

AN ORDINANCE PROVIDING FOR THE CARE, CONTROL AND VACCINATION OF ALL ANIMALS WITHIN THE IUKA CORPORATE LIMITS

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Iuka, Mississippi that an Ordinance providing for the care, control and vaccination of all animals within the Iuka Corporate Limits be adopted as follows:

SECTION 1. DEFINITIONS.

1.1 The following words, terms, and phrases, when used in this ordinance shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning;

Animal means any live, vertebrate creature, domestic or wild, except human beings.

Animal At Large means any animal not under the restraint of a person Capable of controlling the animal on/off the premises of the owner.

Animal Control Department means the review and enforcement authority designated under this Ordinance and empowered to administer same.

Animal Control Officer means any person designated by the City of Iuka as a law enforcement or Animal Control Officer who is qualified to perform such duties under the laws of this state.

Animal Shelter means any facility operated by a human society or municipal agency or its authorized agents for the purpose of impounding animals or caring for animals under the authority of this Ordinance or State law.

Feral Animal means any animal that has escaped from domestication and becomes wild, dangerous, or untamed.

Impoundment means the capturing and confining of an animal by an Animal Control Officer.

Kennel means any premises wherein any person engages in the business of boarding, breeding, buying, letting for hire, training for a fee, or selling any animal; including commercial and hobby breeders.

Owner means any person, partnership or corporation owning, keeping, or harboring one or more animals. An animal shall be deemed to be harbored or kept if it is feed or sheltered.

Pet means any animal kept for pleasure rather than utility.

Pet Store means any place of business which sells birds, fish, reptiles, or mammals intended for use as pets; however, this shall not include commercial and hobby breeders.

Public Nuisance means any animal or animals that unreasonably annoys humans, endangers the life or health of other animals or persons, or substantially interferes with the rights of citizens, other than their owners, to the enjoyment of life or property. The term "Public Nuisance" Animal shall mean and include, but is not limited, any animal that

1. is repeatedly found at large;
2. damages the property of another, other than its owner;

3. molests or intimidates pedestrians or passers-by;
4. chases vehicles;
5. excessively makes disturbing noises, continued and repeated howling, barking, whining, or other utterances causing unreasonable annoyance, disturbance, or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;
6. causing fouling of the air by odor and thereby creates unreasonable annoyance or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;
7. causes unsanitary conditions in enclosures or surroundings where the animal is kept or harbored;
8. is offensive or dangerous to the public health, safety or welfare by virtue of the number and/or types of animals maintained;
9. attacks other domestic animals;
10. has been found by the Animal Control Department, after notice to its owner and a hearing, to be a public nuisance by virtue of being a menace to the public health, welfare, or safety;
11. trespasses on school grounds, city parks, or private property.

Restraint means the condition of securing any animal, by a lease or lead of less than six feet, within the fenced or real property limits of its owner, or by tethering in such a way that the animal is within the real property limits of its owner.

Running At Large means any animal not under restraint.

Serious Injury means any physical injury resulting in two or more sutures or any hospitalization.

Severe injury means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures, cosmetic surgery or hospitalization.

Veterinary Hospital means any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis, and treatment of diseases and injuries to animals.

Vicious Animal means any animal, except dogs, that constitutes a physical threat to human beings or other animals.

Vicious Dog means:

1. any dog which has shown a propensity, tendency, or disposition to attack unprovoked, or cause injury or to otherwise endanger the safety of human beings or domestic animals;
2. any dog which when unprovoked, bites, inflicts injury, assaults, or otherwise attacks human beings or domestic animals on public or private property, or chases or approaches a person upon the streets, sidewalks, or any public grounds in a menacing or terrorizing manner, or apparent attitude of attack;
3. any dog which is owned or harbored primarily or in part for the purpose of dog fighting or any dog trained for dog fighting; and
4. notwithstanding the above, no dog may be considered a vicious dog if any injury or damage is sustained by a person who at the time of such injury or damage was committing a willful trespass or other tort upon the premises occupied by the owner of the dog, or was teasing,

tormenting, abusing, or assaulting the dog, or was committing or attempting to commit a crime. No dog may be considered vicious if an injury or damage was sustained by a domestic animal which at the time of such injury or damage was teasing, tormenting, abusing, or assaulting the dog. No dog may be considered vicious if the dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

Wild Animal means any living member of the animal kingdom, including those born or raised in captivity, except human beings, domestic dogs, domestic cats, farm animals, rodents, and captive-bred species of common cage birds.

SECTION 2. LICENSING.

2.1. Any person owning, keeping, harboring, or having custody of any animal over three (3) months of age within this municipality must obtain a license as herein provided. This provision may not apply to small cage birds, aquatic and amphibian animals, or caged rodents kept solely as pets. Written applications for license shall include the name and address of the applicant, a description of the animal, and a rabies certificate issued by a licensed veterinarian. Licenses for the keeping of and cats shall be for a period of one or more years. Anyone obtaining an animal over four (4) months of age must apply for a license within thirty (30) days, except a non-resident who is temporarily residing within the municipality for not longer than sixty (50) days who shall not be required to apply for a license⁴

2.2. No license shall be required for certified seeing-eye dogs, hearing dogs, governmental police dogs, or other certified dogs that are trained to assist the physically handicapped. Likewise, the license required for pet stores and kennels shall be different from individuals owning animals for pleasure. Such license shall include the name and address of the applicant, a general description of the type of animals raised by the kennel or sold by the pet store, and a rabies certificate for each animal which shall be issued by a licensed veterinarian.

2.3. Upon acceptance of the licensing application, the licensing authority shall issue a durable tag or identification collar, stamped with an identifying number and the year of issuance. Tags shall be so designed that they may be conveniently fastened to the animals' collar or harness. All animals shall wear their identification tags at all times when off the premises of the owner. The licensing authority shall maintain a record of the identifying number of all tags issued and shall make this record available to the public at all times. The licensing period shall begin with the fiscal year of the City of Iuka and shall run for one year.

2.4. No person may use any license for any animal other than the animal for which it was issued.

2.5. The licensing authority may revoke any license if the person holding same refuses or fails to comply with any portion of this ordinance, the regulations promulgated by the licensing authority, or any law governing protection and keeping of animals. Any person whose license is revoked shall within ten (10) days thereafter humanely dispose of all animals owned, kept or harbored.

2.6. It shall be a condition of the issuance of any license that the licensing authority shall be permitted to inspect all animals and the premises where animals are kept at any time and shall, if permission for such inspection is refused, revoke the license of the refusing owner. If anyone shall withhold or falsify any information on the application, the licensing authority shall refuse to issue a license.

SECTION 3. ANIMALS RUNNING AT LARGE.

3.1. All animals shall be kept under restraint. It shall be unlawful for any person who may own or have in his possession or control, or who may keep or harbor any animal or domestic fowl, to intentionally, knowingly, carelessly, or negligently, permit such animals or domestic fowl to run or be at large at any time within the corporate limits of the City. It shall also be unlawful for any person who may own or have in his possession or control or who may keep or harbor any animal or domestic fowl to stake or tether such animal on any vacant property in the City adjacent to any street or sidewalk or so near thereto as to allow or permit such animal to be or go upon any street or sidewalk within the corporate limits of the City.

3.2. All animals not restrained and running at large may be immediately impounded as provided elsewhere in this Ordinance and every vicious animal, as determined by the Animal Control Department, shall be confined by the owner within a building or secure enclosure and shall be securely muzzled or caged whenever off the premises of its owner.

SECTION 4. EXPOSING ANIMALS TO POISONS.

4.1. No person shall expose any known poison substance, whether mixed with foods or not, so that the same may be eaten by any animal; provided that, it shall not be unlawful for a person to expose on his own property common pest control poison mixed with only vegetable substances.

SECTION 5. LEAVING AN UNATTENDED ANIMAL INSIDE A MOTOR VEHICLE.

5.1. It shall be unlawful to leave an animal unattended inside a motor vehicle when such action is reasonably potentially harmful to the animal. The Animal Control Department or any police officer shall have the authority to remove any animal from such a vehicle.

SECTION 6. CRUELTY, ABUSE, FIGHTING.

6.1. No person shall beat, cruelly all treat, torment, overload, overwork, or otherwise abuse any animal or cause, instigate, promote or permit any dog fight, cock fight, or any other combat between animals or between animals and humans, unless otherwise permitted by law. The Animal Control Department or any police officer shall have the authority to take any abused animal into protective custody pending disposition of charges of cruelty or abuse against any owner or person.

SECTION 7. OPERATOR OF VEHICLES STRIKING ANIMAL TO REPORT ACCIDENT.

7.1. Any persons who, as the operator of a motor vehicle, strikes a domestic animal, shall at once report the accident to the City Police Department, the Animal Control Department, or to the local human society, giving their name, address, telephone number, description of the animal, and location where the animal was struck by the vehicle.

SECTION 8. KEEPING OF WILD ANIMALS.

8.1. No person shall keep or permit to be kept on his premises or in any roadside zoo or pet store, any wild animal for display or for exhibition purposes, whether gratuitously or for a fee. This subsection

shall not be construed to apply to any zoological park, petting zoo, or performing animal exhibition or circus.

8.2. The Animal Control Department shall have the power to release, order the release, or seize any wild animal being kept in violation of this Section, federal law or State statute, and shall immediately notify the Mississippi Department of Wildlife and Fisheries.

SECTION 9. RESPONSIBILITY OF OWNER.

9.1. Every owner shall exercise proper care and control of his animals, prevent them from becoming a public or private nuisance, and comply with the standards set out in all provisions of this Ordinance.

9.2. It shall be unlawful for any lot or stall or stable or other place where animals are kept to be in an unclean, filthy, or unsanitary condition. All such places where any animals are kept whatsoever shall be kept clean and wholesome by the removal of all offensive matter and by suitable cleansing and disinfecting as may be necessary.

9.3 The owner of every animal shall remove any fecal matter deposited by such animal on public walks, streets, recreation areas, or private property of another. It shall be unlawful for the owner of any property to allow unsanitary or malodorous conditions to develop on its property due to the keeping, maintaining, owning, or harboring of animals. Yards, pens, premises, and animals shall be kept free of insect infestations.

9.4. Any and all animal pens, stalls, or any enclosures, shall be large enough to provide reasonable freedom of movement to the animals contained therein.

9.5. No owner of any animals shall abandon such animal or animals or fail to maintain such animal or animals in a healthy condition or to provide appropriate veterinary treatment if such animal or animals becomes

9.6. No owner shall fail to provide his/her animals with sufficient good and wholesome food and water, proper shelter and protection from the weather and to generally provide human care and treatment for any and all animals.

9.7. If probable cause exists to believe that any animal or animals are kept under such conditions as to constitute a nuisance in violation of this Section, the Animal Control Department or any police officer or citizen may file an affidavit with the municipal Court specifically noting the offending conditions. A copy shall be served upon the owner or harbinger of such animal with a notice to appear in Court at a specific time and place to show cause, if any, why an order of abatement should not be entered against him/her. If evidence establishes that the offending conditions, or any combination of them, are present, the Court shall order the same abated within fifteen (15) days and assess court costs and expenses against the party responsible for the conditions. In lieu of a petition for abatement, the Animal Control Department may issue a written warning of offending nuisance conditions. If a previous abatement order has been entered against a person within twelve (12) months of a second charge of violation of this Section and the same or similar offending nuisance conditions are found on the premises, then a mandatory fine shall be assessed against the person in an amount of no less than \$100.00 and no more than \$500.00 and the condition again ordered to be abated. Upon a third offense, the person responsible shall suffer a minimum mandatory fine of not less than \$250.00 and a maximum fine of no more than \$1,000.00, or imprisonment in the County Jail not to exceed ninety

(90) days, or by both such fine and imprisonment, if such person or persons are convicted of failing to meet the standards of responsibility established by this Section. The minimum fines allowed in this section shall not be suspended by the Court.

SECTION 10. VACCINATION OF ANIMALS AGAINST RABIES.

10.1. Any person owning, keeping, harboring, or having custody of any animal three (3) months of age or older within the City, shall have that animal vaccinated against rabies with the approved dosage of approved vaccine properly administered by a person legally authorized to do so. It shall be unlawful for any person to own or have in his possession any animal not so vaccinated. Every animal must be vaccinated in accordance with the prevailing guidelines as established by the Mississippi State Board of Health or the equivalent association of Veterinarians of the State of Mississippi or by any laws of the State of Mississippi.

10.2. The owner of any domesticated animal shall see that the animal wears its securely braided metal tag with the serial number of the vaccination and the year in which the animal was inoculated stamped thereon and shall see that the collar and tag are worn by the animal at all times.

10.3. The failure to comply with this section shall constitute a misdemeanor and the offender shall, upon conviction thereof, be fined a minimum of \$25.00 and a maximum of \$50.00 for the first offense; a minimum of \$50.00 and a maximum of \$100.00 for the second offense; and a minimum of \$100.00 and a maximum of \$300.00 for the third offense. Any person failing to comply with this Section at any time subsequent to a third offense shall be fined not less than \$250.00 nor more than \$500.00, imprisoned in the County Jail not less than thirty (30) days nor more than ninety (90) days, or both such fine and imprisonment. It shall be the duty of the Animal Control Department or the City Police Department to enforce this Section.

SECTION 11. KEEPING OF VICIOUS ANIMALS OR VICIOUS DOGS.

11.1. A vicious animal or dog shall be securely confined indoors or confined in a securely enclosed and childproof locked pen or structure upon the premises Of the person owning or harboring said animal, The structure must have secure sides and a secure top and must be built in such a manner that the animal cannot dig under the sides.

11.2. No person owning or harboring or having the care of a vicious animal or dog shall allow or permit such dog to go beyond the premises of such person unless it is leashed or muzzled. Such animal may not be leashed to animate objects and the muzzle must be sufficient to prevent such dog from biting persons or other animals,

11.3. No vicious animal or dog may be kept on a porch or patio or any part of a house or structure that would allow the dog to exit such building on its own volition.

11.4. All owners, keepers, or harborers of vicious animals or dogs within the City shall display on a prominent place on their premises a sign easily readable by the public using such words as "Beware of Dog". In addition thereto, similar signs shall be posted on the kennel or pen of such animal. Such signs shall have letters that will be no smaller than six (6) inches in height and be visible at all times, including night time.

11.5. The owner or harbinger of any animal or dog which, according to the records of the Animal Control Department, has seriously injured a person without provocation or which has aggressively attacked and seriously injured a domestic animal, shall be required to provide public liability insurance in a single incident amount of no less than Fifty Thousand Dollars (\$50,000.00) for bodily injury or death of any person or persons, or for damage to property resulting from the ownership, keeping or maintenance of such an animal or dog. Such insurance shall contain a provision that the same may not be canceled until ten (10) days notice of cancellation has been given to the Animal Control Department.

11.6. The persons having the enforcement duty under this Section may enter the premises where a vicious animal or dog is kept for the purpose of inspection of the premises to ascertain whether it complies with the provisions of this Section. Should any person refuse entry upon the premises to an enforcement authority, the enforcement authority shall immediately appear before the Municipal Court to obtain an Order allowing the entry upon the premises for inspection as provided in this section.

11.7. This Section shall not apply to any animals kept by law enforcement agencies for law enforcement investigations and other law enforcement purposes.

11.8. In addition to any other penalty the Municipal Court may impose upon a person convicted of a violation of this Ordinance, the Court shall impose a fine of no less than \$100.00 nor more than \$200.00 for a first violation of this Section or any part thereof; a fine of no less than \$200.00 nor more than \$300.00 for a second violation of this Section or any part thereof; and a fine of no less than \$300.00 nor more than \$500.00 for a third or subsequent violation of this Section or any part thereof. Further, upon any third or subsequent-violation of this Section, the owner or person harboring or having the care of such vicious animal or dog shall be subject to ninety (90) days imprisonment in the County Jail, or both fine and imprisonment.

SECTION 12. PET STORES AND KENNELS.

12.1. Any pet store or kennel shall be subject to inspection on demand by the Animal Control Department. This inspection, among other things, shall examine the premises to determine if the animals are being kept in a sanitary and humane conditions grid in a reasonable state of health and are being provided with sufficient amounts of fresh, clean, and wholesome food and water.

SECTION 13. PERFORMING ANIMAL EXHIBITIONS.

13.1. No person may sponsor, promote, or train a wild animal to participate in, contribute to the involvement of a wild animal or attend as a spectator any activity or event in which any wild animal engages in unnatural behavior or is wrestled, fought, mentally or physically harassed, or displayed in such a way that the animal is abused or stressed mentally or physically, or induced or encouraged to perform through the use of chemical, mechanical, electrical, or manual devices in a manner that will cause or is likely to cause physical injury or suffering. This prohibition applies to events and activities taking place in either public or private facilities or property and applies regardless of the purpose of the event or activities and irrespective of whether or not a fee is charged to spectators.

SECTION 14. ELIMINATION OF ANIMALS.

14.1. When an animal is determined by the Animal Control Department to be a vicious animal or a feral or vicious dog, that animal may be destroyed by any Animal Control officer, police officer, or their designee, provided any two of the following requirements are met:

1. The Animal is running at large or not properly confined or muzzled.
2. There is no vaccination tag around the animals neck.
3. Attempts to peacefully capture the animal have been made and proven unsuccessful.

14.2. Any animal or dog that aggressively attacks and causes severe injury or death of any human or other domestic animal shall immediately be confiscated by the Animal Control Department, placed in quarantine for ten (10) days and thereafter destroyed in an expeditious and humane manner.

14.3. It shall be the duty of the duly authorized Animal Control Officer or any police officer to humanely euthanize with an injection with the discharge either to humanely euthanize with an injection or to discharge a firearm in order' to mercifully end the life of an animal suffering from an incurable injury or disease or as the sole effective means of controlling a public nuisance or health hazard, including, but not limited to, any vicious dog, vicious animal, or any other animal of any form, except human beings. All reasonable efforts shall be made to first locate the owner of such injured or diseased animal prior to taking the action authorized in this subsection.

SECTION 15. IMPOUNDMENT.

15.1. Any unrestrained animal constituting a public nuisance shall be taken by the Animal Control Department or police officers and impounded in an enclosure or animal shelter kept for that purpose to be provided and maintained by the City and there confined in a humane manner. Such animal shall be kept for at least five (5) days unless sooner claimed by the owner. Impounded domestic dogs and cats not suffering from an injury or infectious disease shall be kept for not less than five (5) working days.

15.2. Any vicious animal or dog shall be immediately seized by the Animal Control Department if the owner does not secure the liability insurance coverage required under this Ordinance, if the owner does not maintain the animal in a proper enclosure, or if the owner willfully or negligently permits the animal outside the dwelling of the owner or outside the proper enclosure and does not have the animal muzzled or under the personal physical restraint of the owner.

15.3. If by a tag or other means the owner of an impounded animal can be readily identified, the Animal Control Officer Shall upon impoundment notify the owner by telephone or mail. Within five (5) days the rightful owner of any animal held under this Section may obtain the animal upon the payment of a pound fee as hereinafter authorized provided that the animal has been properly vaccinated, licensed and tagged. If an unvaccinated animal is claimed by an owner, the owner must make immediate arrangements for the vaccination of the animal satisfactory to the Animal Control officer. Any owner reclaiming an impounded animal shall pay a fee as follows:

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|----------------------------------|---------|
| 1. Domestic Cats | \$25.00 |
| plus for each day of impoundment | \$ 3.00 |
| 2. Domestic Dogs | \$25.00 |

plus for each day of impoundment	\$ 3.00
3. Any Other Animal	\$50.00
plus for each day of impoundment	\$ 5.00

15.4. Any animal not reclaimed by its owner within five (5) working days shall become the property of the City of Tuka and shall be placed for adoption in a suitable home for a fee of \$25.00 plus all costs of impoundment. Any person adopting an unclaimed animal shall immediately make arrangements for the vaccination and licensing of the animal satisfactory to the Animal Control Department, Any animal not reclaimed by its owner within ten (10) working days may be humanely euthanised with an injection by a licensed veterinarian or other person licensed by the state of Mississippi_ However, the ten (10) day waiting period is waived for a vicious or feral dog or animal, or for any animal suffering from an infectious disease. Pursuant to Mississippi Code

Annotated, §97-41-3, any injured or neglected animal may be humanely euthanised without any waiting period.

15.5. Any Owner of an impounded animal may be proceeded against for any violation of this Ordinance as authorized herein.

SECTION 16. IMPOUNDMENT OF LIVESTOCK.

16.1. Any livestock, including, but not limited to hogs, cows, bulls, sheep, goats, horses, or mules, found straying or running at large shall be captured and impounded in an enclosure provided and maintained for such purpose by the Animal Control Department. Within five (5) days of its capture, the rightful owner of any animal so impounded may claim and obtain the release of the same by the payment of an impoundment fee in the amount of \$50.00, plus all costs of impoundment not less than \$5.00 per day. If any such animal is not claimed and redeemed by its rightful owner within the five (5) day period, the same shall be sold at a lawfully constituted public livestock auction in satisfaction of all fees and expenses, with any surplus revenue kept by the City for twelve (12) months for possible claim by the owner of the animal. At the end of the twelve (12) month period, all monies over and above fees and expenses shall be transferred to the general fund of the City of Iuka.

SECTION 17. HEARING FOLLOWING IMPOUNDMENT.

17.1. Except as otherwise provided, any owner, or anyone having an animal that has been impounded pursuant to this Ordinance, is, entitled to a hearing to be conducted by the Municipal Court or the Municipal Judge's designee, within ten (10) days following such impoundment. The owner or person whose animal has been impounded must file a written petition with the Animal Control Department requesting said hearing. Unless the hearing officer determines otherwise, the petitioner is liable for all costs related to such impoundment. At the hearing, the petitioner may be represented by counsel and the Animal Control Department shall be represented by the City Attorney. Each side may present oral and written evidence and may cross-examine witnesses. Strict Rules of Evidence will not apply- Any relevant evidence may be admitted if it is the sort of evidence which reasonable persons are accustomed to rely in the 'conduct of business affairs. The decision of the Municipal Court Judge or his designee shall be supported by the weight of the evidence-

17.2. A decision shall be rendered within fifteen (15) days of the hearing. The Municipal Court Judge or his designee may rule that: 1) the owner or the person whose animal has been impounded shall lose all rights of ownership and control of the animal; 2) may order that the animal will be destroyed if the animal has bitten or injured a person or domestic animal as provided in this Ordinance; 3) may declare the animal to be a vicious animal or vicious dog as defined in this ordinance; and 4) may require the owner or person whose animal has been impounded to obtain any and all licenses and permits required by this Ordinance before any animal is released to his/her custody. The Municipal Court Judge or his designee shall further require any and all conditions of compliance with this Ordinance that are deemed necessary and advisable.

SECTION 18. RABID ANIMALS.

16.1. If any animal suffering from rabies, or reasonably believed to be suffering from rabies, is allowed to run at large, such animal may be immediately destroyed by any Animal Control Officer, or police officer without the necessity of having to catch or impound such animal.

SECTION 19. VIOLATIONS AND PENALTIES.

19.1. Any persons violating any provisions of this Ordinance wherein there is not a specific penalty, shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$100.00 nor more than \$1,000.00, or imprisonment in the County Jail not to exceed ninety (90) days, or by both such fine and imprisonment, unless otherwise provided for in this Ordinance. Each days violation shall be deemed as a separate offense.

SECTION 20. ENFORCEMENT.

20.1. The civil and criminal provisions of this Ordinance shall be enforced by the Animal control Department and the Iuka Police Department.

20.2. Any Animal Control Officer or police officer having probable cause to believe that a person has violated any Section or subsection of this Ordinance, may in lieu of obtaining a misdemeanor warrant for arrest of such suspect, issue to the person a written citation requiring the person to appear at a date and time in the Municipal Court to answer the charge or charges specified in the citation,

20.3. It shall be a violation of this Ordinance and shall be a misdemeanor for any person to interfere with an Animal Control Officer or Iuka Police Officer in the performance of his duties as defined in this Ordinance.

SECTION 21. RIGHT TO CONTRACT FOR ANIMAL CONTROL SERVICES.

21.1. The Mayor and Board of Aldermen of the City of Iuka are hereby authorized to contract for any and all animal control services to be performed in the Municipality at any time they deem advisable.

SECTION 22. CONFLICTING ORDINANCES-

22.1. All other Ordinances of the City of Iuka that are in conflict with this Section are hereby repealed to the extent of such conflict. The following specific ordinances are hereby repealed:

22.1.1. That specific Ordinance passed by the Mayor and Board of Aldermen of the City of Iuka on June 3, 1958, pertaining to the keeping of hogs is hereby repealed in its entirety.

22.1.2. That specific Ordinance passed by the Mayor and Board of Aldermen of the City of Iuka on April 6, 1948, pertaining to the control of dogs running at large is hereby repealed in its entirety.

22.1.3. That specific Ordinance passed by the Mayor and Board of Aldermen of the City of Iuka on June 3, 1920, pertaining to the keeping of animals is hereby repealed in its entirety.

22.1.4. That specific Ordinance passed by the Mayor and Board of Alderman of the City of Iuka on April 1, 1912, pertaining to the keeping of animals is hereby repealed in its entirety.

SECTION 23. SEVERABILITY.

23.1. If any part of this Ordinance shall be held invalid, its invalidity shall not affect any other provision of this Ordinance and for this purpose the provisions of this Ordinance are hereby declared to be severable.

SECTION 24. PUBLICATION.

24.1. The Clerk of the City of Iuka, Mississippi is hereby directed to publish this Ordinance one time in the *Tishomingo County News*.

SECTION 25. EFFECTIVE DATE,

25.1. This Ordinance shall take effect thirty (30) days from and after its passage.

The foregoing Ordinance, having been first reduced to writing, was read and considered by sections, and each of said sections being adopted by vote.

THEREUPON, the Mayor declared said Ordinance approved, passed and adopted.

THIS the 4th day of October, 1994.