

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE SUBMITTING TO THE REGISTERED QUALIFIED VOTERS OF THE CITY OF INDEPENDENCE AN ORDINANCE PROPOSING A REPEAL OF INDEPENDENCE CITY CODE OF ORDINANCES SECTION 3.03.006 “KEEPING OF PIT BULLS PROHIBITED” AND A REVIEW OF INDEPENDENCE CITY CODE OF ORDINANCES SECTIONS 3.03.007 “AGGRESSIVE DOGS,” 3.03.008 “DANGEROUS DOGS,” AND 3.03.009 “VICIOUS DOGS,” TO ASSURE PROTECTIONS FOR THE CITIZENS FROM ANY DANGEROUS ANIMALS.

WHEREAS, on March 31st, 2023, the City Clerk received an Initiative Petition to allow the voters to decide whether the city should move forward in repealing 3.03.006 of the City Code and reviewing 3.03.007-3.03.009 of the City Code; and,

WHEREAS, on May 1st, 2023, the City Clerk received 610 pages of circulated petitions proposing a repeal of Independence City Code of Ordinances Section 3.03.006 “Keeping of Pit Bulls Prohibited” and a review of Independence City Code of Ordinances Sections 3.03.007 “Aggressive Dogs,” 3.03.008 “Dangerous Dogs,” and 3.03.009 “Vicious Dogs,” to assure protections for the citizens from any dangerous animals; and,

WHEREAS, On May 4th, 2023, the City Clerk received notice from the Jackson County Election Board indicating sufficient signatures on the initiative petitions; and,

WHEREAS, On May 15th, 2023, the City Clerk formally notified the City Council of the Jackson County Election Board’s findings, per 7.4 of the City Charter.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That a special election be called to be held on August 8, 2023, in the City of Independence, Missouri, to submit to the registered qualified voters of said City, proposing a repeal of Independence City Code of Ordinances section 3.03.006 “Keeping of Pit Bulls Prohibited” and a review of Independence City Code of Ordinances Sections 3.03.007 “Aggressive Dogs,” 3.03.008 “Dangerous Dogs,” and 3.03.009 “Vicious Dogs,” to assure protections for the citizens from any dangerous animals.

SECTION 2. That the Board of Election Commissioners of Jackson County, Missouri, is hereby authorized and directed to give notice of said election by causing to be published in one newspaper published in the City of Independence, Missouri, and qualified by law for the publication of such notice there being only one so qualified newspaper within the bounds of the City; said notice to be published twice, the first publication occurring in the second week prior to the election, and the second publication occurring within one week prior to said election.

SECTION 3. That the Board of Election Commissioners of Jackson County, Missouri, shall provide the ballots, and ballot labels, conduct the election, and cause the result thereof to be certified to the City Council as provided by law.

SECTION 4. That the ballot to be used in said special election will be in substantially the following form:

SAMPLE BALLOT
FOR SPECIAL ELECTION
IN THE CITY OF INDEPENDENCE, MISSOURI
ON TUESDAY, August 8, 2023

Question 1:

Shall the City of Independence, including the Mayor, City Council, City Manager, City Employees, and anyone acting on their behalf, repeal the Independence City Code of Ordinances Section 3.03.006 “Keeping of Pit Bulls Prohibited” and review the Independence City Code of Ordinances Sections 3.03.007 “Aggressive Dogs”, 3.03.008 “Dangerous Dogs,” and 3.03.009 “Vicious Dogs,” to assure protections for the citizens from any dangerous animals?

☐ Yes-FOR THE INITIATED ORDINANCE

☐ No-AGAINST THE INITIATED ORDINANCE

INSTRUCTIONS TO VOTERS

If you are in favor of the question for the initiated ordinance, place an “X” in the box opposite “Yes-FOR THE INITIATED ORDINANCE”.

If you are opposed to the question for the initiated ordinance, place an “X” in the box opposite “No-AGAINST THE INTIATED ORDINANCE”.

SECTION 5. That the City Clerk shall deliver to the Board of Election Commissioners of Jackson County, Missouri, a certified copy of this ordinance which shall be the authority of said Board to conduct said special election as herein provided and as provided by law.

SECTION 6. That the City Clerk is further authorized to do all other things called for by law in connection with the holding of said election.

PASSED THIS _____ DAY OF _____, 2023, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

Initiative Petition
30.03.006 Repeal
5/5/23-bb

APPROVED AS TO FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager