

ARTICLE A. REGISTRATION AND LICENSES

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5-2A-1: DOG LICENSE REQUIRED; KENNELS; FEES:

A. License; Fee: It shall be unlawful for any person to own or keep a dog six (6) months old or older within the corporate limits of the city without making application to the city recorder or other person designated by the mayor and city council, and paying to said city recorder or other person for the benefit of the city, an annual licensing fee in such amount as established by resolution of the city council. Proof of rabies vaccination is required to license a dog.

B. Kennels; Fee: Anyone keeping three (3) or more dogs at least four (4) months old shall be considered operating a kennel and shall be required to pay an annual kennel license fee in such amount as established by resolution of the city council. The maximum number of dogs over six (6) months allowed are four (4). A kennel requires a covered enclosure for all animals. (Ord. 94-1, 10-18-1994, eff. 10-18-1994; amd. 2006 Code)

5-2A-2: ANIMAL CONTROL OFFICER:

The mayor, by and with the consent of the city council, shall appoint some competent person to act as animal control officer. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-3: COLLARS AND TAGS:

All dogs so licensed shall wear a suitable collar with their dog tags attached. Dog tags are not transferable. The city will replace lost or misplaced tags upon payment of a fee in such amount as established by resolution of the city council. (Ord. 94-1, 10-18-1994, eff. 10-18-1994; amd. 2006 Code)

5-2A-4: LEASH REQUIRED:

It shall be unlawful for any owner or keeper of a dog to allow said dog to be on any public street,

alley, sidewalk, or any public way or public place within the city, unless said dog is on a leash. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-5: DOGS WITHOUT COLLARS AND UNREGISTERED DOGS:

A. Any dogs within the corporate limits of the city that are not wearing collars with licenses attached or are running at large are hereby declared to be a nuisance and shall be immediately taken and impounded for a period of three (3) days. Any dog so impounded wherein no owner has called or claimed the same within the said three (3) days shall be humanely killed or caused to be killed by the animal control officer.

B. Any person calling and claiming said dog so impounded shall pay to the city such fees as established by resolution of the city council for any dog that has been impounded and shall produce a collar with a license attached for said dog before said dog is released. The city recognizes ownership after three (3) days of care (food and water). (Ord. 99-4, 10-19-1999, eff. 10-19-1999; amd. 2006 Code)

5-2A-6: FEMALE DOGS IN HEAT:

It shall be unlawful for any person who keeps or owns a female dog to allow the same to run at large while in heat. Said female dog while so in heat and running at large, whether collared or not, shall be humanely killed. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-7: DANGEROUS AND MISCHIEVOUS DOGS AT LARGE:

A. It shall be unlawful for any owner or possessor of a fierce, dangerous ("dangerous" or "fierce" is defined the same as "vicious" in section [5-2A-9](#) of this article) or mischievous ("mischievous" is defined as a dog not restrained on a leash and off the owners property) dog to permit the same to be "at large" (meaning off the premises of the owner and not under the control of the owner or a member of his immediate family either by leash, cord, chain or otherwise).

B. Any person may kill a dog while it is attacking, chasing or worrying any domestic animal or person while such dog is being pursued thereafter. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-8: DOGS DISTURBING THE PEACE:

It shall be unlawful for any person to own, keep or harbor within the limits of the city, any dog which by barking, howling or yelping disturbs the peace and quiet of any neighborhood or person. It shall be unlawful for any person, firm or corporation to allow a dog to bark after ten o'clock (10:00) P.M. and before seven o'clock (7:00) A.M. The first offense will be a verbal warning. The second offense will be a citation. The third offense will be a citation with a petition to the judge to destroy the animal. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-9: VICIOUS DOGS:

- A. All vicious dogs shall be confined in a locked and covered enclosure. It shall be unlawful for any owner or keeper to maintain a vicious dog upon any premises which does not have a locked enclosure.
- B. It shall be unlawful for any owner or keeper to allow any vicious dog to be outside of the dwelling of the owner or keeper or outside of the enclosure unless the vicious dog shall be securely muzzled and restrained with a chain having a minimum tensile strength of three hundred (300) pounds and not exceeding three feet (3') in length, and shall be under the direct control of a person capable of completely restraining the dog and under the direct supervision of the owner or keeper of the vicious dog.
- C. As used in this article, "dog" means any canis familiaris. "Vicious dog" means any dog which, in a vicious or terrorizing manner, approaches any person or domestic animal in apparent attitude of attack. Also, any dog with a known propensity, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or animals on public or private property. "Enclosure" means a fence or structure at least six feet (6') in height, forming or causing an enclosure suitable to confine a vicious dog in conjunction with other measures which may be taken by the owner or keeper, such as tethering of vicious dog. Pit bull owners must have an insurance policy with personal liability of one hundred thousand dollars (\$100,000.00). (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2A-10: OBLIGATION TO PREVENT DOG ATTACKS:

Any owner or keeper of a "dog", as defined in section [5-2A-9](#) of this article, shall keep the dog in a manner and with appropriate precautions to ensure that the dog will not bite or attack a person. Failure to maintain such a dog in a manner and with appropriate precautions to ensure that the dog will not bite or attack a person shall be a class C misdemeanor, subject to penalty as provided in section [1-4-1](#) of this code. (Ord. 94-1, 10-18-1994, eff. 10-18-1994; amd. 2006 Code)

5-2A-11: PENALTY:

Any person or keeper of a dog violating the provisions of this article, upon conviction thereof, shall be found guilty of a class C misdemeanor and subject to the general penalty provided in section [1-4-1](#) of this code. The animal control officer shall be able to approach the court for an order to destroy any vicious, mischievous or biting dog. (Ord. 94-1, 10-18-1994, eff. 10-18-1994; amd. 2006 Code)

ARTICLE B. RABIES CONTROL

5-2B-1: QUARANTINE; INSPECTION:

5-2B-2: RABID DOGS:

5-2B-3: RABIES SHOTS:

5-2B-4: PERSON BITTEN BY DOG:

5-2B-5: ANIMAL BITTEN BY DOG:

5-2B-1: QUARANTINE; INSPECTION:

Whenever the owner or person having in custody or possession any dog shall have reason to believe that such dog has rabies or has shown symptoms of rabies, such owner or person shall immediately notify the board of health or its health officer to make inspection or examination of such animal and shall immediately confine such animal until such inspection or examination is made. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2B-2: RABID DOGS:

If it shall appear to the animal control officer upon such examination or inspection that a dog has rabies, it shall be the duty of said officer to kill, or cause to be killed, the dog. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2B-3: RABIES SHOTS:

All dogs inside the city limits shall be required by law to have current rabies shots. Rabies shots are considered current for two (2) years. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)

5-2B-4: PERSON BITTEN BY DOG:

Whenever any person shall be bitten by a dog, the owner or person having custody of such dog shall immediately notify the animal control officer, who shall confine such dog and keep the same confined for a period of fourteen (14) days. At the end of the fourteen (14) days, the animal control officer will determine if the animal has rabies. All animals quarantined shall pay a fee in such amount as established by resolution of the city council. (Ord. 94-1, 10-18-1994, eff. 10-18-1994; amd. 2006 Code)

5-2B-5: ANIMAL BITTEN BY DOG:

Whenever any animal shall be bitten by a dog having rabies, the owner or person having custody or possession of the animal so bitten shall upon being informed thereof, either kill such animal forthwith or quarantine it, and keep it tied up or confined for a period of fourteen (14) days, and the animal control officer shall have power in his discretion to kill or quarantine any animals so bitten in case the owner or person having custody or possession thereof shall fail to do so immediately or in case the owner or person having custody thereof is not readily accessible. (Ord. 94-1, 10-18-1994, eff. 10-18-1994)