

ORDINANCE 2016-12-19B

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HARPERSVILLE, ALABAMA AS FOLLOWS:

Section 1. Purpose:

The Town of Harpersville has undertaken to establish this **Dog Ordinance** to protect the public health and safety of its citizens and to promote the general welfare of the citizens and animals residing within the City. Dog ownership is encouraged and welcomed within this City, however, strong emphasis is placed on responsible ownership of dogs. Dog owners are encouraged to respect the rights of their fellow citizens and also those of their animals. Primary responsibility is placed upon animal owners to properly train and/or secure their animals so as to prevent them from causing injuries and/or creating nuisances.

Section 2. Definitions:

"Dog" – includes male or female dogs and shall mean or include pet foxes, wolves, and members of the canine family.

"Owner" – any person who owns, harbors, or keeps a dog within the town; or, who has a dog in his care or acts as its custodian; or who permits a dog to remain on or about the premises occupied by him.

"Running at large" - means off the premises of the owner or custodian of the animal and not under his or her immediate control.

"Vicious Dog" – a dog that has bitten or that, without provocation, shall bite or fiercely attack any person or other animal.

Section 3. Ordinance

- A. It shall be unlawful for any person to allow any dog to run at large in the Town of Harpersville. Dogs should be kept inside, on a leash or restraint device, or confined within a fenced area suitable to the size of the animal.
- B. It shall be unlawful for any person to possess, keep, or harbor a dog within the Town without having proof that such dog has been inoculated and is current on the Rabies vaccine. The Rabies tag must be clearly visible on the collar of the dog when the dog is kept outside the premises, or is on any sidewalk, street, or public way within the Town.
- C. It shall be unlawful for any citizen to allow any vicious dog to run at large in the Town of Harpersville. If the vicious dog, is kept on the premises of the owner, it must be kept in an area that can safely and securely contain the animal.

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Section 4. Enforcement

- A. The Harpersville Police Department's officers enforce the city's Dog control ordinance.
- B. The officers shall have the right to enter upon any property within the Town of Harpersville for the purpose of capturing any dog running at large or capturing any vicious dog. No person shall hinder or interfere with any such officer who is authorized or empowered to perform any duty under this ordinance.

Section 5. Penalties and Fines

Fines assessed for violations of this ordinance shall be as follows: Conviction or Admission of Guilt - \$100.00 per incident plus court costs if applicable.

Section 6. Adoption of Alabama State Code Title 3-1-5

This ordinance incorporates the State Code of Alabama -Title 3-1-5.

Section 7. Repeal or Rescission

This ordinance repeals Town of Harpersville Ordinance 387, dated March 7, 1984, and all other ordinances relating to control of dogs, and shall remain in effect until it is repealed or rescinded by the Town Council of Harpersville.

Section 8. Effective Date

This ordinance shall become effective immediately with the passage, approval, and publication as provided by law.

ADOPTED AND APPROVED THIS THE 19 DAY OF December, 2016.

ATTEST:

Stacy Walcott
TOWN CLERK


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Don Greene
Mayor Don Greene

ORDINANCE CERTIFICATE

2016-12-19B

I, Shag Walker, duly appointed Town Clerk for the Town of Harpersville, Alabama, hereby certify that this Ordinance No. 2016-12-19B was posted in the following places

Within the Town of Harpersville, Alabama.

1. Town Hall
2. Post Office
3. Library

Dated this 20th day of December, 2016

Shag Walker
Town Clerk



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