

CHAPTER 3

ANIMALS

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5-3-1: **CRUEL TREATMENT:** Any person who carries or causes to be carried in or upon any vehicle any domestic animal in a cruel or inhuman manner or knowingly and willfully authorizes or permits it to be subjected to unnecessary torture, suffering or cruelty of any kind is guilty of a misdemeanor.

5-3-2: **ANIMAL FIGHTS:** Any person who causes any bull, bear, cock, dog or other animal to fight for amusement, or for gain, or to worry or injure each other; and any person who permits the same to be done on any premises under his charge or control; and any person who aids, abets or is present at such fighting or worrying of such animals, as a spectator, is guilty of a misdemeanor.

5-3-3: **TRAINING ANIMALS FOR FIGHTING:** Any person who owns, possesses, keeps or trains any bird or animal, with the intent that such bird or animal engage in an exhibition of fighting, or any person who is present at any place, building or tenement, where preparations are being made for an exhibition of fighting of birds or animals, with the intent to be present at such exhibition, is guilty of a misdemeanor.

5-3-4: **CRUEL IMPOUNDMENT OF ANIMALS:** Any person who confines, or causes to be confined, any domestic animal, without supplying the animal with a sufficient quantity of good and wholesome food and water, is guilty of a misdemeanor. If any domestic animal is so confined for more than twelve (12) hours, any person may enter upon any place where such animal is confined, and supply it with necessary food and water. Such person is not liable for trespass as a

result of such action for such entry, and the reasonable cost of such food and water may be collected by him from the owner of such animal.

5-3-5: FAILURE TO PROVIDE ADEQUATE CARE: Every owner or person having the custody or control of any domestic animal who shall fail to provide proper care and attention to such animal shall be guilty of a misdemeanor. Nothing herein shall prevent the humane disposal of any sick, disabled, infirm, crippled or abandoned animal.

5-3-6: BEATING: Every person who cruelly whips, beats, starves or otherwise ill treats any animal in his care or charge, whether belonging to him or any other person, is guilty of a misdemeanor.

5-3-7: (REPEALED)

5-3-8: KEEPING OF SWINE AND CERTAIN FOWL PROHIBITED: Except as set forth below, any person who keeps or maintains any swine, turkey, goose, duck, peacock, guinea hen or other exotic bird within the City is guilty of a misdemeanor. Nothing herein shall prohibit the temporary keeping or maintenance of such animals within any public zoo, circus, exhibition, pet show, pet store, veterinarian clinic or auctioneering business. For the purposes hereof, "temporary" shall mean a period of less than one (1) week.

5-3-9: KEEPING OF FERAL ANIMALS: Any person who keeps or maintains any feral animal weighing in excess of 25 pounds or any poisonous, dangerous or fetid animal within the City is guilty of a misdemeanor. Nothing herein shall prevent the temporary keeping or maintenance of such animals within any public zoo, circus, exhibition, pet show, pet store, veterinarian clinic or auctioneering business. For the purposes hereof, "temporary" shall mean a period of less than one (1) week.

5-3-10: KEEPING OF BEEHIVES: Any person who keeps or maintains any beehive within the City shall be guilty of a misdemeanor.

5-3-11: ANIMALS RUNNING AT LARGE: Any owner or custodian of any animal, other than a domestic cat, who permits or allows such animal to run at large within the City is guilty of a misdemeanor. For the purposes hereof, the term "running at large" means off the premises of the owner or custodian of the animal and not under his or her immediate control.

5-3-12: IMPOUNDMENT OF ANIMALS: The Chief of Police or any other police officer shall impound or confine any animal found running at large within the City. Any animal so impounded or confined shall be provided with the proper care, food or water. The Chief of Police shall establish a reasonable boarding fee for the daily care and maintenance of any impounded animal, which fee shall reasonably approximate the costs of feeding and caring for such animal. Prior to the release of

any animal impounded by the Chief, the owner or custodian thereof shall pay an impound fee of Ten Dollars (\$10), or such impound fee established by the operator of the pound, whichever is greater, in addition to the fees charged for boarding such animal.