

ORDINANCE 2000-1
DOG CONTROL

DEFINITIONS

- A. "CITY" means the City of Lockesburg, Arkansas
- B. "PERSON" includes any individual, corporation, partnership or other legal entity. The masculine gender includes male, or female.
- C. "DOG" any animal of the canine order.
- D. "OWNER" means every person owning, keeping, or harboring dogs.
- E. "VACCINATION" means injection of any vaccine for rabies.
- F. "COLLAR" will constitute of a collar, plus owners name address and phone number and vaccination tag or availability of proof of vaccination.
- G. "VICIOUS DOG" means any animal which
 1. When unprovoked, approaches in a manner of attack any person upon the streets, sidewalks, or any other public ground or place; or
 2. Has a known propensity, tendency or disposition to attack, without provocation, human beings or domestic animals; or
 3. Without provocation, bites or attacks a human being or domestic animal on public or private property; or
 4. Is owned or harbored primarily or in part for the purpose of fighting or is a dog trained for dog fighting.

Notwithstanding the above definition, no domestic animal shall be declared vicious if the person attacked or bitten by said domestic animal was teasing, tormenting, abusing or assaulting the domestic animal or was committing or attempting to commit a crime.

Furthermore, no domestic animal shall be declared vicious if a domestic animal, which was bitten or attacked, was teasing, tormenting, abusing or assaulting the domestic animal. Additionally, no domestic animal shall be declared vicious if the domestic animal was protecting or defending a human being within the immediate vicinity of the domestic animal from an unjustified attack or assault.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lockesburg, Arkansas that:

VACCINATION. No person shall own, keep or harbor any domestic animals 6 months of age or older, within the corporate limits of the City unless such domestic animal is effectively immunized against rabies by vaccination. In 2001, and each year thereafter, every owner of a domestic animal six (6) months of age or older shall cause such domestic animal to be vaccinated between January 1st and May 31st, inclusive. Every owner is required to secure a metallic vaccination tag at the time his domestic animal is vaccinated, and to securely fasten such tag to a collar, which must be

worn by the domestic animal at all times while inside the corporate limits of the City. Animals without proper collars, and where the owner is unable to provide proof of vaccination are subject to impounding at the owner's expense.

VICIOUS DOG Any dog that does not have the required collar will be subject to impounding. All dogs deemed vicious will be housed at the vet of the choice of the City of Lockesburg at the owner's expense for a period of no more than seven (7) days. If the animal is not picked up within seven (7) days and all subsequent fees paid the animal will be destroyed. Impounding fees are to include boarding rates plus \$10.00 per day. If the owner picks up said "vicious dog" he will be required to keep said vicious dog confined permanently from the time of pick up on. If said vicious dog is found to be unconfined following this time the vicious dog will be destroyed at the veterinarian of the City's choice at the owner's expense. .

VACINATION. Any person owning, possessing or keeping a domestic animal which has been allowed to run at large and which has been impounded may claim and retrieve such domestic animal from a veterinarian choosing by the City, and by payment of a fee of \$10.00 per day plus boarding costs, and vaccination costs, if required. The burden of proof as to vaccination shall be upon the party attempting to claim the domestic animal. Any person claiming an unvaccinated domestic animal shall after payment of the fee assessed herein and prior to the release of the domestic animal, sign a promise in writing, to the City that such person will immediately have the domestic animal vaccinated if the animal is released to him. Such statements will be kept in a safe place. If such a statement should be signed, and the domestic animal is again impounded, and the domestic animal has not been vaccinated as promised, prior to releasing the domestic animal, shall require a fee of One Hundred Dollars (\$100.00) to be paid by the person claiming the domestic animal and require another promise, in writing, to have the domestic animal vaccinated before the domestic animal shall be released to the person claiming same. Upon each subsequent impoundment of such domestic animal, the same not having been vaccinated, an additional fee of One Hundred Dollars (\$100.00) shall be assessed.

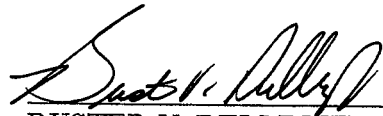
RABIES CONTROL. Any domestic animal having rabies or symptoms thereof, or suspected of having rabies or which has been exposed to rabies, shall immediately be released by the owner or custodian of such domesticated animal to the police or animal control workers of the City for disposal or confinement in the animal shelter or veterinary hospital approved by the City. Such domesticated animal shall be immediately and securely confined by the attachment of a chain of good quality. The animal shall be kept under the supervision of animal control workers designated by the City for a period of (30) thirty days or for a longer period of time, if in the opinion of a Veterinarian designated by the City, additional confinement is determined to be necessary.

INSPECTION AND CONFINEMENT. When any domestic animal has bitten or scratched or otherwise attacked a person, such person or anyone having knowledge of said incident shall immediately notify the Sheriff's Department or animal control workers designated by the City and such domestic animal shall be confined in the

pound or Veterinary hospital designated by the City for a period of ten (10) days at the expense of the owner, or shall be immediately and securely confined by the owner by tying with a chain of good quality for a period of ten (10) days in such a place that no person or animal may be bitten by it. The domestic animal shall be subject to inspection by a veterinarian designated by the City at the owner's expense.

Collars, owner identification tags and vaccination tags should be in place by September 30, 2000.

PASSED THIS 14TH DAY OF AUGUST 2000 AT LOCKESBURG CITY HALL.


BUSTER V. DELLINGER,
MAYOR

ATTEST:


LISA G. FISK, RECORDER

(SEAL)