

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS

CHAPTER 90: ANIMALS

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**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT**

ADMINISTRATION AND ENFORCEMENT

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.001 ANIMAL CONTROL
OFFICER; AUTHORITY.**

§ 90.001 ANIMAL CONTROL OFFICER; AUTHORITY.

In accordance with the laws of the State of Arizona, the Town of Colorado City is enabled to adopt regulations designed to promote the public health, safety and general welfare of its citizenry. The position of Animal Control Officer is hereby created and vested with authority

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to perform the duties and authority to enforce the provisions of this chapter.

(Ord. 2007-3, passed 7-16-2007)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.002 ANIMAL CONTROL
OFFICER; ENFORCEMENT.**

§ 90.002 ANIMAL CONTROL OFFICER; ENFORCEMENT.

(A) The Animal Control Officer or deputy thereof assigned to duties which include the enforcement of animal control laws shall be responsible for enforcing the provisions of this chapter.

(B) Each of the individuals referred to in this section shall have the power to issue citations for violations of this chapter and to swear to complaints for those violations when appropriate.

(Ord. 2007-3, passed 7-16-2007)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.003 INVESTIGATIONS; RIGHT OF
ENTRY.**

§ 90.003 INVESTIGATIONS; RIGHT OF ENTRY.

The Animal Control Officer, Public Health Officer and any Town Peace Officer may enter upon privately owned land to investigate reports of vicious or dangerous animals, rabies or other contagious animal diseases and to investigate violations of this chapter.

(Ord. 2007-3, passed 7-16-2007)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.004 PURSUIT; RIGHT OF ENTRY.**

§ 90.004 PURSUIT; RIGHT OF ENTRY.

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In the enforcement of any of the provisions of this chapter, the Animal Control Officer or his or her deputy may enter upon the premises of any person to take possession of registered or unregistered, fierce, dangerous or vicious animals when in fresh pursuit of the animal at the time the animal goes onto private property.

(Ord. 2007-3, passed 7-16-2007)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.005 INTERFERENCE WITH
OFFICER PROHIBITED.**

§ 90.005 INTERFERENCE WITH OFFICER PROHIBITED.

(A) It is unlawful for any person to interfere with, molest, hinder or prevent the Animal Control Officer from discharging his or her duties.

(B) Any person who hinders, delays, interferes with or obstructs an Animal Control Officer, while the Officer is engaged in capturing, securing or taking to the animal shelter any animal or animals to be impounded, or who breaks open or in any manner directly aids, counsels or advises in the breaking of any animal shelter or vehicle used for holding, collecting or conveying any animals to the shelter, shall be deemed guilty of a misdemeanor.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.006 PUBLIC NUISANCE
DECLARED.**

§ 90.006 PUBLIC NUISANCE DECLARED.

(A) The introduction, possession or maintenance of any animal; or allowing of any animal to be in violation of this chapter is, in addition to being a misdemeanor, declared to be a public nuisance.

(B) The Animal Control Officer and his or her deputy are empowered and authorized to abate the public nuisance by any means reasonable, including, but not limited to, the impounding of the animal in an appropriate shelter, the taking of the animal by humane means for impoundment, or the destruction of the animal or animals involved.

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(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
ADMINISTRATION AND ENFORCEMENT / § 90.007 DEFINITIONS.**

§ 90.007 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ANIMAL. Any animal of a species that is susceptible to rabies, except humans.

ANIMAL CONTROL OFFICER. That person who is responsible for the enforcement of the rules adopted under this subchapter. Town police Officers shall act as **ANIMAL CONTROL OFFICERS**.

AT LARGE. Being neither confined by an enclosure nor physically restrained by a leash.

EQUINE. Horses, mules, burros and asses.

IMPOUND. The act of taking or receiving into custody by the Animal Control Officer any dog or other animal for the purpose of confinement in a pound in accordance with the provisions of this subchapter.

IMPOUND FACILITY. Any establishment authorized by the town for the confinement, maintenance, safekeeping and control of dogs and other animals that come into the custody of the Animal Control Officer.

KENNEL. Premises where more than 4 dogs are raised, housed or boarded.

LIVESTOCK. Equine, cattle, sheep, goats, except feral pigs.

RATITE. Ostriches, emus, rheas and cassowaries.

VICIOUS ANIMAL. Any animal of the order carnivora that has a propensity to attack, to cause injury to or to otherwise endanger the safety of human beings without provocation, or that has been so declared after a hearing before a justice of the peace or a city magistrate.

(Ord. 2007-3, passed 7-16-2007; Am. Ord. 2011-01, passed 5-11-2011)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / DOG LICENSES

DOG LICENSES

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / DOG LICENSES / § 90.020 DOG LICENSES REQUIRED.

§ 90.020 DOG LICENSES REQUIRED.

(A) It is unlawful for any person to own, keep, harbor or maintain within city limits of the city, any dog which has attained the age of 4 months, unless and until the dog has been duly licensed and registered as provided in this chapter. All dogs must be licensed with the town, within 30 days after the dog is brought into the town.

(B) Before a license is issued for any dog, the owner must present a vaccination certificate stating the owner's name and address and giving the dog's description, date of vaccination and type, manufacturer and serial number of the vaccine and date revaccination is due. No dog shall be licensed unless it is vaccinated in accordance with the provisions of this subchapter.

(C) (1) Each dog licensed under the terms of this subchapter shall receive, at the time of licensing a tag on which is inscribed the name of the town, the number of the license and the year in which it expires.

(2) The tag shall be attached to a collar or harness which shall be worn by the dog at all times except as otherwise provided in this subchapter.

(3) Whenever a dog tag is lost, a duplicate tag shall be issued upon application by the owner and payment of replacement fee.

(4) License tags and current rabies tags are not transferable from one dog to another.

(5) Every owner shall be required to provide each dog with a collar or harness to which the current license and current rabies vaccination tag are attached.

(D) It is unlawful for any person to counterfeit or attempt to counterfeit an official dog tag or remove the tag from any dog for the purpose of willful and malicious mischief or place a dog tag upon a dog unless the tag was issued to that dog.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / DOG LICENSES / § 90.021 LICENSE FEES.

§ 90.021 LICENSE FEES.

The license required by § 90.020 above shall be issued by the Police Department upon payment by the applicant of a fee established by resolution of the Town Council. The license fees shall be paid for each dog kept within the town limits.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / DOG LICENSES / § 90.022 TERM OF LICENSE.

§ 90.022 TERM OF LICENSE.

The licensing period shall be one calendar year; January 1 through December 31.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / IMPOUNDMENT AND DISPOSITION

IMPOUNDMENT AND DISPOSITION

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / IMPOUNDMENT AND DISPOSITION / § 90.035 RELINQUISHING AN ANIMAL.

§ 90.035 RELINQUISHING AN ANIMAL.

Any stray animal must be relinquished to the Animal Control Officer within 24 hours. Any person who relinquished an animal to the Animal Control Officer shall give his or her name, address and if he or she is not the owner, the location where he or she found the animal.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / IMPOUNDMENT AND DISPOSITION / § 90.036 NOTIFICATION OF OWNER OF RECORD.

§ 90.036 NOTIFICATION OF OWNER OF RECORD.

Upon receipt of a lost or stray animal bearing a current tag or other identification, the Animal Control Officer shall notify the owner of the record, at the address indicated on the license form, of the location of the animal. Compliance with notice requirements of this chapter shall be deemed as met if the Animal Control Officer has mailed the notice to the owner of record at his or her address of record.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / IMPOUNDMENT AND DISPOSITION / § 90.037 RELEASE OF ANIMAL TO OWNER.

§ 90.037 RELEASE OF ANIMAL TO OWNER.

The owner of an impounded animal may claim it prior to its legal disposition by providing proper identification, meeting all legal requirements and paying the applicable redemption fees for impoundment, board, medical care, sterilization, vaccination and/or other costs.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / IMPOUNDMENT AND DISPOSITION / § 90.038 HOLDING PERIOD; DISPOSITION.

§ 90.038 HOLDING PERIOD; DISPOSITION.

(A) The Animal Control Officer shall hold impounded animals for not less than 5 working days, so that the owner or custodian may claim it prior to other disposition. Dogs that are not wearing a current license tag when impounded shall be held for not less than 3 working days. Livestock or ratite shall be held for not less than 7 days total, including advertising time.

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(B) At the expiration of the prescribed holding time, anyone may claim the animal, other than livestock and ratite, provided that such person pays all impound fees and complies with all licensing provisions. Animals relinquished by their owners may be humanely destroyed without regard to the prescribed holding time in order to alleviate suffering or to protect other impounded animals from exposure to contagious diseases. Any animal not claimed or sold at public auction under the provisions of this section, shall be disposed of in a humane manner.

(C) The Animal Control Officer may utilize the impound facility of the town, the county or any other appropriate facility as needed. The Animal Control Officer has discretion to transfer any impounded livestock to the Arizona Department of Agriculture, brand inspector for state impound.

(D) If the owner of livestock or ratite is unknown or cannot be located, the Animal Control Officer may sell the animal at a public auction after giving at least 5 days notice of the sale posted in 3 public places in the town:

(1) That the stray animal will be sold at public auction for cash to the highest bidder.

(2) The location where the stray animal will be held and the location where the animal will be sold.

(E) The owner of a stray animal may take possession of the animal at any time prior to sale by proving ownership and paying the impound fees and all expenses incurred in keeping and caring for the animal.

(F) The town shall give the purchaser a bill of sale upon payment of amount of bid. The owner of an animal sold may take possession of it at any time before the purchaser sells it by paying to the purchaser the purchase price paid at the sale, together with the expense of keeping and caring for the animal from the date of sale to the time the owner takes possession of the animal.

(Ord. 2007-3, passed 7-16-2007; Am. Ord. 2011-01, passed 5-11-2011)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
COMMUNICABLE DISEASE**

COMMUNICABLE DISEASE

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
COMMUNICABLE DISEASE / § 90.050 HARBORING DISEASED ANIMAL**

PROHIBITED; DISPOSAL.

§ 90.050 HARBORING DISEASED ANIMAL PROHIBITED; DISPOSAL.

(A) No person shall knowingly harbor or keep any dog or other animal with a serious injury or afflicted with mange, ringworm, distemper or any other contagious disease, unless the dog or other animal is, in the opinion of the Animal Control Officer, or veterinarian, being given adequate, treatment for the disease.

(B) The Animal Control Officer or veterinarian may take immediate possession of any such animal not being treated or which is not responding to the treatment and immediately dispose of the animal unless the owner forthwith places the animal under the control and treatment of a licensed veterinarian.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
COMMUNICABLE DISEASE / § 90.051 RABID ANIMAL; REPORTING.**

§ 90.051 RABID ANIMAL; REPORTING.

(A) *Reporting of bites.* All persons bitten, and the parents or guardians of minor children bitten by a dog, cat, skunk, fox, bat, coyote, bobcat or other animal known to constitute a serious threat of rabies shall notify the Animal Control Officer immediately thereafter. Physicians treating such bites and other persons having the knowledge of the bites are also required to make that notification.

(B) *Reporting of suspected rabid animals.* Any person who observes or has knowledge of an animal which shows symptoms of rabies, or which acts in a manner which would lead to a reasonable suspicion that it may have rabies, shall notify the Animal Control Officer and comply with appropriate laws and regulations regarding suspected cases of rabies as directed by the County Health Department.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS /
COMMUNICABLE DISEASE / § 90.052 RABID ANIMAL; ISOLATION.**

§ 90.052 RABID ANIMAL; ISOLATION.

Upon the reasonable order of the Animal Control Officer or Public Health Officer, a biting or suspected rabid animal shall be isolated, at the owner's expense if owned, in strict confinement under proper care and under the observation of the Animal Control Officer or in another adequate facility in a manner approved by the Animal Control Officer or the County Health Department.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / COMMUNICABLE DISEASE / § 90.053 EUTHANASIA FOR TESTING.

§ 90.053 EUTHANASIA FOR TESTING.

(A) Any biting or suspected rabid animal may be humanely euthanized immediately by the Animal Control Officer or the Department of Health, and such animals undamaged and properly packaged and properly refrigerated head shall be delivered promptly to an approved medical facility having the capability of performing the fluorescent antibody test to demonstrate the presence of rabies.

(B) Division (A) above notwithstanding, if the biting or suspected rabid animal is of the domesticated variety that is owned or obviously could have an owner, that animal shall be confined as set forth in § 90.052 above for a period of 5 days to allow time for an attempt to locate an owner, unless the county veterinarian or other licensed veterinarian reasonably deems it necessary to sacrifice the animal for the purpose of laboratory examination.

(Ord. 2007-3, passed 7-16-2007)

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ANIMAL CARE AND CONTROL

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.065 CONDITIONS OF OWNERSHIP.

§ 90.065 CONDITIONS OF OWNERSHIP.

Animal owners and keepers must comply with the following conditions of animal ownership, and the Animal Control Officer may require the owners or keepers, as a condition of licensing, to sign a contract agreeing to comply with such conditions:

- (A) Animals shall be restrained or confined as required by law;
- (B) Animals shall be humanely treated at all times;
- (C) Vaccinations, licenses and permits shall be obtained as required by law;
- (D) Animal premises shall be kept sanitary and shall not constitute a fly breeding reservoir or source of offensive odors or human or animal disease; and
- (E) Animals and animal premises shall not be permitted to disturb the peace or constitute a public nuisance or hazard.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.066 APPLICABILITY TO NON-RESIDENTS.

§ 90.066 APPLICABILITY TO NON-RESIDENTS.

The licensing requirements of this chapter shall not be construed to affect persons not residing in the town who temporarily visit the town and own a dog or any other animal; provided that the person shall constantly keep the dog or animal under his or her personal care and not allow the same to run at large. Every non-resident dog must be identifiable.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.067 RESTRAINT OF ANIMAL BY OWNER.

§ 90.067 RESTRAINT OF ANIMAL BY OWNER.

Persons owning, keeping or harboring any dog, horse, cow, swine, sheep, goat, mule or

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donkey or similar animal shall at all times keep the animals on leash or within an enclosed area on their own property or private property of another with permission of the owner thereof, and shall not permit the animal to run at large at any time within the town, to bite or harass any person engaged in a lawful act, to interfere with the use of another person's private property, or to be in violation of other sections of this chapter.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.068 POSSESSION OF VICIOUS OR DANGEROUS ANIMAL.

§ 90.068 POSSESSION OF VICIOUS OR DANGEROUS ANIMAL.

(A) The possession of a vicious or dangerous animal is unlawful unless it is restrained, confined or muzzled so that it cannot bite or attack any person or animal. Animals held in violation of this section shall be deemed a public nuisance, and their continued possession or ownership shall be unlawful. The Animal Control Officer may impound any such animal and dispose of it in a humane manner, after 3 working days to allow for legal restraining action by the owner. Possession of a hybrid wolf is unlawful within town limits.

(B) Any Animal Control Officer is authorized to kill any dangerous animal of any kind when it is necessary for the protection of any person or property.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.069 DOGS PROHIBITED IN CERTAIN PUBLIC PLACES.

§ 90.069 DOGS PROHIBITED IN CERTAIN PUBLIC PLACES.

(A) It is unlawful for a person owning, keeping or harboring any dog to permit the same to enter or be in any public school building while school is in session or to enter in any place of worship or any public building without the express written consent or permission of the appropriate authorities or officials. The owner or custodian of a dog must restrain and control the dog at all times when in a public park by securing the dog with a leash.

(B) Service animals, including guide dogs and dogs trained to assist individuals with disabilities, are permitted to enter a public place. It is not discriminatory to exclude a service

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animal from a public place if 1 or more of the following apply:

- (1) The animal poses a direct threat to the health or safety of others;
 - (2) The animal fundamentally alters the nature of the public place or the goods, services or activities provided; and/or
 - (3) The animal poses an undue burden.
- (C) A service animal handler is liable for any damage done to a public place by the service animal or service animal in training.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.070 DISTURBING THE PEACE PROHIBITED.

§ 90.070 DISTURBING THE PEACE PROHIBITED.

(A) No person shall own or harbor any animal in such a manner that the peace and quiet of the public is unreasonably disturbed. The peace and quiet of the public may be disturbed, for example, by habitual barking and the like. For the purposes of this section, the term **HABITUAL BARKING** shall be defined as barking for repeated intervals of at least 5 minutes with less than 1 minute of interruption. The barking must also be audible off of the owner's or caretaker's premises.

(B) The written affirmation by 2 persons having separate residences that the violation disturbs the peace and quiet of those persons shall be prima facie evidence of a violation of this section.

(C) The keeping or maintenance, or the permitting to be kept or maintained, on any premises owned, occupied or controlled by any person of any animal or fowl which, by any frequent or long-continued noise, causes unreasonable annoyance or discomfort to any person of normal sensitivity in the vicinity constitutes a violation of this section; provided, however, that nothing contained in this section shall be construed to apply to reasonable noise emanating from legally operated animal hospitals, pounds, farm and/or agricultural facilities or areas where keeping of animals or fowl is permitted.

(D) The destruction by animal of property other than that which belongs to the owner of the animal shall be prima facie evidence of a violation of this section.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.071 FEMALE DOGS IN HEAT.

§ 90.071 FEMALE DOGS IN HEAT.

Dog owners shall securely confine their female dogs while in heat, within an enclosure in a manner that will prevent the attraction of male dogs to the immediate vicinity.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.072 ABANDONING SICK OR DISABLED ANIMALS.

§ 90.072 ABANDONING SICK OR DISABLED ANIMALS.

(A) It is unlawful for any person to abandon or turn out at large, any sick, diseased or disabled animal. These animals shall, when rendered worthless by reason of sickness or disability, be disposed of by owner thereof as provided in § 90.075 below for the disposition of dead animals within the city.

(B) It shall be the duty of the Animal Control Officer of the town to dispose of any animals found running at large within the town which are worthless from sickness, disease or other disability.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.073 REMOVAL AND DISPOSITION OF DEAD ANIMALS.

§ 90.073 REMOVAL AND DISPOSITION OF DEAD ANIMALS.

(A) It is unlawful for the owner of any animal or fowl that dies or is killed within the town to fail to remove or bury the carcass of the animal within 10 hours after its death.

(B) No horse, cow, ox or other large animal shall be buried within the closely inhabited portion of the town.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.074 RENDERING ASSISTANCE TO ANIMALS.

§ 90.074 RENDERING ASSISTANCE TO ANIMALS.

(A) Any person who, as the operator of a motor vehicle, strikes a domestic animal shall stop and render such assistance as may be reasonably possible, and shall immediately report the injury or death to the animal's owner.

(B) In the event the owner cannot be located, the operator shall at once report the accident to the appropriate law enforcement agency.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.075 EMERGENCY PROCLAMATION.

§ 90.075 EMERGENCY PROCLAMATION.

The Mayor, upon reasonable apprehension of danger from mad or rabid dogs, may issue a proclamation forbidding dogs of every description from running at large, and after the proclamation has been issued 24 hours, any dog found running at large in the city, not securely muzzled, may be destroyed by the Animal Control Officer.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.076 LIABILITY FOR AT-LARGE ANIMALS.

§ 90.076 LIABILITY FOR AT-LARGE ANIMALS.

(A) It is unlawful for the owner or any person having the charge, care, custody or control of any animal to allow the animal to be at large at any time within the town limits.

(B) The owner or custodian of any animal which is at large shall be strictly liable for a

violation of this section, regardless of the precautions taken to prevent the escape of the animal and regardless of the lack of knowledge of the offense at the time it occurs.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.077 DOGS ATTACKING PERSONS AND ANIMALS.

§ 90.077 DOGS ATTACKING PERSONS AND ANIMALS.

(A) It is unlawful for the owner or person having the charge, care, custody or control of any dog to allow the dog to attack, chase or worry any person, domestic animal or any domestic fowl.

(B) For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

WORRY as used in this section, means to harass by tearing, biting or shaking with teeth.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.078 CRUELTY TO ANIMALS.

§ 90.078 CRUELTY TO ANIMALS.

Any person who, within the town, maliciously kills, maims or wounds any animal which is the property of another, or who maliciously or cruelly beats, tortures or injures or harasses any animal, whether belonging to himself or herself or another, is guilty of a misdemeanor.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.079 POISONING ANIMALS.

§ 90.079 POISONING ANIMALS.

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Any person who willfully, unlawfully and maliciously administers any poison to any animal which is the property of any other, or who maliciously exposes any poisonous substance with intent that the same shall be taken or swallowed by any such animal, is guilty of a misdemeanor.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.080 ENCOURAGING ANIMALS TO FIGHT.

§ 90.080 ENCOURAGING ANIMALS TO FIGHT.

It is unlawful for any person within the town to in any manner whatever encourage or urge dogs or any other animals or fowl to fight, or to urge them after they commence to fight.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.081 KEEPING WILD ANIMALS AND REPTILES.

§ 90.081 KEEPING WILD ANIMALS AND REPTILES.

Any person possessing any wild animal, reptile or wild fowl, within the town, must adhere to all state regulations, and all the wild animals, reptiles or wild fowl shall be kept under proper confinement on the premises and shall not be allowed to run at large, and shall be maintained on the premises or private property of the owner in such a manner as not to endanger the life or limb of any person lawfully entering the premises.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.082 ANIMAL PACKS.

§ 90.082 ANIMAL PACKS.

(A) In the event that cats or dogs or other animals shall form into a pack as to cause a

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nuisance or a possible health hazard, the Police Department shall be notified immediately.

(B) If the problem cannot be otherwise alleviated in a reasonable period of time then the Animal Control Officer may cause to have the pack of animals disposed of or humanely destroyed.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / ANIMAL CARE AND CONTROL / § 90.083 ANIMAL WASTE.

§ 90.083 ANIMAL WASTE.

The owner of every animal shall be responsible for the removal of any excreta deposited by his or her animal or animals on public walks, street, parks, recreation areas and other public areas, or on the private property belonging to another.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS

KENNELS

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS / § 90.100 DEFINITION; PERMIT REQUIRED.

§ 90.100 DEFINITION; PERMIT REQUIRED.

(A) For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

KENNELS. Premises where more than 4 dogs are raised housed or boarded.

(B) No person shall operate or maintain a kennel without first obtaining a permit from the Police Department which includes paying an annual permit fee due by the last day of December each year; and must meet all other requirements of this chapter at all times.

(Ord. 2007-3, passed 7-16-2007) Penalty, see § 90.999

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS / § 90.101 STANDARDS.

§ 90.101 STANDARDS.

The following minimum standards shall be complied with to obtain and maintain a kennel permit:

- (A) Enclosures must be provided against weather extremes. Floors of buildings and walls shall be of an appropriate material as required for the specific breed of dog and also to permit proper cleaning and disinfecting;
- (B) Adequate ventilation shall be maintained and an appropriate temperature provided as required by the specific breed of dog housed therein;
- (C) Each animal shall have sufficient space to stand up, lie down and turn around without touching the sides or tops of cages;
- (D) Runs shall be provided with an adequate exercise area and protection from the weather;
- (E) All animal quarters and runs are to be kept clean, dry and in a sanitary condition;
- (F) The food shall be free of contamination, palatable and of sufficient nutritive value as to meet the normal daily requirements for the condition and size of the animal; and
- (G) Fresh water is to be available at all times.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS / § 90.102 LOCATION.

§ 90.102 LOCATION.

Before the permit can be issued, the following conditions concerning the location of the kennel must be met:

Colorado City, AZ Code of Ordinances

- (A) It must be 200 feet away from any neighboring house; and
- (B) It must be 150 feet from any road or street.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS / § 90.103 PERMIT REVOCATION.

§ 90.103 PERMIT REVOCATION.

The city, acting through the Animal Control Officer, shall have the power to revoke the permit in the event the permit holder is convicted of any other violation of the town's animal control provisions.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / KENNELS / § 90.104 INSPECTIONS.

§ 90.104 INSPECTIONS.

The Animal Control Officer shall have the authority to enter the premises of any person to inspect and assure compliance with this chapter.

(Ord. 2007-3, passed 7-16-2007)

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / FEE SCHEDULE

FEE SCHEDULE

TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / FEE SCHEDULE / § 90.115 ADOPTION OF FEE SCHEDULE.

§ 90.115 ADOPTION OF FEE SCHEDULE.

Colorado City, AZ Code of Ordinances

All fees specified by this chapter, shall be set forth according to the fee schedule approved by resolution of the Town Council. The Town Council may modify the fee schedule by resolution at any time independent of this chapter.

(Ord. 2007-3, passed 7-16-2007)

**TITLE IX: GENERAL REGULATIONS / CHAPTER 90: ANIMALS / FEE SCHEDULE
/ § 90.999 PENALTY.**

§ 90.999 PENALTY.

Any person, firm or corporation who fails to comply with, or violates any of these regulations, shall be guilty of a Class 2 misdemeanor and upon conviction thereof shall be punishable by a fine of not to exceed \$600, or by imprisonment not to exceed 3 months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as herein above described. The imposition of any sentence shall not exempt the offender from compliance with the requirements of these regulations and provisions of this chapter.

(Ord. 2007-3, passed 7-16-2007)