

**ORDINANCE OUTLAWING PIT BULLDOGS/PIT BULLDOG MIX
WITHIN THE CITY LIMITS OF THE CITY OF MACON, MISSISSIPPI;
PRESCRIBING METHODS OF ENFORCEMENT OF SAID ORDINANCE;
AND ESTABLISHING PENALTIES FOR VIOLATION THEREOF.**

BE IT HEREBY ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN
OF THE CITY OF MACON, MISSISSIPPI, AS FOLLOWS:

Section One: The breed of dog, commonly known as the "PIT BULLDOG" described in appearance as: Brick-like head, eyes round with erect ears set high on the skull. Medium size muzzle that is well proportioned to the head. Nose: black and self-colored according to coat. Bite: scissor or level. The neck is thick, muscular and well defined. The chest is deep, thick and well sprung. The body strong, muscular and slightly longer than its height. Legs: forelegs set wide apart and straight, with hind legs being well muscled. Tail: short in comparison to the body, tapered to a point. Weight approximately 45-90 lbs. This Breed is hereby outlawed in the City of Macon, Mississippi, and no Pit Bulldog or Pit Bulldog Mix shall be allowed to be kept or harbored within the City Limits of the City of Macon, Mississippi.

Section Two: If any dog is deemed by the Governing Authorities of the City of Macon, Mississippi, to be a "Pit Bulldog" or "Pit Bulldog Mix", then the following procedures shall apply:

- A. The municipality shall, by Resolution, make a determination that such dog is alleged to be a "Pit Bulldog" or "Pit Bulldog Mix".
- B. Notice shall then be given to the owner of the dog, by U. S. Registered Mail or Certified Mail, Return Receipt Requested at least one (1) week before the date of the hearing, to be set by the Municipality or by service of notice as provided by a Police Officer at least one (1) week before the date of the hearing, or if the owner by unknown or his/her address unknown, then by one (1) week's notice in the newspaper having a general circulation in the Municipality, of a hearing to determine whether or not the dog is a Pit Bulldog or Pit Bulldog Mix.
- C. At the hearing the Governing Authorities will adjudicate whether or not the dog is, in fact, a Pit Bulldog or Pit Bulldog Mix. If the governing Authorities determine the dog to be a Pit Bulldog or Pit Bulldog Mix, then the owner shall be given seven (7) days from the date of the hearing to permanently remove the dog from the City Limits of the Municipality. If the dog is not removed within said seven (7) day period, the owner of the dog may be fined, at the discretion of the Municipal Judge, up to One Hundred Dollars (\$100.00) per day for each day the dog is not removed. If the dog is not removed within fourteen (14) days from the date of the hearing, the dog will be deemed an animal running at large with the Municipality and it shall be destroyed.

Section Three: The primary purpose and intent of this Ordinance is to protect the safety and welfare of the citizens of the City of Macon, Mississippi. If notice is received by any of the Governing Authorities of the City of Macon that a dog, alleged to be a Pit Bulldog or Pit Bulldog Mix, is unrestrained and running at large with the Municipality, then the Chief of Police or any other Police Officer of the City of Macon, Mississippi, shall be empowered, in their discretion, to destroy such dog deemed running at large within the Municipality or take what other actions they deem necessary to insure the safety and well-being of any and all citizens of the City.

Section Four: That all owners or harborers of Pit Bulldogs or Pit Bulldog Mix, who shall violate this ordinance shall, in addition to any other fines and restrictions hereinbefore imposed, be guilty of a misdemeanor and shall be fined an additional sum of up to One Thousand Dollars (\$1,000.00) and be imprisoned for a term of up to thirty (30) days for each violation of this Ordinance.

Section Five: That all Ordinances and parts of Ordinances of the City of Macon, Mississippi, in conflict with any of the provisions of this Ordinance shall be and same are hereby repealed to the extent of such conflict.

The above and foregoing Ordinance having been first reduced to writing, was read and considered, section by section, and then as a whole, by the Board of Alderman of the City of Macon, Mississippi; the ordinance was adopted by the Board of Alderman of the City of Macon, Mississippi.

The above and foregoing Ordinance shall become effective as of November 1, 2010.

WHEREUPON, the Mayor declared said Ordinance approved and adopted on this the 28th day of September, 2010.

/s/ Robert E. Boykin
ROBERT E. BOYKIN, MAYOR

ATTEST:

/s/ Beverly Johnston
BEVERLY JOHNSTON, CITY CLERK