

TITLE 10

ANIMAL CONTROL

CHAPTER

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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, hogs, mules, or 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. (2003 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 five hundred (500) feet of any residence, place of business or public street without a permit from the animal control officer of the city. The animal control 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. (2003 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. (2003 Code, § 3-103)

10-104. Other restrictions on keeping. No animal or fowl of any kind 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. No animal or fowl shall be kept in such a place or condition as to become a nuisance either because of noise, odor, contagious disease, or other reason. (2003 Code, § 3-104)

10-105. Seizure and disposition of offending animals. Any animal or fowl running at large or otherwise being kept in violation of this chapter may be seized by the animal control officer or any policeman and confined in a pound provided or designated by the board of mayor and aldermen. If the owner is known he/she shall be given notice in person, by telephone, or by a postcard addressed to his/her last known mailing address. The animal or fowl may be humanely destroyed or sold if not claimed within five (5) days. If the owner is not known, the animal or fowl shall be kept for three (3) days and then humanely destroyed. (2003 Code, § 3-105)

10-106. Abandonment. No owner shall abandon any animal. "Abandonment" means leaving such animal for a period in excess of twenty-four (24) hours, without providing for food and water. No person shall leave an animal by a roadside or other area, or leave such animal on either public or private property, without the property owner's consent. In the event that an animal is found abandoned, such animal may be taken by an animal control officer or police officer and confined in a pound provided or designated by the board of mayor and aldermen. Such animal shall be kept for not less than three (3) days and then may be humanely destroyed. In the event that an animal is "abandoned," the owner or the person, if any, who has been charged with the animal's care, shall be subject to citation for violation of this section. (2003 Code, § 3-106)

10-107. Humane treatment of animals. (1) No person shall intentionally or knowingly:

- (a) Torture, maim, or grossly over-work an animal;
- (b) Fail to provide the minimum necessary food, water, care or shelter for an animal in that person's custody;
- (c) Transport or confine an animal in a cruel manner;
- (d) Inflict burns, cuts, lacerations, or other injuries or pain, by any method, on any animal;
- (e) Mutilate any animal whether dead or alive;
- (f) Place any poisonous substance which may be harmful to domestic animals, in any location where it may be readily found and eaten by such domestic animal; or
- (g) Permit any dog fight, cock fight, or other combat between animals.

(2) Any animal involved in a violation of any portion of this section may be confiscated by the animal control officer or police officer and held. Upon conviction of the owner of such domestic animals, any animal so confiscated shall become the property of the animal control department, and the owner of the animal shall pay to or reimburse the animal control department all veterinary fees associated with the medical treatment provided the animal while in custody. (2003 Code, § 3-107)

10-108. Interference with animal control officers prohibited.

(1) It shall be unlawful to assault, resist, oppose, impede, intimidate, or interfere with any animal control officer while such officer is engaged in the lawful performance of his official duties.

(2) It shall be unlawful to tamper with or relocate any equipment used by an animal control officer for the lawful performance of his duties.

(3) It shall be unlawful to provoke, tease, or release any animal captured by an animal control officer.

(4) Any person who aids, abets, counsels, commands, induces, or procures the commission of a violation of any provision of this title may be punished as a principal offender. (2003 Code, § 3-108)

10-109. Animals in public parks. (1) It shall be unlawful for any person to take with them, or allow to roam, unfettered, any dog, cat, horse, or other animal within the confines of a Church Hill city park.

Dogs, cats, horses, or other animals, including service animals necessary for the owner's mobility, shall be on a leash not to exceed eight feet (8') in length.

(2) Anyone who brings animals to, or controls animals outside of their residence premises, or within city parks shall be responsible for cleaning up, removing, and disposing of feces deposited by their pets on property owned by others including, but not limited to, city parks. (as added by Ord. #11-449, Nov. 2011)

CHAPTER 2

DOGS AND CATS

SECTION

- 10-201. Seizure and disposition of dogs and cats running at large.
- 10-202. Running at large prohibited.
- 10-203. Noisy dogs prohibited.
- 10-204. Rabies vaccination and registration required.
- 10-205. Dogs and cats to wear tags.
- 10-206. Vicious dogs or cats to be securely restrained.
- 10-207. Confinement of dogs and cats suspected of being rabid.
- 10-208. Dogs and cats in heat.

10-201. Seizure and disposition of dogs and cats running at large.

(1) Any dog or cat found running at large within the confines of the city may be seized by the animal control officer or any police officer and placed in a pound provided or designated by the board of mayor and aldermen. If said dog or cat is wearing a tag, the owner shall be notified in person, by telephone, or by a postcard addressed to his last known mailing address to appear within five (5) days and redeem his dog or cat by paying a reasonable pound fee, to be fixed by the pound-keeper, or the dog or cat will be humanely destroyed or sold. If said dog or cat is not wearing a tag, it shall be humanely destroyed or sold unless legally claimed by the owner within three (3) days. No dog or cat shall be released in any event from the pound unless or until such dog or cat has been vaccinated and the tag placed on its collar.

(2) When because of its viciousness or apparent infection with rabies, a dog or cat found running at large cannot be safely impounded, it may be summarily destroyed by the animal control officer or any police officer. (2003 Code, § 3-201)

10-202. Running at large prohibited. It shall be unlawful for any person knowingly to permit any dog or cat owned by him or under his control to run at large within the corporate limits. (2003 Code, § 3-202)

10-203. Noisy dogs prohibited. No person shall own, keep, or harbor, any dog which by loud and frequent barking, whining, or howling, annoys or destroys the peace and quiet of any neighborhood. (2003 Code, § 3-203)

10-204. Rabies vaccination and registration required. Licenses and rabies vaccinations shall be required for each dog and cat four (4) months of age or older. License tags shall be firmly attached to a harness or collar worn by the animal. Animals kept temporarily (not in excess of thirty (30) days unless granted an extension by the animal control officer) for the purpose of breeding

or showing shall not require an individual license provided the owner has proof of a current rabies vaccination. (2003 Code, § 3-204)

10-205. Dogs and cats to wear tags. It shall be unlawful for any person to own, keep, or harbor a dog or cat which does not wear a tag evidencing the vaccination and registration required by the preceding section. (2003 Code, § 3-205)

10-206. Vicious dogs or cats to be securely restrained. It shall be unlawful for any person to own or keep any dog or cat known to be vicious or dangerous unless such dog or cat is so confined and/or likewise securely restrained as reasonable to provide for the protection of other persons and animals. (2003 Code, § 3-206)

10-207. Confinement of dogs and cats suspected of being rabid. If any dog or cat has bitten any person or is suspected of having bitten any person or is for any reason suspected of being infected with rabies, the animal control officer or chief of police shall require such dog or cat to be confined or isolated for such time as he reasonably deems necessary to determine if such dog or cat is rabid. (2003 Code, § 3-207)

10-208. Dogs and cats in heat. Every female dog or cat in heat shall be confined in a building or secure enclosure in such manner that such female dog or cat cannot come into contact with another animal except for a planned breeding. (2003 Code, § 3-208)

CHAPTER 3

ANIMAL CONTROL DEPARTMENT

SECTION

10-301. Department established.

10-302. Animal control officer.

10-303. Pound.

10-304. Reclaiming animals; citation.

10-305. Maintenance fee established.

10-301. Department established. There is hereby established a municipal animal control department to be staffed by individual(s) designated by the board of mayor and aldermen. (2003 Code, § 3-301)

10-302. Animal control officer. The animal control officer(s) is empowered to seize all animals running at large whose presence or activities are in violation of state law and/or municipal ordinances within the corporate limits of the City of Church Hill. (2003 Code, § 3-303)

10-303. Pound. All animals shall be kept and cared for at a location designated by the board of mayor and aldermen. Animals with known owners will be held five (5) days and animals with unknown owners will be held for three (3) days and then may be humanely destroyed. (2003 Code, § 3-304)

10-304. Reclaiming animals; citation. Any owner desiring to reclaim his or her animal must contact the animal control officer to make the necessary arrangements. Before the animal control officer or other designated employee releases any animal to its owner, he/she shall (1) require and receive written proof that the owner has received a municipal court citation, and (2) collect and receipt the accrued maintenance fee. Upon conviction the owner shall be required to pay the city fines and court costs for allowing the animal to run at large or violating any other applicable state law or city ordinance. (2003 Code, § 3-305)

10-305. Maintenance fee established. The maintenance fee shall be established by resolution of the board of mayor and aldermen as the necessity or advisability of same may from time to time require, which amount shall be used to defray the costs of operating the department. (2003 Code, § 3-306)