

ORDINANCE NO. _____
AN ORDINANCE REPLACING CHAPTER 6.04,
DOGS OF THE MUNICIPAL CODE OF THE
CITY OF HARRISON, ARKANSAS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARRISON, ARKANSAS, THAT:

Section 6.04 of the Harrison Municipal Code shall be replaced as follows:

6.04.01 Licensing, Responsibility, and Penalty: The quartering, keeping and maintaining of any dog within the City of Harrison, Arkansas, is declared to be a privilege exercisable only by a license for such purpose for each calendar year.

Licenses for dogs are classified as follows:

- A. Altered male and altered female dogs ten dollars (\$10) per calendar year. Unaltered male and unaltered female dogs twenty dollars (\$20) per calendar year. Licenses purchased after October 1 of each year will be effective through the end of the following calendar year at costs noted. Licenses may be purchased at local veterinary clinics, Ozark Humane Society Thrift Store (Cause for Paws) or the Ozark Humane Society facility.

EXCEPTIONS:

- (1) Owners 65 years of age or older or those permanently disabled may purchase a special permanent license for the lifetime of their dogs for ten dollars (\$10) each for altered male and altered female dogs OR for twenty dollars (\$20) each for unaltered male and unaltered female dogs, with reimbursement of ten dollars (\$10) with certificate of alteration.
 - (2) Owners who have a Certified Service Animal shall be exempt from the annual fee or lifetime fee, with official proof of certification.
- B. Responsibility of applicant:
- (1) Licenses shall be issued upon proof that the applicant's dog has been inoculated against rabies for the calendar year and payment of the above mentions fees.
 - (2) All dogs six (6) months and older must be licensed according to the above-mentioned classifications and fee schedule.

- (3) Applicant, by permanent, appropriate and reasonable means shall attach to their dog's collar easily discernible and identifiable evidence of the license and its date of issue.

C. Kennels:

- (1) From and after adoption of this section it shall be unlawful in any area of the city zoned residential for any person to place or cause to be placed on his property a kennel for the maintenance of dogs whether for boarding or breeding purposes.
- (2) A kennel shall be defined as any lot or premises on which are kept six (6) or more dogs more than six (6) months of age.
- (3) Any City licensed kennel, including Veterinary Clinics or Boarding Facilities, validly pre-existing the date of this Ordinance, shall continue to comply with the pre-existing Municipal Ordinances, and if not maintained as set out therein, the person convicted of violating said Ordinance shall be punished as set out below.

D. Disturbing the Peace:

It shall be unlawful for any person, firm or corporation to keep on his premises, or under his control, any dog which by loud and frequent barking and/or howling shall disturb the peace and quiet of any person who may reside within hearing distance of the place where such dog(s) is kept.

E. Return of Dog:

If a dog is picked up by the Animal Control Officer and is wearing a current City License Tag, the animal will be returned (first time ONLY) at no cost to the owner. Thereafter the fee for the return of the dog is seventy-five dollars (\$75) per event.

6.04.02 Impoundment: Animals that have bitten, scratched, clawed, or otherwise attacked a human being shall be seized and held for a minimum of ten (10) days at and under the supervision of a licensed Veterinarian, and the cost of such detainment is to be borne by the owner. Detainment will cease once proof of inoculation against rabies is provided and authenticated by Veterinarian and Animal Control Officer. Incidents of aggressive behavior by a dog will be addressed on a case by case basis.

6.04.03 Running at Large: The running at large of dogs is hereby declared to be a nuisance and a health hazard and shall be regulated as hereinafter set out.

- (1) It shall be unlawful for the owner of any dog to allow or permit said dog to run at large within the corporate limits of the City of Harrison, and the owner of every dog shall be responsible to keep said dog confined or restrained by a leash of no more than ten (10) feet in length, when not in a confined area.

(2) It shall be unlawful for the owner of any dog to allow or permit said dog to defecate upon property of others, including City property. Owner is responsible for pick up, clean up and disposal of any and all waste.

(3) Dogs found running at large within corporate limits of the City of Harrison shall be impounded in the Ozark Humane Society facility for a period of ten (10) days during which period the owner of said animal may reclaim said animal by paying to the Ozark Humane Society seventy-five dollars (\$75.00) for the impoundment of said animal. All animals unclaimed within ten (10) days from the time of impounding will be acclimated into the Ozark Humane Society shelter population, and made available for adoption.

4. If a dog is picked up by the Animal Control Officer and the dog's owner does not provide evidence of current rabies inoculation or does not provide a current animal license, in addition to any other penalty imposed herein, the dog must be inoculated for rabies and licensed within ten (10) days.

6.04.04 Penalties: Any person violating any provisions of this Code shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than twenty-five dollars (\$25) for the FIRST offense and one hundred dollars (\$100) for EACH subsequent offense within one year thereafter, plus court costs. Each day that the violation continues shall constitute a separate offense.

In addition, the Court may require proof of inoculation for rabies as well as purchase of a valid license on the initial day of the defendant's court appearance. The Court may also require the defendant to reimburse medical costs incurred by victims or their pets when bitten by a defendant's dog.

6.04.05: All Ordinances or parts thereof in conflict herewith are hereby repealed.

PASSED AND APPROVED ON THIS ____ DAY OF _____, 2016

CITY OF HARRISON, ARKANSAS

BY: _____
DANIEL SHERRELL, MAYOR

ATTEST:

JEFF PRATT, CITY CLERK