

TITLE 10

ANIMAL CONTROL

CHAPTER

1. IN GENERAL.
2. DOGS.

CHAPTER 1

IN GENERAL

SECTION

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10-101. Running at large prohibited. It shall be unlawful for any person owning or being in charge of any cows, swine, sheep, horses, mules, goats, or other livestock, or any chickens, ducks, geese, turkeys, or other domestic fowl, knowingly or negligently to permit any of them to run at large in any street, alley, or unenclosed lot within the corporate limits. (1983 Code, § 3-101)

10-102. Keeping near a residence or business restricted. No person shall keep any animal or fowl enumerated in the preceding section within two hundred (200) feet of any residence, place of business, or public street, without a permit from the health officer. The health officer shall issue a permit only when in his sound judgment the keeping of such 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. (1983 Code, § 3-102)

10-103. 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. (1983 Code, § 3-103)

10-104. Adequate food, water, and shelter, etc., to be provided. 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.

All feed shall be stored and kept in a rat-proof and fly-tight building, box, or receptacle. (1983 Code, § 3-104)

10-105. Keeping in such manner as to become a nuisance prohibited. No animal or fowl shall be kept in such a place or condition as to become a nuisance because of either noise, odor, contagious disease, or other reason. (1983 Code, § 3-105)

10-106. Cruel treatment prohibited. It shall be unlawful for any person unnecessarily to beat or otherwise abuse or injure any dumb animal or fowl. (1983 Code, § 3-106)

10-107. 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 health officer or by any police officer and confined in a pound provided or designated by the city council. If the owner is known, he shall be given notice in person, by telephone, or by a postcard addressed to his last-known mailing address. If the owner is not known or cannot be located, a notice describing the impounded animal or fowl will be posted in at least three (3) public places within the corporate limits. In either case the notice shall state that the impounded animal or fowl must be claimed within five (5) days by paying the pound costs or the same will be humanely destroyed or sold. If not claimed by the owner, the animal or fowl shall be sold or humanely destroyed, or it may otherwise be disposed of as authorized by the city council. The pound keeper shall be entitled to collect from each person claiming an impounded animal or fowl a reasonable fee, to cover the costs of impoundment and maintenance. (1983 Code, § 3-107)

10-108. Inspections of premises. For the purpose of making inspections to insure compliance with the provisions of this title, the health officer, or his authorized representative, shall be authorized to enter, at any reasonable time, any premises where he has reasonable cause to believe an animal or fowl is being kept in violation of this chapter. (1983 Code, § 3-108)

CHAPTER 2

DOGS

SECTION

- 10-201. Rabies vaccination required.
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- 10-203. Seizure of dogs running at large - redemption by owner.
- 10-204. Property damage by dog running at large.
- 10-205. Confining or isolating dog upon suspicion of rabies.
- 10-206. Liability of non-owner for death or injury to dog.
- 10-207. Bitches to be confined while proud.
- 10-208. No liability for killing proud bitch at large.
- 10-209. Penalty for violation.

10-201. Rabies vaccination required. It is unlawful for any person to own, keep or harbor any dog or cat which has not been vaccinated against rabies as required by the Tennessee Anti-Rabies Act as codified at Tennessee Code Annotated, § 68-8-101 et seq. (Ord. #94-58, Dec. 1994)

10-202. Dogs to wear rabies tags. It shall be unlawful for any person to own, keep or harbor any dog which does not wear a metal tag evidencing the vaccination of said dog in compliance with the Tennessee Anti-Rabies Act and the preceding section. (Ord. #94-58, Dec. 1994)

10-203. Seizure of dogs running at large - redemption by owner.

(1) Any dog found running at large may be seized by the health officer or by any police officer and placed in the designated dog pound. For the purposes of this chapter, running at large shall be defined as not being in a secure enclosure or on a leash or chain, regardless of whether the dog is on its owner's property or not.

(2) (a) If the dog is wearing a tag evidencing rabies vaccination, the owner shall be notified by a postcard addressed to the owner's last known mailing address to appear at city hall within five (5) days and redeem the owner's dog by paying a pound fee of \$10.00 or the dog shall be destroyed.

(b) If the dog is not wearing a tag evidencing rabies vaccination, the dog shall be destroyed, unless legally claimed by the owner within two (2) days; the owner shall pay a pound fee of \$10.00 prior to the release of said dog.

(3) No dog shall be released in any event from the pound unless and until it has been vaccinated and a tag placed on its collar.

(4) When, because of its viciousness or apparent infection with rabies, a dog found running at large cannot be safely impounded, it may be summarily destroyed by the health officer or any policeman. (Ord. #94-58, Dec. 1994)

10-204. Property damage by dog running at large. The owner of any dog running at large in violation of this chapter shall be liable for any property damage caused by said dog. Should the owner of said dog be a minor, the minor's parent, guardian or custodian shall be liable for said damage. (Ord. #94-58, Dec. 1994)

10-205. Confining or isolating dog upon suspicion of rabies. If any dog has bitten any person or is suspected of having bitten any person or is for any reason suspected of being infected with rabies, the health officer or chief of police may cause the dog to be confined or isolated for such time as said health officer or chief of police reasonably deems necessary to determine if such dog is rabid. (Ord. #94-58, Dec. 1994)

10-206. Liability of non-owner for death or injury to dog. The owner or occupant of any property within the city limits shall have no liability for any injury or death occurring on the property owned or occupied by said persons to any dog found to be destroying property, causing a nuisance or displaying any viciousness upon said property owned or occupied by said person. Should the health officer or any police officer respond to a call from the owner or occupant of any property within the city limits with regard to a dog not belonging to said property owner or occupant which is found to be destroying property, causing a nuisance or displaying any viciousness, said health officer or police officer shall react appropriately any shall incur no liability for any injury or death occurring to said dog in the actions of said health officer or police officer in removing or otherwise tending to the situation involving said dog. (Ord. #94-58, Dec. 1994)

10-207. Bitches to be confined while proud. Every owner of a bitch is required to confine the same during such time as she is proud. (Ord. #94-58, Dec. 1994)

10-208. No liability for killing proud bitch at large. Any person crippling, killing, or any way destroying a proud bitch that is running at large shall not be held liable for the damages due to such killing or destruction. (Ord. #94-58, Dec. 1994)

10-209. Penalty for violation. Any person adjudicated in violation of this chapter shall be subject to fine of not less than twenty-five and no/100 dollars (\$25.00) and not more than five hundred and no/100 dollars (\$500.00) plus the court costs. (Ord. #94-58, Dec. 1994)