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ANIMALS AND FOWL

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ARTICLE 1 – General Regulations

11.0101 Cruelty

No person may cruelly treat any animal within city limits. Any person who is suspected of animal cruelty will be reported to law enforcement.

11.0102 Dangerous Animals

It is unlawful to permit any dangerous animal or vicious animal of any kind to run at large within the City.

11.0103 Killing Dangerous Animals

Authorization to kill any dangerous animals of any kind when it is necessary for the protection of any person or property shall be referred to law enforcement.

11.0104 Diseased Animals

No domestic animal afflicted with a contagious or infectious disease shall be allowed to run at large or to be exposed in any public place whereby the health of any person or animal may be affected.

It is the duty of the City Maintenance Department or designee to secure the disposition of any diseased animal and the treatment of affected premises as to prevent the communication and spread of the contagion or infection, except in cases where the state Department of Health is empowered to act.

11.0105 Housing

All places within city limits where any animal is or may be kept shall be cleaned in a manner appropriate for the species, breed, and the animal's age and physical condition.

11.0106 Keeping of Certain Animals Prohibited

It is unlawful to keep any live sheep, swine or pigs, cattle, chickens or other poultry, or goats, within the city limits. Some exceptions may be granted by Council approval.

11.0107 Noises

It is unlawful to harbor or keep any animal within city limits that habitually disturbs the peace by loud noises at any time of the day or night.

11.0108 Penalty

Any person in violation of Section 11.0102 or 11.0104 through 11.0107 shall be guilty of an infraction and fined per fine schedule as set by resolution. The owner of any animal impounded pursuant to the provisions of this article shall pay all costs and charges assessed for such impoundment before such animal may be released to the owner.

ARTICLE 2 – Dogs and Cats

11.0201 License Required

No dog or cat over one month of age shall be permitted to be or remain within city limits without being licensed as provided in this Article. It shall be the duty of the owner or keeper of any dog or cat kept within city limits to have the dog or cat vaccinated against rabies and proof thereof must be shown to the person issuing the license before a license may be issued.

11.0202 Licensing Procedure and Terms

All dogs and cats shall be registered as to sex, breed, name, addressees of owner, and name of dog or cat. Licenses shall be issued by the City Auditor or other authorized person on an annual basis. The person paying the license fee shall receive a receipt therefore and a license tag with which to mark the animal. It shall be the duty of the owner or keeper to cause such license tag or to be securely attached around the animal's neck and kept there at all times during the license period.

11.0203 License Fee

The license fee shall be determined by the City Council per resolution.

11.0204 License: When Due and Payable

The license fees or renewal fees previously provided for shall become due and payable by the 1st day of June in each year and shall become delinquent on the 1st day of July in each. If the fee is not paid before the first day of July, a penalty determined by resolution shall be added to the license or renewal fee.

11.0205 Animals Running at Large Prohibited

It shall be unlawful for the owner or keeper of any dog or cat to permit the same to run at large within city limits at any time. A dog or cat shall not be considered running at large if attended to and on a leash or when in the confines of the owner's or keeper's premises.

11.0206 Disposition of Unlawful Dogs or Cats

Any unlicensed dog or cat or any dog or cat running at large may be taken by local law enforcement or City Maintenance Department or designee and impounded at the facility designated by the City Council. The dog or cat shall not be released to any person unless such dog or cat is licensed, a fee as determined by resolution is paid for the taking of each animal, and all pound charges are paid directly to the facility where the dog or cat is housed.

11.0207 Disposition of Unclaimed Dogs or Cats

The owner or keeper of an animal impounded pursuant to this Article shall be notified of the taking of the dog or cat. If the owner or keeper fails to pay the charges (including license if necessary) and claim the animal within three days of notification the animal may be destroyed or otherwise disposed of. If the owner or keeper is unknown, the City Maintenance Department or designee shall give public notice of the taking of the animal before it is destroyed or otherwise disposed of.

11.0208 Return to Owner if Known

Notwithstanding the provisions of Section 11.0206, if a dog or cat is found at large and its owner can be identified and located, such dog or cat need not be impounded, but may, instead, be taken to the owner. In such case, local law enforcement or other officer may proceed against the owner or keeper for violation of this Article.

11.0209 Noisy Dog or Cat Prohibited

It shall be unlawful to keep or harbor within city limits any dog or cat that disturbs the peace by habitually howling, barking, whining, meowing or making other disagreeable noise. Any person wishing to file a complaint shall be required to give his name and address and sign a complaint.

11.0210 Nuisance – When

Any unlicensed dog or cat, any dog or cat running at large, any dog or cat disturbing the peace, or any dog or cat molesting passers-by, chasing vehicles or trespassing upon private property is hereby declared to be a nuisance.

11.0211 Penalty

Any person violating any provision of this article shall be guilty of an infraction and be fined based on fine schedule as set by resolution.