

AN ORDINANCE PROHIBITING DOGS, CATS, OR OTHER SUCH PETS FROM RUNNING AT LARGE: REQUIRING OWNERS TO PREVENT SUCH PETS FROM CREATING A NUISANCE: REQUIRING RABIES INOCULATION: PROHIBITING CRUEL AND INHUMANE TREATMENT OF SUCH PETS: AND FIXING PENALTIES FOR VIOLATION OF SAME: AND FOR RELATED PURPOSES

WHEREAS, the Mayor and Board of Aldermen of the City of Marks, Mississippi, have received numerous complaints concerning the running at large of dogs and cats in said City, and other complaints in connection with such pets creating a nuisance and numerous complaints concerning cruel and inhumane treatment of such pets and after consideration and investigation thereof do find and determine that it would be in the vest interest of the City of Marks and the citizens thereof for the City to adopt an ordinance to prevent dogs, cats, or such other pets from running at large and to require rabies inoculation, and to prohibit cruel and inhumane treatment of such pets and to fix penalties for violation in connection therewith.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYO AND BOARD OF ALDERMEN OF THE CITY OF MARKS, MISSISSIPPI, AS FOLLOWS, TO-WIT:

**SECTION ONE. RUNNING AT LARGE
PROHIBITION AND REQUIREMENTS:**

It shall be unlawful for the owner or the person having possession, charge, custody of control of any dog, cat, or other such pet to cause, permit or allow same to run at large within the corporate limits of the City of Marks. The running at large of any such pet or pets shall be prima facie evidence of the violation of this section by the owner or the person having possession, charge, custody or control of such pet or pets. "At Large" shall mean on or off the premises of the owner; the premises of a member of owner's family; or premises of the person or persons having possession, charge, custody or control of any such pet or pets, and, in each of the foregoing instances, when such pet or pets, are not under control, either by leash, cord, chain or suitable enclosure.

The owner, owners, or the person or persons -having the possession, charge, custody or control of any such pet or pets within the City of Marks are hereby required to keep same within suitable enclosures, and are further required to keep said enclosure sanitary.

The owner, owners, or the person or persons having the possession, charge, custody or control of any such pet or pets within the City of Marks are hereby required to keep such pet or pets on a leash, cord or chain at all times when such pet or pets are not maintained within a suitable enclosure.

SECTION TWO. BECOMING A NUISANCE

It shall be unlawful for the owner or the person having the possession, charge, custody or control of any dog, cat or other such pet to permit or allow same to create a disturbance in a neighborhood in the City of Marks; to annoy any person or family.

SECTION THREE. CRUEL AND INHUMANE TREATMENT

It shall be unlawful for any person to torture, torment, unjustifiably injure, deprive of necessary sustenance, mutilate any dog, cat or other such pet within the corporate limits of the City of Marks or to cause or permit same to be done.

SECTION FOUR. CONDITION OF PREMISES WHERE DOGS, CATS OR OTHER SUCH PETS ARE KEPT OR CONFINED

No dog, cat, or other such pet shall be kept or confined in any places where. the water, shelter, ventilation and food are not sufficient for the good health of such pet or pets. No such pet or pets shall be kept in 'such place or condition as to become a nuisance, either because of noise, odor, filth or contagion of disease.

SECTION FIVE. RABIES INNOCULATION**FREQUENCY**

It shall be the duty of the owner or the person having the possession, charge, custody or control of a dog, cat, or other such pet within the City of Marks, six (6) months of age or over; to have such pet or pets vaccinated against rabies with the approved dosage of an approved antirabies vaccine properly administered by one legally authorized to administer same, And to see that such pet when so vaccinated wears about its neck and securely attached to a collar a metal tag approved by the State Board of Health with the serial number of the vaccination and the year in which such pet was inoculated being stamped thereon, and to see that the said collar with the tag attached thereto is worn by the pet at all times. it shall further be the duty of the owner or the person or persons having the possession charge, custody or control of such pet nor pets within the City of Marks to have said vaccination repeated annually.

VIOLATIONS:

It shall be unlawful for the owner of any such pet or pets or the person or parsons having the possession, charge, custody or control of any such pet or pats within that City of Marks, to fail to have the same vaccinated and tagged as hereinabove sat forth.

SECTION SIX. IMPOUNDMENT – RUNNING AT LARGE

A. Whenever any Police Officer of the City of Marks or other person designated by the City of Marks shall find any dog, cot or other etch pet running at large as defined in this Ordinance, he shall, if possible; pick up and impound such animal in the city of Marks Animal. Shelter as same shall be provided and maintains& by the City of Marks, Mississippi.

Whenever any animal has been so impounded as provided for in Subsection A above, and such animal shall bear an identification mark such as a collar or license tag, the owner of such animal shall be notified forthwith. Any dog, cat or other such pet shall be impounded for a period of five days, and at the end of such five day impoundment, the impounded dog, cat or other such pet shall be disposed of unless the owner thereof shall reclaim said dog, cat or other such pet and pay to the city of Marks, Mississippi, the reasonable cost of keeping such dog, cat or other such pet and an impounding fee of \$50.00 for the first impounding and an impounding fee of \$75.00 and \$100.00 for the second and third impounding respectively in one year.

SECTION SEVEN. IMPOUNDMENT – BITING OR INFECTED DOGS, CATS, OR OTHER SUCH PETS

If any dog, cat, or other pet has bitten any person or if suspected of having bitten any person, or is for any reason compacted of being infected with rabies, then such pet shall be