

ORDINANCE 2005-

AMENDMENTS TO EXISTING ORDINANCES REGULATING ANIMALS

BE IT ORDAINED that ARTICLE II ANIMAL CONTROL ordinances are amended as follows:

SECTION ONE. Section 10-32 DEFINITIONS are amended as indicated by the highlighted portions as follows:

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal means any animal which is required by state law to be inoculated for rabies.

Animal at large means when an animal is in any public street, alley, park, or other public grounds, or when off the premises of the owner or person who has custody of the animal, and not constrained by a leash or under the immediate control of the owner or person who has custody of the animal.

Animal bite means to be seized with the teeth or jaws so that a person or animal has been nipped, gripped, wounded, or pierced, and saliva of the biting animal has contacted the resulting break or abrasion of the skin.

Animal control officer means any agent designated by the city council, the city clerk, or the chief of police to enforce this article.

Animal shelter means a facility designated by the city council and used to temporarily confine and house animals that have been seized.

Complaint means any written or oral report of an incident or condition alleged to be in violation of this article.

Dangerous animal means any animal of potential danger that is known to be of a bad temperament toward humans or is known to have behaved in a threatening manner, without provocation, toward humans.

Domestic animal means an animal species, which through long association with man, has been bred to a degree which has resulted in changes affecting the temperament, color, conformation, or other attributes of the species to an extent that makes them unique and different from wild individuals of their kind.

Exotic animals mean animals that don't occur naturally, either presently or historically, in the United States.

Exposed to rabies means seized with the teeth or claws, so that the skin of the person or animal seized has been nipped or gripped, or has been wounded or pierced

and includes suspected or confirmed contact of saliva with a break or abrasion of the skin or with any mucous membrane, as determined by a licensed physician.

Guard dog means a dog which is trained or used for the express purpose of protecting and guarding property.

Guide dog means a dog, especially trained for the purpose, that is used as a guide to ambulation by a person who is totally or partially blind.

Hearing dog means a dog, especially trained for the purpose, that is used as a guide to ambulation by a person who is hearing impaired.

Licensed veterinarian means a veterinarian duly licensed to practice veterinary medicine in the state.

Livestock and farm animals mean any animal that is considered livestock or a farm animal, such as chickens, horses, mares, jacks, jennies, colts, cows, calves, yearlings, bulls, oxen, sheep, goats, lambs, kinds, hogs, shoats and pigs.

Mauling means a serious injury inflicted by an animal to a human or another animal. A mauling is differentiated from a bite by the degree of injury. Serious injury differentiates a bite from a mauling.

Native animals mean animals that occur naturally, either presently or historically, in the United States and its territories. In addition, native wild animals include those animals introduced into the United States that have become widespread and are generally considered native.

Neutered means made incapable of sexually reproducing offspring (male animals).

Nuisance means animals that:

- (1) Are allowed to act or perform in such a manner as to cause damage or unsanitary conditions to public property or to the property of another;
- (2) Enter any place where food is stored, prepared, served, or sold to the public, except guide dogs that are accompanying a totally or partially blind person and hearing dogs that accompany a hearing impaired person;
- (3) Chase, run after, or jump at vehicles using public streets or alleys;
- (4) Habitually snap, growl, snarl, jump upon or otherwise threaten persons who are lawfully using public sidewalks, streets, alleys, parks, recreation fields, or other public places;
- (5) Habitually attack other animals;
- (6) Feed from, turn over, or otherwise disturb garbage containers;

