

CHAPTER 1: IN GENERAL

Section

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Cross-reference:

- Animals and vehicles prohibited on sidewalks, see § 16-111
- Dogs, see Title 10, Chapter 2
- Rabid animals, see § 10-205

§ 10-101 ANIMAL CONTROL OFFICER.

There has been heretofore established and hereby remains in full force and effect the Office of Animal Control Officer. The duties of the Animal Control Officer shall be to administer and enforce the provisions of this title.

(1989 Code, § 10-101)

§ 10-102 REPTILES AND WILD ANIMALS.

It shall be unlawful for any person to keep or maintain any poisonous reptiles or dangerous carnivorous wild animals without first having registered the reptiles or animals with the Director

of Health. The reptiles and animals shall be securely housed and enclosed so as not to do any injury to or annoy any person.

(1989 Code, § 10-102)

§ 10-103 RUNNING AT LARGE PROHIBITED.

It shall be unlawful for any person owning or being in charge of any animals such as cows, swine, sheep, horses, mules, goats, or any chickens, ducks, geese, turkeys or other domestic fowl, cattle or livestock, knowingly or negligently to permit any of them to run at large in any street, alley or unenclosed lot within the corporate limits.

(1989 Code, § 10-103)

§ 10-104 KEEPING NEAR A RESIDENCE OR BUSINESS RESTRICTED.

No person shall keep any animal, fowl, or livestock except a pet normally maintained in or near the household, residence, place of business (not owned or leased by applicant), or public roadway except under the following conditions:

1. The land on which the animal or livestock will be located contains a minimum of 5 acres.
2. The land is securely fenced.
3. The closest point of any proposed pasture area to any existing residence is 200 feet, unless said residence is owned or leased by the person keeping the animal or livestock.
4. The closest point of any barn, corral, pen, or enclosed area where animals or livestock may be confined for any length of time shall be 250 feet from any existing residence, unless owned or lease by the person keeping the animals or livestock.
5. The maximum number of animals or livestock permitted is limited to one (1) per 1.5 enclosed acres.
6. The land on which fowl will be located contains a minimum of one-half (1/2) acre.
7. Fowl must be kept within a secure fence or coop.
8. The maximum number of fowl permitted is limited to six (6) per one-half enclosed acre.

(1989 Code, § 10-104)

Deleted: No person shall keep any animal or fowl enumerated in the preceding section within 1,000 feet of any residence (other than owner's), place of business, or public street, as measured in a straight line from the nearest points on property lines, without a permit from the Animal Control Officer. The Animal Control Officer shall issue a permit only when, in his or her sound judgment, the keeping of an animal in a yard or building under the circumstances as set forth in the application for the permit will not injuriously affect the public health.¶

§ 10-105 PEN OR ENCLOSURE TO BE KEPT CLEAN.

When animals or fowls are kept within the corporate limits, the building, structure, corral, pen or enclosure in which they are kept shall, at all times, be maintained in a clean and sanitary condition.

(1989 Code, § 10-105)

§ 10-106 ADEQUATE FOOD, WATER AND SHELTER AND THE LIKE TO BE PROVIDED.

(A) No animal or fowl shall be kept or confined in any place where the food, water, shelter and ventilation are not adequate and sufficient for the preservation of its health, safe condition and wholesomeness for food if so intended.

(B) All feed shall be stored and kept in a rat-proof and fly-tight building, box or receptacle.

(1989 Code, § 10-106)

§ 10-107 KEEPING IN A MANNER AS TO BECOME A NUISANCE PROHIBITED.

No animal or fowl shall be kept in a place or condition as to become a nuisance because of either noise, odor, contagious disease or other reason.

(1989 Code, § 10-107)

§ 10-108 CRUEL TREATMENT PROHIBITED.

It shall be unlawful for any person to beat or otherwise abuse or injure any dumb animal or fowl.

(1989 Code, § 10-108)

§ 10-109 SEIZURE AND DISPOSITION OF ANIMALS.

Any animal or fowl found running at large or otherwise being kept in violation of this chapter may be seized by the Animal Control Officer or by any police officer and confined in a shelter provided or designated by the City Council. The impounded animal or fowl must be claimed within five days at the shelter or the same will be humanely destroyed or put up for adoption.

(1989 Code, § 10-109)

§ 10-110 RESCUING IMPOUNDED ANIMALS.

It shall be unlawful for any person to rescue or attempt to rescue any animal which has been impounded or which is in the possession of an officer, agent or official of the city.

(1989 Code, § 10-111)

§ 10-111 INSPECTIONS OF PREMISES.

For the purpose of making inspections to ensure compliance with the provisions of this title, the Animal Control Officer, or his or her authorized representative, shall be authorized to enter, at any reasonable time, any premises where he or she has reasonable cause to believe an animal or fowl is being kept in violation of this chapter.

(1989 Code, § 10-113)

§ 10-112 NOTIFICATION OF ANIMALS ON PREMISE.

Owners of animals, livestock, or poultry shall notify the Animal Control Officer of the residence of such animals. A description of the animal(s), livestock, or fowl, address of the location of the animal(s) livestock, or fowl, structure(s) on the property, contact information for the owner, and any other information deemed necessary shall be kept on file by the Animal Control Officer.

§ 10-113 VIOLATIONS AND PENALTY

Any violation of this chapter shall constitute a civil offense and shall, upon conviction, be punishable under the general penalty provision of this code. Each day a violation shall be allowed to continue shall constitute a separate offense.