

**TITLE 5**

**ANIMALS**

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#### **Chapters:**

**5.04**

**Dogs**

## Chapter 5.04

### DOGS

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**5.04.010 Definitions.** For the purpose of this Chapter, the following words and phrases shall have the meaning ascribed to them in this section, unless the context otherwise indicates.

- (1) "At large" shall be intended to mean off the premises of the owner and not under the control of the owner or a member of his immediate family, either by leash, chord, chain or under reasonable control of some competent person.
- (2) "Harboring" - Any person who shall suffer or permit any dog to frequent or remain on or within his house, building, premises or enclosure, shall be deemed to be harboring such dog within the meaning of this chapter.
- (3) The word "Owner" shall be intended to be such person keeping or harboring a dog. (Ord. 30-77, SII 1, 1977)

**5.04.020 Identification tag.** Every owner shall provide each dog he is keeping or harboring with a collar to which a metallic identification tag shall be affixed, which shall be worn by such dog at all times. The identification tag shall have the owner's name and address clearly printed, engraved or stamped thereon. (Ord. 30-77, SII 2, 1977)

**5.04.030 Unlawful to remove collar.** It shall be unlawful and in violation of this Section for any person to remove either the collar or the tag from any dog except on the consent or order the owner of said dog. (Ord. 30-77, SII 3, 1977)

**5.04.040 Running at large.** No person owning or having charge, care, custody or control of any dog, shall, permit or allow the dog to be or to run at large upon any street, alley, or other public place, or upon any private property or premises other than those of the person owning or having charge, care, custody or control

of such dog within the Town limits. (Ord. 30-77, SII 4, 1977) (Ord. 13A, S1, April 7, 1930) (Ord. 13, S1, December 30, 1929)

**5.04.050 Unlawful to keep a vicious dog.** It shall be unlawful for any person to own, keep, or harbor within the Town limits, a vicious or uncontrollable dog, or a diseased dog. (Ord. 30-77, SII 5, 1977)

**5.04.060 Barking.** No person shall harbor or keep any dog or other animal which by loud and frequent or habitual barking, howling or yelping, shall cause serious annoyance or disturbance to a neighborhood. (Ord. 30-77, SII 6, 1977)

**5.04.070 Unlawful to entice any dog.** It shall be unlawful to entice any dog away from the premises of the person owning, keeping or harboring the same with the intent of depriving any such owner, keeper or person harboring such dog of the possession thereof. (Ord. 30-77, SII 7, 1977)

**5.04.080 Unlawful to incite dogs to fight.** It shall be unlawful for any person to incite or set dogs to fighting in any street, alley, public place or private enclosure of said Town, or to permit or cause the same to be done. (Ord. 30-77, SII 8, 1977)

**5.04.090 Cruelty.** No person shall maliciously or mischievously injure or kill any dog or any other domesticated animal by administering poison or the use of any weapon likely to cause death or serious injury to said dog. (Ord. 30-77, SII 9, 1977)

**5.04.100 Vaccinations.** No owner of any dog shall keep, maintain or harbor such dog unless it shall have been vaccinated by a licensed veterinary doctor with anti-rabies vaccine on an annual basis. (Ord. 30-77, SII 10, 1977)

**5.04.110 Penalties.** Any person, firm, association or corporation found to be violating any of the provisions of this Chapter, shall upon conviction or plea of guilty, be fined in a sum not to exceed Twenty-Five Dollars (\$25.00) for each offense or violation of this Chapter. (Ord. 30-77, SVI 1, 1977)

**5.04.120 Payment of fine.** Any person, firm, association or corporation charged with a violation under this Chapter may mail or deliver to the Town Clerk-Treasurer, Holland, Indiana, the sum of Five Dollars (\$5.00) for each offense charged, together with a copy of the ticket, which shall indicate that the person charged wishes to enter a guilty plea to the violation charged, and accepts the sum of Five Dollars (\$5.00) for the fine for such violation. The Clerk-Treasurer, shall upon the receipt of such sum or sums from the person charged, issue a written receipt to such person acknowledging the payment of the agreed fine. (Ord. 30-77, SVI 2, 1977)

**5.04.130 Failure to comply with penalties and fines.** Failure for any person charged to comply with the provisions of the above Section 5.04.120 within fifteen (15) days of the date of the charging of the offense will result in a formal affidavit charging the violation of this Chapter being filed in the Court having appropriate jurisdiction. (Ord. 30-77, SVI 3, 1977)