

**TITLE 5**  
**ANIMALS**

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**ANIMALS**

**Chapters:**

**5.01            Keeping of animals**  
**5.03            Establishing Dog/Cat Control**

## Chapter 5.01

### KEEPING OF ANIMALS

#### Sections:

- 5.01.010 Keeping of animals within the City**
- 5.01.020 Exception**
- 5.01.030 Fines for violation**

**5.01.010 Keeping of animals within the City.** It shall be unlawful for any person or persons, or corporation to maintain or keep any hogs, sheep or cattle in close pens or structures within the corporate limits of the City of Cannelton for the purpose of feeding the same until required for slaughter, thereby causing noxious exhalations, or offensive smells which are injurious to the health or comfort of the inhabitants of said City. (Ord. 68-5, S1, 1968)

**5.01.020 Exception.** This chapter shall not apply to animals which are kept at least two hundred (200) yards from the nearest dwelling house. (Ord. 68-5, S2, 1968)

**5.01.030 Fines for violation.** Any person convicted of violating any provisions of this chapter shall be fined for any sum of not less than \$10.00 nor more than \$25.00, plus court costs. (Ord. 68-5, S3, 1968)

## Chapter 5.03

### ESTABLISHING DOG/CAT CONTROL

#### Sections:

<b>5.03.010</b>	<b>Unreasonable Noise</b>
<b>5.03.015</b>	<b>Keeping of Dogs on Residential Property</b>
<b>5.03.020</b>	<b>Definitions</b>
<b>5.03.030</b>	<b>Stray Dogs</b>
<b>5.03.040</b>	<b>Destroyed</b>
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<b>5.03.080</b>	<b>No Release or Waiver of Penalties</b>
<b>5.03.090</b>	<b>Recovery of Expenses</b>
<b>5.03.100</b>	<b>Invalidity of Provisions</b>
<b>5.03.110</b>	<b>Official Citation</b>

**5.03.010 Unreasonable Noise.** It is unlawful for any person or persons to own or harbor in any lot, enclosure or household within the corporate limits of the City of Cannelton, Indiana any dog or cat which, by frequent or habitual howling, yelping, barking, or other noise, causes unreasonable annoyance or disturbance to any family, other than that of the owner or harborer. (Ord. 96-08, July 8, 1996) (Ord. 96-04, S1, May 13, 1996)

**5.03.015 Keeping of Dogs on Residential Property.** Limitation on Number of Dogs on Residential Property. It is hereby declared a public nuisance and unlawful for any person or persons to house, board, own, keep or harbor on any residential property any more than four (4) dogs over the age of three (3) months at any given time. (Ord. 06-05, S2, June 12, 2006)

**5.03.020 Definitions.** The terms "own", "harbor", "owner", or "harborer" of a dog or cat as used in this ordinance include the possessor, keeper, harborer, and any adult member of a household keeping such animal. (Ord. 2006-05, S3, June 12, 2006) (Ord. 96-08, July 8, 1996) (Ord. 96-04, S3, May 13, 1996)

**5.03.030 Stray Dogs or Cats.** Any dog or cat which has strayed beyond the premises of its owner or harborer and is wandering at large within the corporate limits of the City of Cannelton, Indiana shall be picked up by a city police officer or employee, and at the officer's or employee's discretion, either returned to the owner or taken to the Perry County Animal Shelter, or other location designated by the Council from time to time for such purpose. (Ord. 96-08, July 8, 1996) (Ord. 96-04, S3, May 13, 1996)

**5.03.040 Destroyed.** Any stray dog or cat which is not claimed by its owner or harborer within ten (10) days after said dog or cat is taken to the Perry County Animal Shelter or other location shall be destroyed, provided however, that this time will be automatically extended to the next business day whenever the original time expires on a Saturday, Sunday, or Holiday. Provided

however, that destruction of the animal shall not release the owner or harbinger from any penalties provided for in this Ordinance. (Ord. 96-08, July 8, 1996) (Ord. 96-04, S4, May 13, 1996)

**5.03.050 Penalties.** On the complaint of any resident, followed by proof sufficient to the satisfaction of a member of the Police Department of the City of Cannelton, Indiana as to the number of dogs kept on residential property; or the unreasonable annoyance or disturbance to a family caused by the noises of a dog or cat or as to the picking up of a stray dog or cat, the owner or harbinger of said dogs, dog or cat, as the case may be, shall be required to pay the sum of Twenty-Five Dollars (\$25.00) for a first violation of this Ordinance. The owner or harbinger of said dogs, dog or cat, as the case may be, shall be required to pay the sum of One Hundred Dollars (\$100.00) for a second or subsequent violation of this Ordinance occurring within one (1) year of the previous violation. Additionally, the owner of any dog or cat taken to the Perry County Animal Shelter or other location and detained shall pay an additional sum of Twenty Five Dollars (\$25.00) for Boarding Fee when said dog or cat is held. (Ord. 06-05, S3, June 12, 2006) (Ord. 96-08, July 8, 1996) (Ord. 96-04, S5, May 13, 1996)

**5.03.060 Official Citation.** All violations of this Ordinance shall be issued in writing upon the owner or harbinger, if known, on the "Official Citation" form in essential conformity with the form attached hereto as Appendix A. A copy of the citation shall be filed with the City Police Department and the City Utilities Office. (Ord. 96-04, S6, May 13, 1996)

**5.03.070 Payment to Ordinance Violation's Clerk.** All violation monies shall be paid to the City at the City Utilities Office, who shall issue a receipt to the owner. (Ord. 96-04, S7, May 13, 1996)

**5.03.080 No Release or Waiver of Penalties.** Nothing contained in this Ordinance shall be construed as a release or waiver of any penalties which may be imposed as a result of a violation of I.C. 15-5-9-13. (Ord. 96-04, S8, May 13, 1996)

**5.03.090 Recovery of Expenses.** The City may collect in addition to any monies owed to the City pursuant to this Ordinance, all costs and attorney fees incurred to enforce this Ordinance or to defend the City regarding any suits brought against the City in connection with action taken by the City pursuant thereto. (Ord. 96-04, S9, May 13, 1996)

**5.03.100 Invalidity of Provisions.** If any provision of this Ordinance or the application thereof is held invalid, the invalidity may not affect other provisions or application, and to this end the provisions of this Ordinance are declared severable. (Ord. 96-04, S10, May 13, 1996)

5.03.110 Official Citation.

**CODE AND ORDINANCE VIOLATION NOTICE**

**№ 982627**

NO. \_\_\_\_\_

TO THE OWNER, LESSEE, TENANT, OCCUPANT OR PERSON IN CHARGE OF THE PROPERTY/VEHICLE DESCRIBED BELOW:

NAME \_\_\_\_\_

PREMISE ADDRESS: \_\_\_\_\_

VEHICLE MAKE \_\_\_\_\_ MODEL \_\_\_\_\_ LICENSE \_\_\_\_\_ STATE \_\_\_\_\_

PLEASE TAKE NOTICE THAT ON (Date) \_\_\_\_\_ (Time) \_\_\_\_\_ YOU WERE FOUND IN VIOLATION OF:

ORDINANCE/NO.	SPECIFICALLY THE VIOLATION CONSISTS OF:	FINE \$
<input type="checkbox"/>	ILLEGALLY PARKED OR INOPERABLE VEHICLE(S) ON <input type="checkbox"/> PROPERTY <input type="checkbox"/> STREET	_____
<input type="checkbox"/>	ANIMAL <input type="checkbox"/> PROHIBITED <input type="checkbox"/> CRUELTY <input type="checkbox"/> RUN AT LARGE <input type="checkbox"/> DEFECATE ON PROPERTY <input type="checkbox"/> UNLICENSED <input type="checkbox"/> OTHER _____	_____
<input type="checkbox"/>	TRASH <input type="checkbox"/> IMPROPER BURNING <input type="checkbox"/> IMPROPER DISPOSAL	_____
<input type="checkbox"/>	HIGH GRASS OR WEEDS	_____
<input type="checkbox"/>	LITTERING <input type="checkbox"/> LITTERING BY HANDBILLS	_____
<input type="checkbox"/>	NOISE <input type="checkbox"/> GENERAL <input type="checkbox"/> VEHICULAR <input type="checkbox"/> ANIMAL	_____
<input type="checkbox"/>	DISORDERLY CONDUCT	_____
<input type="checkbox"/>	TRESPASSING <input type="checkbox"/> LOITERING	_____
<input type="checkbox"/>	IMPROPER WATERING	_____
<input type="checkbox"/>	OTHER _____	_____

ADDITIONAL DESCRIPTION OF VIOLATION \_\_\_\_\_

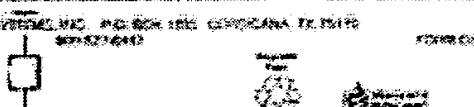
**THE ABOVE LISTED CHARGE(S) MUST BE PAID WITHIN \_\_\_\_\_ DAYS TO AVOID ANY FURTHER ACTION TO PAY THE INDICATED FINE(S) MAIL OR RETURN IN PERSON YOUR SIGNED COPY OF THE VIOLATION ALONG WITH A CHECK OR MONEY ORDER TO:**

**DEPARTMENT NAME**  
**ADDRESS**  
**CITY, STATE ZIP**

ISSUING OFFICER \_\_\_\_\_ SELF \_\_\_\_\_

SIGNATURE OF VIOLATOR \_\_\_\_\_ DATE \_\_\_\_\_

LAW ENFORCEMENT FEDERAL, INC. P.O. BOX 1882 CERRITOSA, TX 75110 800-827-6440 FORM 0012



(Ord. 2006-05, S3, June 12, 2006) (Ord. 96-08, July 8, 1996) (Ord. 96-04, Appendix A, May 13, 1996)