) Satisfactory evidence of the dog's current rabies vaccination OR a statement from a licensed veterinarian that a rabies vaccination is medically contraindicated for the dog
- 6) Satisfactory evidence of the fact that the dog has been spayed or neutered OR a statement from a licensed veterinarian that neutering or spaying of the dog is medically contraindicated
- 7) Satisfactory evidence of the fact that the you have posted and will continue to post clearly visible signs at your residence warning both minors and adults of the presence of a dangerous dog on the property
- 8) Satisfactory evidence that the dog has been permanently identified by means of a microchip and the microchip number

THE DANGEROUS DOG CERTIFICATE MUST BE RENEWED ANNUALLY BEFORE JANUARY 31ST IN THE SAME MANNER AND FOR THE SAME FEE, ALONG WITH THE DOG LICENSE FEE

Once a **Dangerous Dog Certificate and Tag** are issued to you, you must comply with the following:

- 1) If you move to a new address within the **SAME COUNTY** as the **Dangerous Dog Certificate** is issued, you shall provide notice of the new address to the **County Auditor** within 10 days of relocating to the new address
- 2) If you move to a new address within **ANOTHER COUNTY**, you shall do both of the following within 10 days of relocating:
 - a) Provide written notice of the new address and a copy of the original **Dangerous Dog Certificate** to the **County Auditor** of the new county.
 - b) Provide written notice of the new address to the **County Auditor** of the county where you previously resided
- 3) The owner of a **Dangerous Dog** shall present the **Dangerous Dog Certificate** upon request to do so by any *Law Enforcement Officer, Dog Warden, or Public Health Official* charged with enforcing chapter 955 of the ORC.

If your dog has been designated a **Dangerous Dog** you must comply with the following: Except when a **Dangerous Dog** is lawfully engaged in hunting or training for the purpose of hunting and is accompanied by the owner, keeper, or harbinger, or handler of the dog, no owner, keeper, or harbinger of a **Dangerous Dog** shall:

- 1) **While the dog is ON the premises** of the owner, keeper, or harbinger, shall securely confine the dog at all times in a locked pen that has a top, a locked fenced yard, or other locked enclosure that has a top.
- 2) **While the dog is OFF of the premises** of the owner, keeper, or harbinger, shall keep the dog on a chain link leash that is no more than six feet long **AND** additionally do **ONE** of the following:
 - a) Keep the dog in a locked pen that has a top, locked fenced yard, or other locked enclosure that has a top
 - b) Have the leash or tether controlled by a person who is of suitable age & discretion **OR** securely attach, tie, or affix the leash or tether to the ground or a stationary object or fixture so that the dog is adequately restrained **AND** station such person in close enough proximity to that dog as to prevent it from causing injury to any person
 - c) Muzzle that dog
- 3) Notify the Miami County Animal Shelter immediately if any of the following occur:
 - a) The dog is loose or unconfined
 - b) The dog bites a person, unless the dog is on the property of the owner of the dog and the person who is bitten is unlawfully trespassing or committing a criminal act within the boundaries of that property
 - c) The dog attacks another animal while the dog is off the property of the dog owner
- 4) The Miami County Auditor must be notified of the new location **within 10 days** of the sale, transfer, or death if the dog is sold, given to another person, or dies.