

Chapter 6.16

ANIMAL CRUELTY, NEGLECT AND OTHER OFFENSES

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6.16.010 Cruelty to animals.

A person who beats, tortures, torments, overdrives, overloads, or drives when overloaded a domestic animal or fowl, whether intentionally or negligently, commits the offense of cruelty to animals. (Prior code § 4.0824)

6.16.020 Neglect of animals.

A person who impounds or confines, in any place, a domestic animal or fowl, or a dog or a cat, and fails to supply that animal during confinement with a sufficient quantity of food and/or water, or who fails to provide that animal with adequate shelter, or who deprives the animal of the necessary sustenance, commits the offense of neglect of animals. (Prior code § 4.0825)

6.16.030 Coloring of animals.

No person, firm, corporation, partnership, owner or dealer shall possess, display, sell or give away dyed, colored or in any way artificially treated baby chicks, ducklings, fowl, rabbits or any animals as pets, playthings, novelties or gifts. (Prior code § 4.0826)

6.16.040 Sanitation of premises.

All structures, pens, coops or yards wherein animals are kept or housed shall be regularly and thoroughly cleaned, and all debris, refuse, manure or other offensive materials removed as often as is necessary to maintain such premises in a clean and sanitary condition at all times, devoid of vermin and free from offensive odors. The pound master may inspect, or cause to be inspected, any

structure or premises, and issue any such order as may be necessary to enforce the provisions of this section, and any other relevant or pertinent rule, regulation or ordinance. (Prior code § 4.0827)

6.16.050 Refuse containers.

All refuse and manure and any materials conducive to vermin or which may create any offensive odors, removed from such structure or such premises as aforesaid, shall be placed in suitable tight containers until completely removed from the premises, which containers must be covered with a tightly fitted vermin proof cover, and such refuse then entirely removed from the premises or actually turned under the surface of the soil in such a manner as to avoid offensive odors, vermin, or any other menace to the public health. (Prior code § 4.0828)

6.16.060 Striking an animal with a motor vehicle.

The operator of any motor vehicle which strikes a domestic animal shall stop at once and render such assistance as may be possible, and shall immediately report such injury or death to the animal's owner. In the event the owner cannot be ascertained and located, such operator shall at once report the accident to an animal control officer or to the police department. (Prior code § 4.0829)

6.16.070 Injury or interference with a police service.

A. No person shall knowingly, willfully or maliciously torment, strike, administer a nonpoisonous desensitizing substance to, or otherwise interfere with a police service dog, without inflicting serious injury on the dog.

B. As used in this section, "police service dog" means a dog used by a peace officer in the performance of the officer's duties, whether or not the dog is on duty.

C. This section does not apply to a peace officer or veterinarian who terminates the life of such a dog for the purpose of relieving the dog of undue pain or suffering, or to a person who justifiably acts in defense of self or another. (Prior code § 4.0830)

6.16.080 Tethering of animals.

No person shall stake or otherwise tie or fasten an animal within the corporate limits of the city in such place or in such manner as will permit such animal to pass onto, over or across any of the public sidewalks, streets or alleys within the incorporated limits of the city. (Prior code § 4.0831)

6.16.090 Neglected animals.

A. A person may take charge of an animal when the owner fails to properly take care and provide for it, and may furnish the animals with proper care, either on the person's own premises or on the premises of the owner. The person has a lien on the animal for the care, and the reasonable value of the care may be collected by the person from the owner.

B. A peace officer or an officer of a society for the prevention of cruelty to animals, may humanely destroy a disabled animal that is neglected or astray. (Prior code § 4.0832)

6.16.100 Abandonment of animals.

A person who has ownership or custody of an animal shall not abandon the animal, except that person may deliver the animal to another person who will accept ownership and custody or the person may deliver the animal to an animal shelter. (Prior code § 4.0833)

6.16.110 Violation--Penalty.

Any person violating any of the provisions of Sections 6.16.010 through 6.16.100 are subject to a fine not to exceed Five Hundred Dollars (\$500.00) for each violation thereof. (Prior code § 4.0834) (Amended 2007)

