

## SECTION 6 -PROHIBITION OF A NUISANCE

### **6.1 DOGS/CATS PROHIBITED FROM RUNNING AT LARGE:**

- a) When the owner of a dog/cat running at large is determined and the owner can be located, the animal shall be returned to its owner and the owner shall be cited for violation of this order.
- b) If ownership is in question or if the animal is a stray, the animal shall be impounded for seventy-two (72) hours, not counting weekends and holidays.
- c) An owner may claim the animal within this time period after paying all incurred costs and impoundment fees.
- d) Upon failure of the owner to claim the animal during that period, the Animal Control Officer may order the animal destroyed without compensation to the owner.

### **6.2 RESTRAINT REQUIRED:**

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- a) The owner or custodian of each dog or cat shall restrain the animals and prevent them from running at large.
- b) Each unrestrained, unowned, or stray dog or cat is hereby declared a public nuisance.
- c) For purposes of the section, "restrained" shall mean that the dog or cat is:
  - 1) physically restrained by a leash, fence, pen, or other device,
  - 2) physically located on the property of the owner or custodian, or supervised by and under the direct control of the owner or custodian.

### **6.3 ELIMINATION OF STRAY ANIMALS:**

- a) When practical, the Animal Control Officer shall impound any animal subject to these regulations which is found to be a stray.
- b) The animal may be impounded for seventy-two (72) hours, not counting weekends and holidays.
- c) Subject to citation for violation of this order, an owner may claim the animal within this time period after paying all incurred costs and impoundment fees.
- d) Upon failure of the owner to claim the animal during that period, the Animal Control Officer may order the animal destroyed without compensation to the owner.
- e) If any animal found at large in violation of this Chapter/Section cannot be safely taken up and impounded, such animal may, if deemed necessary, be destroyed by any authorized Animal Control Officer or State Peace Officer.
- f) Feral cats, dogs or other animals may be kept zero (0) to seventy-two (72) hours at the discretion of the Animal Control Officer.

**6.5 PENALTY FOR VIOLATION:** Any person who violates a provision of this section may be guilty of a Class C misdemeanor punishable by a fine of not more than five hundred