

ORDINANCE NO. 161**ANIMAL CONTROL DOG ORDINANCE****SECTION 7-20: VACCINATION REQUIRED**

The owner of every dog which is six months of age or over, within the City of Hazlehurst, Mississippi, shall have the said dog vaccinated against rabies with the approved dosage of an approved anti-rabies vaccine. The vaccine shall be properly administered by one legally authorized to administer the same and the dog owner shall see that the dog when so vaccinated wears about its neck at all times and securely bradded to the collar a metal tag approved by the State Board of Health with the serial number of a vaccination stamped thereon.

It shall further be the duty of every dog owner to have said vaccination repeated annually on or before June 30 of each year. It shall be a violation of this ordinance for any dog owner to fall to have said dog vaccinated and tagged as hereinabove set forth.

In the event the dog shall not be tagged as required, it shall be the duty of the Chief of Police or such other person designated by the Mayor and Board of Aldermen to pick up the dog and impound the dog for at least five (5) days unless sooner claimed by the owner. Within the five days, the owner may claim the dog upon the payment of Ten Dollars (\$10.00) and in addition thereto, the payment of the sum of Three Dollars (\$3.00) per day or a fraction thereof, for the time the dog remained impounded. An unvaccinated dog shall not be released until vaccinated and tagged, and the owner shall be charged the violation of this Section. In the event that the impounded dog is not claimed by the owner within five days of impoundment, said dog shall be delivered to the Jackson Animal Rescue League or destroyed.

SECTION 7-21: UNLAWFUL FOR DOGS TO RUN AT - LARGE

It shall be unlawful for the owner of any dog to permit the dog to run at large in the City of Hazlehurst. Any owner found guilty of violating this section shall be fined Ten Dollars (\$10.00) for the first offense; Twenty-five Dollars (\$25.00) for the second offense; and Fifty Dollars (\$50.00) for the third offense. In the event an owner is found guilty of a fourth offense, the dog shall be impounded and delivered to the Jackson Animal Rescue League or destroyed. For the purposes of this ordinance, each day during which offense shall occur or continue will be deemed to be a separate offense.

SECTION 7-22: NUISANCE PROHIBITED

The owners or harborers of all dogs within the City of Hazlehurst are hereby required to keep same within suitable enclosures and are further to keep said enclosures sanitary and clean so as to prevent disagreeable odors arising therefrom, or the presence or breeding of flies, mosquitoes and any other pests. It shall be unlawful for the owner or harborer of any dog or dogs to permit the dog to create a disturbance or annoy any person or family or become a nuisance in any manner, particularly by reason of noises, odors, or filthy conditions.

SECTION 7-23; CRUELTY TO ANIMALS PROHIBITED

It shall be unlawful for any person to torture, torment unjustifiably, injure, deprive of necessary sustenance, food or drink; or cruelly beat or needlessly mutilate any dog within the corporate limits of the City of Hazlehurst.

SECTION 7-24: PENALTY FOR VIOLATION

Any person violating any of the terms and provisions of this ordinance shall be guilty of a misdemeanor and upon conviction, unless other provided, shall be punished by fine in an amount not less than Twenty-five dollars (\$25.00) nor more than Fifty Dollars (\$50.00) or imprisonment in the county jail not to exceed thirty days, or both such fine and imprisonment.

ORDINANCE NO. 210**ORDINANCE AMENDING ORDINANCE NO. 161 RELATING TO ANIMAL CONTROL WITHIN THE CITY OF HAZLEHURST, MISSISSIPPI**

WHEREAS, ON March 1, 1988, the Mayor and Board of Aldermen of the City of Hazlehurst, Mississippi, adopted Ordinance No. 161 styled "Animal Control Dog Ordinance"; and

WHEREAS, the Mayor and Board Of Aldermen of the City of Hazlehurst, Mississippi, have determined to amend and revise said Ordinance:

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Hazlehurst, Mississippi, as follows:

SECTION 1, Section 7-21 of Ordinance No. 161 is hereby amended to provide as follows:

Section 7-21: UNLAWFUL FOR DOGS TO RUN AT-LARGE

It shall be unlawful for the owner of any dog to permit the dog to run at large in the City of Hazlehurst.

SECTION 2. Section 7-22 of Ordinance No. 161 is hereby amended to provide as follows:

Section 7-22: NUISANCE PROHIBITED

The owners or harborers of all dogg within the City of Hazlehurst are hereby required to keep same within suitable enclosures and are further to keep said enclosures sanitary and clean so as to prevent disagreeable odors arising therefrom, or the presence or breeding of flies, mosquitoes and any other pests. It shall be unlawful for the owner or harborers of any dog or dogs to permit the dog to create a disturbance or annoy any person or family or become a nuisance in any manner, particularly by reason of noises, odors, of filthy conditions; it shall be unlawful for any person to keep or harbor any animal(s) which by loud, frequent, or habitual barking, howling, yelping, or other noise or action disturbs any person or neighborhood within the corporate limits of the City; to keep or harbor more than four (4) domesticated animals of the name species over the age of three (3) months in any residential area within the corporate limits of the City; to keep or maintain on their premises any pen(s), enclosure(s), etc. for keeping of animals or fowl so as to become a public nuisance to persons residing in the vicinity thereof, nor shall they be maintained or kept in any manner as to cause bodily injury to any person residing in the vicinity of the pen, enclosure, etc; and to keep or harbor any animal(s) or fowl in such a manner as to constitute a public nuisance by reason or order or unsanitary conditions to persons residing in the vicinity thereof.

SECTION 3- Section 7-24 Of Ordinance No. 161 is hereby amended to provide an follows:

Section 7-24; PENALTY FOR VIOLATION

Any person violating any of the terms and provisions of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall he punished by fine in an amount not less than Twenty-Five Dollars (\$25.00) nor more than Fifty Dollars (\$50.00) or imprisonment in the county jail not to exceed

thirty(30) days, or both such fine and imprisonment. In addition to the above penalties, the duly sworn and authorized

animal control officer(s) or police officer(s) of the City may seize or cause to have seized any animal whose owner is found to be in violation of any part of the Ordinance and impound or cause to be impounded such animal in a designated shelter.

Such animal shall be held for a period not to exceed five (5) days, and if reasonable corrections are not made by the owner of the animal so that the owner will not be in further violation of said Ordinance if such animal is returned to him, the animal shall be released to the Mississippi AniMal Rescue League. The animal control officer shall designate to the owner what corrections are necessary to bring said owner into compliance with this Ordinance during five-day period. A fee of Ten Dollars (\$10.00) per day shall be charged for each day for each animal impounded.

The Ordinance having been received by the affirmative vote of the Board of Aldermen, the Mayor declared the Ordinance duly adopted on this the 1st day of June, 2004, and ordered its publication in accordance with Section 21-13-11, Mississippi Code Annotated.