

2010 Legal and Public Notices

owner and upon the streets, sidewalk or other public or private property. For the purpose of this section, a dog shall be considered NOT to be at large whenever the dog is under the immediate control of a person by means of a leash, chain, cord or rope of not more than ten (10) feet in length and of sufficient strength to control the dog.

Any owner found in violation of this section shall be fined in the amount of twenty-five dollars (\$25.00) for the first offense, fifty dollars (\$50.00) for each second offense, and one hundred dollars (\$100.00) for each subsequent offense thereafter within any one (1) year period.

Section 2: Keep of Vicious or Dangerous Dogs

It shall be unlawful for any person to keep or harbor within the town any vicious or dangerous dog. A vicious or dangerous dog shall be defined as a dog which without obvious or overt provocation bites, mauls, or otherwise attacks or attempts to attack in such a manner as to cause bodily harm.

Any person violating this section shall be fined in the amount of one hundred dollars (\$100.00). If the owner is unknown, the animal shall be immediately destroyed in a humane manner.

Section 3: Disturbance and/or Nuisance

The owner of a dog shall not allow the animal to disturb the peace and quiet of the town by allowing the animal to continuously bark or howl for a period of more than fifteen (15) minutes per twenty-four (24) hour intervals.

A violation of this section shall be punishable by a fine of twenty-five dollars (\$25.00) for the first offense, fifty dollars (\$50.00) for the second offense, and one hundred dollars (\$100.00) for each violation thereof.

Section 4: Kennels

Definition of a kennel for the purpose of this Ordinance shall mean an enclosed place wherein a dog is kept. Kennel height shall be not less than six (6) feet. Covering of the kennel shall be determined by the size and agility of the animal.

ARTICLE III - LICENSING OF DOGS

Section 1: Annual Fee

Each owner, keeper and person in charge of any dog shall, before the first day of July in each year, pay a license fee as established by the Board of Trustees as follows:

First Dog: Fifteen dollars (\$15.00) Additional Dogs: Ten dollars (\$10.00) for each additional dog(s)

No license fee will be required for any dog under three (3) months of age if kept on the property of the owner.

Any owner found in violation of this section shall be fined one hundred dollars (\$100.00).

Section 2: Rabies Vaccination Prerequisite to License

No license required by this section shall be issued for any dog unless it shall have been vaccinated by a licensed veterinarian with anti-rabies vaccine within three (3) months preceding the date on which the dog is licensed. Vaccination with live embryonated egg vaccine within two (2) years shall be deemed vaccination sufficient to permit the issuance of the license required by this section, and a veterinarian's certificate to that effect shall be in compliance with this section.

Section 3: Issuance of License Tag

The Finance Officer or his/her designee shall issue a receipt for the payment of the license fee imposed upon dogs by this section, and the Finance Officer or his/her designee shall issue to the person a certificate to the effect that the dog(s) therein described has been duly registered and shall also deliver to such a person a metal tag, which certificate and tag shall bear the registry number of the dog together with the year in which the certificate and tag was issued. The tag shall be securely fastened upon a durable collar around the neck of the dog, said collar to be furnished by the owner of the dog.

ARTICLE IV - CLAUSES

Section 1:

All ordinances, resolutions, or motions, or parts thereof, in conflict herewith are hereby expressly repealed. The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given without such invalid part or parts.

Section 2:

This Ordinance shall be effect on passage or publication as provided by law.

Published once at the approximate cost of \$65.04.



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N.D. Gears Up For Legal Dispute On Abortion Laws

BY JAMES MACPHERSON
Associated Press

BISMARCK, N.D. — North Dakota's governor positioned the oil-rich state Tuesday as a primary battleground in the decades-old fight over abortion rights, signing into law the nation's toughest restriction on the procedure and urging lawmakers to set aside cash for an inevitable legal challenge.

Minutes after Republican Gov. Jack Dalrymple signed three anti-abortion measures — one banning them as early as six weeks into a pregnancy — unsolicited donations began pouring into the state's lone abortion clinic to help opponents prove the new laws are unconstitutional.

"Although the likelihood of this measure surviving a court challenge remains in question, this bill is nevertheless a legitimate attempt by a state legislature to discover the boundaries of Roe v. Wade," Dalrymple said in a statement, referring to the 1973 U.S. Supreme Court ruling that legalized abortion up to until a fetus is considered viable — usually at 22 to 24 weeks.

Dalrymple seemed determined to open a legal debate on the legislation, acknowledging "the constitutionality of this measure is an open question." He asked the Legislature to set aside money for a "litigation fund" that would allow the state's attorney general to defend the measure against lawsuits.

He also signed into law measures that would make North Dakota the first state to ban abortions based on genetic defects such as Down syndrome and require a doctor who performs abortions to be a physician with hospital-admitting privileges.

The measures, which would take effect Aug. 1, are fueled in part by an attempt to close the Red River Women's

"The impact is very, very clear. It would have an immediate and very large impact on the women in North Dakota."

JULIE RIKELMAN

Clinic in Fargo — the state's sole abortion clinic. Tammi Kromenaker, the clinic's director, called the legislation "extreme and unconstitutional" and said Dalrymple "awoke a sleeping giant" by approving it. The clinic, which performs about 3,000 abortions annually, was accepting cash donations and continued to take appointments Tuesday, she said.

"First and foremost, abortion is both legal and available in North Dakota," she said. "But anytime abortion laws are in the news, women are worried about access."

The Center for Reproductive Rights announced Tuesday that it has committed to challenging the fetal heartbeat bill on behalf of the clinic. The New York-based group already represented the clinic for free in a lawsuit over a 2011 law banning the widely accepted use of a medication that induces abortion. A judge has temporarily blocked enforcement of the law, and a trial is slated for April in Fargo.

Attorney General Wayne Stenehjem told The Associated Press that the attorneys from his office would defend any lawsuits that arise but an increase to the agency's budget would likely be necessary. He did not have a dollar amount.

The state has spent about \$23,000 in legal costs to date defending the 2011 legislation banning the widely accepted use of a medication that induces abortion, according to agency records obtained by the AP.

Amanda Knox Saga Still Not Over For Italian Courts

BY FRANCES D'EMILIO
Associated Press

ROME — It's not over yet for Amanda Knox.

Italy's top criminal court dealt a stunning setback Tuesday to the 25-year-old college student, overturning her acquittal in the grisly murder of her British roommate and ordering her to stand trial again.

"She thought that the nightmare was over," Knox's attorney, Carlo Dalla Vedova, told reporters minutes after conveying the unexpected turn of events to his client, who had stayed up to hear the ruling, which came shortly after 2 a.m. West Coast time. "But she's ready to fight."

Now a student at the University of Washington in Seattle, Knox called the decision by the Rome-based Court of Cassation "painful" but said she was confident that she would be exonerated.

The American left Italy a free woman after her October 2011 acquittal — but only after serving nearly four years of a 26-year prison sentence from a lower court that convicted her of murdering Meredith Kercher. The 21-year-old exchange student's body was found in a pool of blood, her throat slit, in a bedroom of the house the two shared in Perugia, a university

town 100 miles north of Rome. Raffaele Sollecito, Knox's Italian boyfriend at the time, was also convicted of the Nov. 1, 2007, murder, then later acquitted. His acquittal was also thrown out Tuesday and a new trial ordered.

Italian law cannot compel Knox to return for the new trial and Dalla Vedova said she had no plans to do so.

In any case, the judicial saga is likely to continue for years. It will be months before a date is set for the new trial, to be held in Florence instead of Perugia because the small town has only one appellate court, which already acquitted her.

Prosecution and defense teams must also await details of the ruling explaining why the high court concluded there were procedural errors in the trial that acquitted Knox and Sollecito. The court has 90 days to issue its explanation.

Another Knox defender, Luciano Ghirga, said she was gearing up psychologically for her third trial. Ghirga said he told Knox: "You have always been our strength. We rose up again after the first-level convictions. We'll have the same resoluteness, the same energy" in the new trial.

Still, it was a tough blow for the former exchange student, whose parents mortgaged both their homes to raise funds for

her lengthy, expensive defense.

"It was painful to receive the news that the Italian Supreme Court decided to send my case back for revision when the prosecution's theory of my involvement in Meredith's murder has been repeatedly revealed to be completely unfounded and unfair," Knox said in a statement.

She said the matter must now be examined by "an objective investigation and a capable prosecution."

"No matter what happens, my family and I will face this continuing legal battle as we always have, confident in the truth and with our heads held high in the face of wrongful accusations and unreasonable adversity," Knox said.

Prosecutors alleged that Kercher was the victim of a drug-fueled sex game gone awry. Knox, then 20, and Sollecito, then 24, denied wrongdoing and said they weren't even in the apartment that night, although they acknowledged they had smoked marijuana and their memories were clouded.

An Ivory Coast man, Rudy Guede, was convicted of the slaying in a separate trial and is serving a 16-year sentence.

Sollecito, whose 29th birthday was Tuesday, sounded shaken when a reporter reached him by phone.

"Now I can't say anything," said the Ital-

ian, who has been studying computer science in the northern city of Verona after finishing an earlier degree while in prison.

Later, Sollecito said in a statement that he was "saddened" by the high court decision and will "continue to fight for my innocence, hopeful and confident that truth will prevail."

A local Italian news report quoted Sollecito's current girlfriend as saying he and Knox spoke by phone and described him as being psychologically destroyed.

His lawyer, Luca Maori, said neither Sollecito nor Knox ran any danger of being arrested. "It's not as if the lower-court convictions are revived," he said, noting that the high court didn't determine "whether the two were innocent or guilty."

For those familiar with the U.S. legal principle of "double jeopardy" — which holds that no one acquitted of a crime can be tried again for it — the idea that the Italian justice system allows prosecutors to appeal acquittals is hard to absorb.

Knox attorney Dalla Vedova dismissed the "double jeopardy" concern, maintaining the high court ruling hadn't decided the defendants' guilt or innocence, but merely ordered a fresh appeals trial, which he said was unlikely to start before early 2014.

CROSSWORD

By THOMAS JOSEPH

ACROSS 46 Cleopatra's love

1 Digestive aid

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45 Cabbage needs

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Yesterday's answer

18 Celeb roster

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36 Eve's home

21 Excessive upper limit

37 Upper limit

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24 Casual eateries

40 "The Matrix" hero

25 Historic time

41 McKellen of "The Hobbit"

30 History, essentially

42 Cunning one's own

33 Take as one's own

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is L O N G F E L L O W

One letter stands for another. In this sample, A is used for the three L's, X for the two O's, etc. Single letters, apostrophes, the length and formation of the words are all hints. Each day the code letters are different.

CRYPTOQUOTE

S C V R K D A X A H J Z M Y E C R A T

X A T E I H A C T Q Q A D A C E M Y

E P A U C I B P E A H K D G M Y Q K Z,

M D J K I U M Y E A T. — V C H U

Y C T Q S I H B

Yesterday's Cryptoquote: ART CANNOT BE MODERN. ART IS PRIMORDIALLY ETERNAL. — EGON SCHIELE

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