

Chapter 6

ANIMALS

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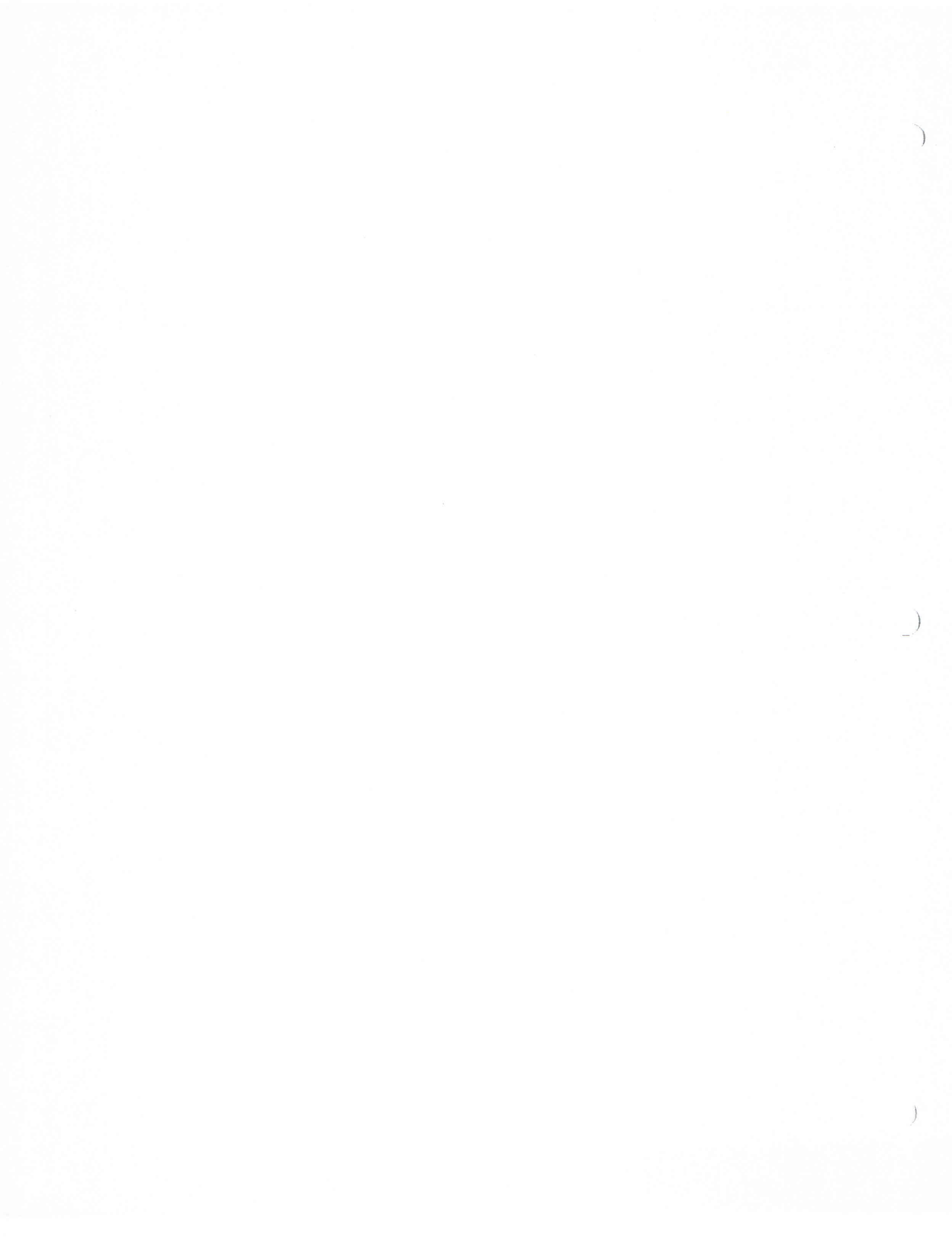
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ARTICLE I. IN GENERAL**Sec. 6-1. Definitions.**

For the purpose of this chapter, the following words and phrases shall have the meanings ascribed to them in this section, unless the context otherwise indicates:

Animal means both male and female cats, dogs and ferrets.

Cat means either a male or female feline mammal.

Cat / dog / ferret at large means a cat, dog or ferret off the premises of its owner and not under the control of its owner or a member of the owner's immediate family by leash, cord, chain, or otherwise.

Cat / dog / ferret owner means any person keeping a cat, dog or ferret or permitting any cat, dog or ferret to frequent or remain within his house, building, premises, or enclosure.

Dog means either a male or female canine mammal.

Ferret means either a male or female domesticated weasel mammal.

Harboring means that any person who shall permit any animal to frequent or remain on or within his house, building, premises or enclosure shall be deemed to be harboring such animal within the meaning of this article and therefore implies ownership of such animal.

(Code 1959, ch. 5, art. I, § 5-1(a); Ord. No. 2004-03, art. I, 5-17-2004)

Sec. 6-2. Legal fees.

Should it become necessary for the Town to take legal action to collect any fees or enforce any section of this chapter, the Town shall be entitled to recovery of all attorney fees as provided for in section 1-13.

(Ord. No. 2004-03, art. VIII, § 1, 5-17-2004)

Secs. 6-3—6-20. Reserved.**ARTICLE II. ANIMAL CONTROL****Sec. 6-21. Number of animals permitted.**

It shall be unlawful for any person to own or harbor more than four cats, dogs or ferrets (in any combination) without acquiring a kennel license. Any person with a kennel license will be charged for a kennel permit to register between four and ten animals according to a schedule of fees, as shall be modified from time to time by the Town Council and made available for public inspection in the Clerk-Treasurer's office. Proof of such kennel license will be required to qualify for the kennel permit. Any person found to be in violation of the allowed maximum amount of animals shall be fined according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, and required to submit proof of application for a kennel license. If the person

does not submit said proof of application within three days of the violation, the animals (in excess of four) will be impounded and the owner shall pay all costs associated with reclaiming said animals.

(Ord. No. 2004-03, art. II, § 1, 5-17-2004)

Sec. 6-22. Animal registration required.

(a) Any cat, dog or ferret owner within the city limits shall be required to register such animal, purchase an animal tag and pay the associated animal taxes on an annual basis. The fees for such taxes shall be determined according to a schedule of fees, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office.

(b) Registration will be made at the office of the Clerk-Treasurer, 204 Keller Avenue, North Judson, IN. All animals are required to wear the tag provided at the time of registration.

(Ord. No. 2004-03, art. II, § 2, 5-17-2004)

Secs. 6-23—6-47. Reserved.

ARTICLE III. RABIES*

Sec. 6-48. Inoculation required.

Every owner or keeper of any cat, dog or ferret within the limits of the Town shall cause such animal to be inoculated by the age of three months by a licensed veterinarian with a prophylactic serum to prevent rabies and shall be kept current thereafter according to state guidelines. Any person who shall violate or fail to comply with the provisions of this section shall be subject to a fine according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, plus court costs for each cat, dog, or ferret not immunized.

(Ord. No. 2004-03, art. III, § 1, 5-17-2004)

Sec. 6-49. Proclamation.

Should there be an outbreak of hydrophobia (rabies), the County Health Department will have jurisdiction over the Town and all state guidelines will be followed under the health department's direction.

(Ord. No. 2004-03, art. III, § 2, 5-17-2004)

Sec. 6-50. Method of handling suspected animals.

If an animal is believed to have rabies or has been bitten by an animal suspected of having rabies, such animal shall be handled according to the County Health Department's Animal

*State law reference—Rabies, IC 15-2.1-6-1 et seq.

Bite Policy, which is incorporated by reference and made a part of this Code as if it physically appeared herein. At least two copies of this document are on file in the Clerk-Treasurer's office and available there for public inspection.

(Ord. No. 2004-03, art. III, § 3, 5-17-2004)

Sec. 6-51. Observation and confinement.

The owner shall notify the Town of the fact that his animal has been exposed to rabies and said animal will be handled according to the County Health Department's Animal Bite Policy.

(Ord. No. 2004-03, art. III, § 4, 5-17-2004)

Secs. 6-52—6-75. Reserved.

ARTICLE IV. RUNNING AT LARGE

Sec. 6-76. Prohibited; fines.

No owner or keeper of any animal shall permit such animal to run at large at any time. Maintaining or feeding animals on your property is an implication of ownership and shall be enforced as such.

- (1) It shall be unlawful for any person to allow an animal to stray beyond the boundary lines of the person's property, or into any public street, sidewalk or alleyway, unless said animal is on a leash or under the direct and immediate control of the animal's owner or his designee.
- (2) It shall be unlawful for any person having control of any animal to allow that animal to harass, bark, howl, or otherwise create a disturbance in any neighborhood. Types of disturbances shall include but not be limited to noises, offensive odors, and/or unsanitary conditions.
- (3) It shall be unlawful for the owner of any animal or person having control of any animal to permit the animal to interfere with the delivery of mail, newspapers, meter readers, or any other public workers engaged in the normal execution of his duties. It shall also be unlawful for any person to allow an animal to interfere with or attack a police officer, sheriff's process server, building commissioner, health inspector, Humane Society official, OSHA inspector, pollution control inspector, or any other government, telephone or utility employee in the normal execution of his duties.
- (4) Fines for the aforementioned violations shall be determined according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office.
- (5) After the third offense, the animal will be captured and taken to the County Humane Society. The owner will be required to provide proof of paid animal taxes, proof of rabies vaccination, pay all fines and fees for violations, according to a schedule, as shall

be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, as well as any reclaim fees, imposed by the County Humane Society, prior to retrieving his animal.

(Ord. No. 2004-03, art. IV, § 1, 5-17-2004)

State law reference—Other powers not limited, IC 15-5-12-6.

Sec. 6-77. Animals on leashes; permitted.

Animals on leashes which are under the direct control of the owner or designee shall not be considered as running at large.

(Ord. No. 2004-03, art. IV, § 2, 5-17-2004)

State law reference—Other powers not limited, IC 15-5-12-6.

Secs. 6-78—6-97. Reserved.

ARTICLE V. NONIMMUNIZED ANIMALS

Sec. 6-98. Harboring nonimmunized animals.

It shall be unlawful for any person to harbor a cat, dog, or ferret which is over the age of three months and is not immunized against rabies. Any person who shall violate the provisions of this section shall be guilty of a Town Code violation and upon conviction thereof, shall be fined according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, plus court costs.

(Ord. No. 2004-03, art. V, § 1, 5-17-2004)

State law reference—Harboring a nonimmunized dog, IC 35-46-3-1.

Sec. 6-99. Bodily injury caused by nonimmunized animals.

In the event any person owns or harbors an animal which is over the age of three months and is not immunized against rabies, and allows such animal to run loose, with the result that bodily injury is inflicted upon a human being, such person shall be guilty of a misdemeanor, and upon conviction shall be fined according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, plus court costs, to which imprisonment may be added, not to exceed 30 days.

(Ord. No. 2004-03, art. V, § 2, 5-17-2004)

Secs. 6-100—6-126. Reserved.

ARTICLE VI. DANGEROUS ANIMALS**Sec. 6-127. Impoundment.**

Every effort will be made by the Police Department and Humane Society officials to capture a dangerous animal for impoundment at the County Humane Society. If any dangerous, fierce or vicious animal found at large cannot be safely taken up and impounded, such animal may be slain by any law enforcement official on duty.

(Ord. No. 2004-03, art. VI, § 1, 5-17-2004)

Secs. 6-128—6-152. Reserved.**ARTICLE VII. IMPOUNDMENT*****Sec. 6-153. Law enforcement official to impound.**

It shall be the duty of the law enforcement official on duty to impound any animal found running at large.

(Ord. No. 2004-03, art. VII, § 1, 5-17-2004)

Sec. 6-154. Animal housing.

The Town Council shall designate the County Humane Society as the animal housing facility.

(Ord. No. 2004-03, art. VII, § 2, 5-17-2004)

Sec. 6-155. Registration of impounded animals.

Upon impounding any animal, the law enforcement official on duty shall make a complete registry entering the breed, color and sex of each animal, and whether the animal has a license tag. If licensed, the name and address of the owner and the number of the license tag shall also be entered in the registry.

(Ord. No. 2004-03, art. VII, § 3, 5-17-2004)

Sec. 6-156. Notice to be posted.

Notices of impounded animals shall be posted on the bulletin board of the Town Hall.

(Ord. No. 2004-03, art. VII, § 4, 5-17-2004)

Sec. 6-157. Disposition of impounded animals.

Any impounded animal shall be held at the County Humane Society. If it is not reclaimed by the owner within three days, said animal becomes the property of the County Humane Society and shall be handled according to their policy regarding adoption or euthanasia.

(Ord. No. 2004-03, art. VII, § 5, 5-17-2004)

*State law reference—Impoundment of animals, IC 15-5-12-5, 35-46-3-6.

Sec. 6-158. Fees charged for impounded animal.

A fee shall be paid to the Clerk-Treasurer, according to a schedule of fees, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, for impoundment.

(Ord. No. 2004-03, art. VII, § 6, 5-17-2004)

Sec. 6-159. Release of impounded animal.

Any owner claiming an impounded animal shall pay the impoundment fee, and any fees imposed by the County Humane Society, as well as adhere to all rules established by the County Humane Society.

(Ord. No. 2004-03, art. VII, § 7, 5-17-2004)

Chapters 7—9

RESERVED

