

TOWN OF LIBERTY

NUISANCE ANIMAL ORDINANCE

Section 1.

No person having the care of animals, whether domestic, or otherwise, shall permit, or allow, the same to go at large on any highway, street, land, alley, common square, or any other public place within the Town, or upon the property of another person without the consent of that person.

Upon complaint of any person, any animal found in violation of this ordinance may be seized and impounded by any law enforcement officer, animal control officer, or other public official authorized for these purposes, and that animal's owner or keeper shall be liable for all related costs.

Any animal, so found, not bearing the identification of its owner may be classified as a stray and may be impounded in the shelter designated by the Town as the Town's animal shelter and there confined in a humane manner. After a period of seven (7) days, the animal may be humanely disposed of, sold, or placed in the custody of some person deemed to be a responsible and suitable owner.

If an animal is taken to the Town's designated animal shelter, any owner repossessing the animal shall pay an impound fee of \$35.00. Proof of registration may also be required.

In addition to, or in lieu of, seizing the animal, the officer having jurisdiction may bring suit against the owner of any animal running at large and that owner commits a civil violation for which a forfeiture of not less than \$25.00, and not more than \$100.00 shall be adjudged for the first offense.

The words "at large" shall mean off the premises of the owner, or keeper, and not under the control of any person by means of a chain, rope, cord of sufficient strength to control the animal, or such personal presence and attention as will reasonably control the conduct of such animal.

Section 2

It shall be unlawful for the owner, or keeper, of any dog, six months or older, to maintain such a dog unless it has been vaccinated by a veterinary with anti-rabies vaccine. Proof of vaccination shall be filed with the Town Clerk. Proof of vaccination shall be affixed to said dog in an acceptable manner. Failure to file proof of vaccination or failure to produce proof of vaccination upon demand of any law enforcement officer, animal control officer, or other public official authorized for these purposes, shall be prima facie evidence that said dog has not been vaccinated. Any person found violating this ordinance commits a civil violation for which a forfeiture of not less than \$25.00 and not more than \$100.00 shall be authorized for the first offense.

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Section 3

It shall be unlawful for any person to keep, or maintain an animal which creates a nuisance by habitually barking, biting, howling, or in any other manner disturbing the peace and quiet of any other person, after that owner or keeper has been warned by any law enforcement officer, animal control officer, or other public official authorized for these purposes, that his animal(s), have been disturbing the peace and quiet of another person, and that owner, or keeper, commits a civil violation for which a forfeiture of not less than \$25.00, and not more than \$100.00, shall be adjudged for the first offense.