

CHAPTER 2

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PART 1

DOGS

§2-101. Definitions.

For the purpose of this Part, the following terms shall have the following meanings:

CUSTODIAN - any person who has control of a dog.

FOULING - urinating or defecating by a dog.

KEEPER - anyone who is responsible for a dog, whether or not the dog is in that person's presence.

OWNER - any person having a right of property in any dog or having custody of any dog, or any person who harbors or permits a dog to remain on that person's property and who feeds said dog on a regular basis.

(Ord. 958A, 6/21/1976, §1)

§2-102. Dogs Prohibited In City Parks and Other Planted Areas.

It shall be the duty of the owner, custodian or keeper, or the parent or guardian of any minor owner, custodian or keeper of any dog, except seeing eye dogs, to keep the dog from entering and being upon any City park, playground, recreation area, mini-mall or any other planted area of the City. For purposes of enforcement of this Section, the flood protection levee system is excluded and dogs are not prohibited from that area if on leashes.

(Ord. 958A, 6/21/1976, §2; as amended by Ord. 670, 2/24/2003, §1)

§2-103. Dogs to be Leashed On City Property.

It shall be the duty of the owner, custodian, keeper, or parent or guardian of any minor owner, custodian or keeper of any dog, to keep the dog secured on a leash any time the dog is on any City property other than property listed in §2-102 hereof.

(Ord. 958A, 6/21/1976, §3)

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§2-104. Fouling of Private Property Prohibited Without Owner's Consent.

It shall be the duty of the owner, custodian or keeper, or the parent or guardian of any minor owner, custodian or keeper of any dog, except seeing eye dogs, to keep the dog from fouling any property not owned by the City, unless the property owner otherwise consents thereto.

(*Ord. 958A, 6/21/1976, §4*)

§2-105. Fouling of City Property Prohibited, Except In Gutters.

It shall be the duty of the owner, custodian, keeper, or parent or guardian of any minor owner, custodian or keeper of any dog, to keep that person's dog from fouling any property owned by the City.

(*Ord. 958A, 6/21/1976, §5; as amended by Ord. 670, 2/24/2003, §1*)

§2-106. Complaints; Prosecution of Violators.

Upon receiving a complaint or information that an owner, custodian, keeper, or parent or guardian of any minor owner, custodian or keeper of any dog has permitted said dog to violate this Part, then the City police, if the facts so warrant, shall prosecute the said owner, custodian, keeper, or the parent or guardian of any minor owner, custodian or keeper of said dog under the terms of this Part.

(*Ord. 958A, 6/21/1976, §6*)

§2-107. Penalty.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$10 and each succeeding offense shall cause to be issued a fine of not less than \$100 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 958A, 6/21/1976, §7; as amended by Ord. 670, 2/24/2003, §1*)

PART 2

ANIMAL NUISANCES

§2-201. Nuisance.

1. Any dog or cat, which by frequent or habitual barking, howling, screeching, yelping or baying, or in any way or manner injures or disturbs the quiet of any person or the community or which disturbs or endangers the comfort, repose or health of persons, is hereby declared a nuisance.
2. It shall be unlawful for any owner or person having custody of such a dog or cat to harbor or permit it to commit such nuisances.

(Ord. 279B, 9/4/1987, §I)

§2-202. Warning.

1. Prior to any violations or prosecutions under this Part, the owner or person violating this Part shall be given a warning of the conduct constituting such violation.
2. Should such conduct continue after said warning, charges shall be brought against the owner or person having custody of such dog or cat.

(Ord. 279B, 9/4/1987, §II)

§2-203. Penalty.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to imprisonment for a term not to exceed 30 days.

(Ord. 279B, 9/4/1987; as amended by Ord. 670, 2/24/2003, §1)

