

ORDINANCE NO. ~~A106~~

AN ORDINANCE CREATING A "LEASH LAW" FOR THE CONTROL OF DOGS AND CATS OWNED AS FAMILY PETS OR FOR OTHER PURPOSES, PROVIDING FOR THE LICENSING OF SAME, PROVIDING FOR IMPOUNDMENT FEES AND VOIDING ANY OR ALL ORDINANCES WHICH ARE OR MAY BE IN CONFLICT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAX, MCLEAN COUNTY, NORTH DAKOTA

SECTION I: Definitions

(a) As used in this ordinance, the following words shall have the meanings respectively ascribed to them:

AT LARGE - Off the premises of the owner and not under control either by leash, cord or chain of a maximum of six (6) feet in length.

DOG - Both male and female

CAT - Both male and female

OWNER - Any person owning, keeping or harboring a dog or cat

RUNNING AT LARGE - No owner or keeper of a dog shall permit such dog to run at large at any time upon the streets, public ways, school grounds or upon the private premises of any person other than the owner or keeper of such dog.

(b) DANGEROUS, VICIOUS Dog or Cat at Large Prohibited:

No dog of dangerous, vicious or fierce propensities or tendencies may be at large at any time within the limits of the City, and it shall be unlawful for the owner or other person having any such dog in his or her possession or under his or her control, or in any manner keeping or harboring any such dog within the limits of the City, to cause or permit any such dog to be at large in the City.

If any dog or cat bites or attempts to bite any person while such dog or cat is at large, then such dog or cat shall be conclusively presumed to be a dangerous dog or cat and a dog or cat of dangerous propensities and tendencies.

If any dog attacks or attempts to attack any other dog or other animal while such dog is at large, or chases or otherwise attempts to catch a person, then such dog shall be conclusively presumed to be a vicious dog and to have vicious propensities and tendencies.

(c) Destruction of Dangerous, Vicious Dogs or Cats

Any dangerous or vicious dog or cat or dog or cat having dangerous or vicious propensities and tendencies found at large after the owner thereof has previous knowledge or notice that such dog or cat is dangerous or vicious or has dangerous or vicious propensities and tendencies, may be killed by any police officer of the city without such officer having to catch or impound such dog or cat.

NOTICE TO OWNER -

The owner of any animal impounded under the provisions of this division, if his identity and location can be obtained by reasonable means, shall, within twenty-four (24) hours be notified that his animal has been impounded.

FEES:

The fees shall be charged for the impoundment of any dog or cat under the provisions of this division and an agreement with the Garrison Veterinary Clinic -

Mischievous Dogs or Cats -

It shall be unlawful for any person to allow any dog owned by him or under his control to frighten, annoy, bark at, or chase any person or vehicle.

Noisy Dogs or Cats -

It shall be unlawful for any person to allow any dog or cat owned by him or under his control by loud and frequent yelping, barking or howling to annoy any person.

Destruction of Property -

It shall be unlawful for any person to allow any dog or cat owned by him or under his control to destroy any property not the property of the owner or keeper.

Vaccination -

It shall be unlawful for any person to own or have under his control any dog or cat which has not been inoculated against rabies, if over six (6) months of age.

SECTION 2:

Vaccination required.

The owner shall furnish a certificate of vaccination issued by a veterinarian licensed to practice within this state evidencing vaccination of the dog or cat against rabies and that such vaccination will be good for the year.

Animal to wear tag. It shall be the duty of the owner of the animal- dog or cat to place a collar around the neck of such animal on which collar shall be securely fastened a tag.

SECTION 3 - IMPOUNDMENT -

AUTHORIZED -

Any animal found in violation of the provisions of this article may be seized and impounded by any police officer. Impoundment may be in any animal shelter designated by the board of City Council.

Disposition of unredeemed animal.

All animals impounded under this division and which have not been redeemed or purchased as authorized by this division within three (3) days of such impoundment, may be disposed of in a humane manner.

APPROVED: Donald Nett  
MAYOR

ATTEST: Clarence Jacobson  
AUDITOR

FIRST READING June 7, 1976  
SECOND and Final Reading: July 7, 1976

REVISED:  
First Reading: 2 - 3 - 03  
Second And Final Passage: 3 - 3 - 03

ATTEST: Patricia Harneque  
Auditor

APPROVED:

Jody Mullickson  
Mayor

ORDINANCE NO. A 106 - 1

AN ORDINANCE AMENDING THE LEASH LAW ORDINANCE A - 106 BY PROVIDING FOR A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAX, MCLEAN COUNTY, NORTH DAKOTA.

SECTION 1: There is herewith added to Ordinance A-106, the following penalty clause:

(a) Any owner of any dog or cat which has violated any of the provisions of Ordinance A-106, in addition to all other remedies and penalties provided, may be fined an amount of Twenty-five Dollars (\$25.00 ).

This Ordinance shall be in full force and effect upon its passage as provided by law.

Dated this 2nd day of February, 1987.

ATTEST: C. T. Jacobson,  
Auditor

APPROVED: Donald Nett  
Mayor

First Reading Jan. 5, 1987

Second Reading Feb 2, 1987

Third Reading Feb 2, 1987

REVISED:

First Reading: 2 - 3 - 03

Second and Final Passage: 3 - 3 - 03

ATTEST:

Patricia Hannegref  
Auditor

APPROVED:

Jody Gullickson  
Mayor