

CITY OF ARCHER - DOG ORDINANCE

Ordinance No. 900108

AN ORDINANCE REGULATING THE IMPOUNDING AND KEEPING OF DOGS AND PROVIDING PENALTIES FOR VIOLATIONS

Be It Enacted by the Council of the City of Archer, Iowa:

SECTION 1. Definitions. For use in this ordinance, the following terms are defined:

1. The term "dogs" shall mean both male and female animals of the canine species whether altered or not.
2. The term "at large" shall mean any dog found off the premises of his owner and not under the control of a competent person, restrained within a motor vehicle, housed in a veterinary hospital or kennel, on a leash or "at heel" beside a competent person and obedient to that person's command.
3. The term "owner" shall mean any person or persons, firm, association or corporation owning, keeping, sheltering or harboring a dog.

SECTION 2. At large prohibited. No owner of any dog shall permit such dog to run at large, whether the dog be licensed or unlicensed.

SECTION 3. Actions of dogs constituting a nuisance.

1. It shall be unlawful for an owner of a dog to allow or permit such dog to pass upon the premises of another thereby causing damage to, or interference with, the premises.
2. It shall be unlawful for an owner of a dog to allow or permit such dog to cause serious annoyance or disturbance to any person or persons by frequent and habitual howling, yelping, barking or otherwise; or by running after or chasing persons, bicycles, automobiles or other vehicles.

SECTION 4. Impounding.

1. Any dog found at large in violation of Sections 2 and 3 of this ordinance shall be seized and impounded, or, at the discretion of the City Council, the owner may be served a summons to appear before a proper court to answer charges made thereunder.
2. Owners of dogs shall be notified within two(2)days that upon payment of impounding fees of \$25.00 plus cost of food and care in a reasonable amount, the dog will be returned. If the impounded dogs are not recovered by their owners within seven (7) days after notice, the dogs shall be disposed of in a humane manner as directed by the City Council.

SECTION 5. Penalty. Any owner violating any of the provisions of this ordinance shall, upon conviction, be subject to imprisonment not exceeding thirty (30) days or a fine not exceeding \$100.

SECTION 6. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 7. Severability clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 8. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed by the Council the 19 day of Feb, 1990, and approved this 19 day of Feb, 1990.

David D. Engstrom
MAYOR

Attest: Myron W. Meyer
CLERK