

Sec. 5-2. Sanitation and cleanliness of barns, stalls, and stables.

All persons who keep any horse, horses, cattle or other animals or livestock within the city shall keep and maintain their lots, barns, stables and stalls in a clean and sanitary condition. (Revised Ords. 1917, § 1, art. 224; Code 1984, § 5-2)

Cross reference—Health, ch. 11.

Sees. 5-3-5-15. Reserved.

ARTICLE II. DOGS

DIVISION 1. GENERALLY

Sec. 5-16. Definitions.

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:

Dog means either a male or female of the canine family, either alive or dead as the context may require.

Harboring means the act of keeping and caring for a dog or providing a place to which the animal returns for food, shelter or care for a period of ten days.

Owner means any person who owns, keeps or harbors a dog or allows the animal to remain about his premises for a period of ten days.

Running at large means not completely confined by a building, wall or fence of sufficient strength or construction to restrain the dog, except when such dog is either on a leash or held in the hands of the owner, or under direct supervision of the owner within the limits of the owner's private property. Dogs within the confines of a vehicle of its owner shall not be deemed as running at large.

Stray dog means any dog for which there is no reasonably identifiable owner or harborer.

Vaccination means an injection of a vaccine, approved by the state and administered by a licensed veterinarian.

Vicious dog means any dog which has on at least one previous occasion, without provocation, attacked or bitten any person or other animal; or any dog which the chief of police or his delegated agent has reason to believe has a dangerous disposition likely to be harmful to humans or other animals.

(Ord. No. 0-1982-1-26, § 1, 1-26-82; Code 1984, § 5-16)

Cross reference—Definitions generally, § 1-2.

State law reference—Definitions pertaining to rabies, V.T.C.A., Health and Safety Code § 826.002.

Sec. 5-17. Enforcement of article.

The chief of police or any police officer of the city shall have the right to enforce any of the provisions of this article, and the chief of police is hereby delegated the authority to appoint any person to aid and assist him in carrying out such enforcement.

(Ord. No. 0-1982-1-26, § 6, 1-26-82; Code 1984, § 5-17)

Sec. 5-18. Running at large prohibited; impoundment.

It is unlawful for any dog to be permitted to run at large in the city. It shall be the duty of the chief of police or person duly authorized to cause any and all dogs found running at large within the city to be taken up and impounded. (Ord. No. 0-1982-1-26, § 4, 1-26-82; Code 1984, § 5-18)

State law reference—Restraint of dogs, V.T.C.A., Health and Safety Code § 826.033.

Sec. 5-19. Redemption of impounded dogs.

Impounded dogs shall not be released until a valid license has been provided for such dog and impoundment fees have been paid. A daily impoundment fee of \$3.00 shall be charged for each dog for each day of impoundment or fraction thereof.

(Ord. No. 0-1982-1-26, § 4, 1-26-82; Code 1984, § 5-19)

Sec. 5-20. Disposition of unclaimed dogs.

All dogs impounded and not claimed or redeemed within three days from the time of impoundment shall be disposed of in an appropriate and humane manner.

(Ord. No. 0-1982-1-26, § 4, 1-26-82; Code 1984, § 5-20)

Sec. 5-21. Interference with impounding pro-

cedures.

Any person who shall hinder, resist, abuse, or in any manner interfere with any person authorized to take up and impound dogs, while such person is engaged in the discharge of his duties, or interfere with or release dogs which are lawfully impounded, shall be guilty of a misdemeanor. (Ord. No. O-1982-1-26, § 6, 1-26-82; Code 1984, § 5-21)

Sec. 5-22. Authority to destroy dangerous, rabid dogs.

The chief of police or any police officer or duly authorized person of the city shall have the right to shoot or kill any rabid dog or dangerous dog on public property which manifests a disposition to bite or molest any person or other animal, or renders itself inaccessible to impounding. (Ord. No. O-1982-1-26, § 4, 1-26-82; Code 1984, § 5-22)

Secs. 5-23-5-30. Reserved.

DIVISION 2. RABIES CONTROL*

Sec. 5-31. Vaccination required.

The owner of any dog within the city shall be required to have the dog vaccinated for rabies at the age of four months and annually thereafter. (Ord. No. O-1982-1-26, § 2, 1-26-82; Code 1984, § 5-31)

State law reference—Rabies vaccination, V.T.C.A., Health and Safety Code § 826.021 et seq.

Sec. 5-32. Certificate of vaccination.

Upon vaccination, the veterinarian administering the vaccination shall furnish to the owner a certificate upon a form furnished by the veterinarian. The certificate shall contain the owner's

***Cross reference—Health, ch. 11.**

State law reference—Rabies, V.T.C.A., Health and Safety Code ch. 826.

name and address, a description of the dog vaccinated and the date of the vaccination. It shall be unlawful for any person to use for any dog a vaccination certificate that has been issued for another dog.

(Ord. No. O-1982-1-26, § 2, 1-26-82; Code 1984, § 5-32)

Sec. 5-33. Tag required.

Concurrent with the issuance of the vaccination certificate, the owner shall cause to be attached to the collar of the vaccinated dog a metal tag, serially numbered to correspond with the vaccination certificate number, and bearing the year of issuance, the name of the issuing veterinarian and his address. The owner shall cause the collar, with the attached metal vaccination tag, to be worn by the dog at all times the dog is outside. (Ord. No. O-1982-1-26, § 2, 1-26-82; Code 1984, § 5-33)

Sec. 5-34. Confinement for observation.

(a) If a dog has bitten any person, the police department shall be notified immediately. The dog shall be confined, at the owner's expense, at a veterinary clinic for observation for ten days or until release of the dog is authorized by the veterinarian. No dog held for observation shall be released from confinement without notification to and authorization from the chief of police.

(b) Any dog exhibiting any symptoms of rabies shall be held under observation, at the owner's expense, for a period of ten days at a veterinary clinic. The dog shall not be released from observation until a licensed veterinarian certifies that the dog is not affected with rabies.

(c) Any dog suffering a bite from a known rabid animal shall be held under observation, at the owner's expense, for a period of at least 60 days at a veterinary clinic. The dog shall not be released from observation until a licensed veterinarian certifies that the dog is not affected with rabies. (Ord. No. O-1982-1-26, § 5, 1-26-82; Code 1984, § 5-34)

Secs. 5-35—5-45. Reserved.

