

CHAPTER 606  
Animals

606.01	Presumption of ownership.	606.05	Declaration of nuisances.
606.02	Running at large; peace disturbances; property destruction.	606.06	Removal of dog excrement; vaccination and license.
606.03	Seizure and impounding.	606.07	Riding horses on streets or sidewalks.
606.04	Rabies prevention.	606.08	Pets and livestock.
		606.99	Penalty.

CROSS REFERENCES

Animal pounds - see M.C.L.A. Secs. 123.301 et seq., 750.70

Animal diseases generally - see M.C.L.A. Secs. 287.701 et seq.

Animals generally - see M.C.L.A. Secs. 287.701 et seq., 750.49 et seq., 752.21 et seq.

Killing animals - see GEN. OFF. 666.01(13)

Keeping of pets and livestock - see P. & Z. 1286.28

**606.01 PRESUMPTION OF OWNERSHIP.**

Any person who permits any dog or cat to remain about any premises owned or occupied by him or her for five days shall be deemed the owner of such dog or cat for purposes of this chapter.

**606.02 RUNNING AT LARGE; PEACE DISTURBANCES; PROPERTY DESTRUCTION.**

Any person owning, possessing or having charge of any dog or cat must conform with the following:

- (a) A dog must be under the immediate control of the owner by hand, voice, leash or fencing restraints on private property. No dog shall be unleashed on public property at anytime.
- (b) A vicious animal must be confined, unless securely muzzled and on a leash. Any dog or cat which has bitten a person or domestic animal without molestation, or which, by its actions, gives indication that it is liable to bite any person or domestic animal, shall be deemed vicious.
- (c) When in heat, a female dog or cat is to be confined.

- (d) An animal may not be allowed to be an annoyance due to loud, frequent or habitual barking, yelping or howling, or to damage or trespass on the property of others.

(Ord. 90-3. Passed 9-10-90; Ord. 606-A. Passed 8-10-92; Ord. 2009-04. Passed 5-11-09.)

#### **606.03 SEIZURE AND IMPOUNDING.**

Any dog or cat found at large in the City, which dog or cat is doing any of the acts enumerated in or at large under circumstances prohibited by Section 606.02, or which is suspected of having rabies or having bitten any person or animal, may be seized and impounded by any police officer of the City, who may release such animal to the County Dog Warden.

#### **606.04 RABIES PREVENTION.**

(a) Any person who has in his or her possession a dog or cat which has contracted rabies, which has been subjected to the same, which is suspected of having rabies or which has bitten any person shall, upon demand of any police officer or the Health Officer, produce and surrender up such dog or cat to be held for observation as hereinafter provided.

(b) Any person owning or harboring a dog or cat which has been attacked or bitten by another dog or cat or other animal showing the symptoms of rabies shall immediately notify the Police Department of his or her possession of such animal.

(c) Any dog or cat impounded for observation for rabies shall be held until released by the Chief of Police or otherwise disposed of according to State statutes provided therefor.

(d) The Police Department shall notify the owner of every dog or cat which is impounded, if the owner of such dog or cat can be ascertained, as soon as possible after such dog or cat has been impounded.

#### **606.05 DECLARATION OF NUISANCES.**

Any dog found running at large or disturbing the peace under conditions set forth in this chapter shall be deemed to be a nuisance and shall be impounded as provided by law.

#### **606.06 REMOVAL OF DOG EXCREMENT; VACCINATION AND LICENSE.**

(a) All owners, custodians or handlers of any dog shall immediately pick up any droppings from the dog on all private, public or leased property that is not their property.

(b) All dogs shall have current rabies vaccination and a county license and shall comply with all state laws. Refer to Section 678.07(a)(3) for additional restrictions. (Ord. 2010-03. Passed 8-9-10.)

**606.07 RIDING HORSES ON STREETS OR SIDEWALKS.**

No person shall lead, ride or drive a horse or other like animal upon the streets or sidewalks in the City except at the discretion of Council (i.e. for a parade). (Ord. 107. Passed 1-12-1899.)

**606.08 PETS AND LIVESTOCK.**

The number of animals allowed should abide by restrictions in Section 1286.28 of the Code of Ordinances. (Ord. 2010-03. Passed 8-9-10.)

**606.99 PENALTY.**

(a) Municipal Civil Infraction. Whoever violates or fails to comply with any of the provisions of this chapter is responsible for a Municipal civil infraction and shall be subject to payment of a civil fine of not less than fifty dollars (\$50.00), reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction. Repeat offenses under this chapter shall be subject to increased fines as provided below.

(b) Increased Civil Fines. Increased civil fines may be imposed for repeated violations by a person of any requirement or provision of this chapter. As used in this chapter, "repeat offense" means a second (or any subsequent) Municipal civil infraction violation of the same requirement or provision committed by a person within any eighteen-month period and for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense shall be as follows:

- (1) The fine for any offense which is a first repeat offense shall be no less than two hundred fifty dollars (\$250.00), plus reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction.
- (2) The fine for any offense which is a second repeat offense or any subsequent repeat offense shall be no less than five hundred dollars (\$500.00), plus reimbursement to the City for charges assessed for the expense of the abatement, plus costs and other sanctions for each infraction.

(Res. 96-117. Passed 12-9-96.)