

DRAFT 2
THE CITY OF WATERVLIET
BERRIEN COUNTY, MICHIGAN
ANIMAL ORDINANCE:

Adopted: _____, _____ **by Resolution** _____

April 21, 2010

An ordinance to protect and secure the public health, safety and general welfare by regulating and controlling the ownership of animals within the City of Watervliet; to establish regulations and standards for the presence of animals in public areas; and to prohibit animals dangerous to life and limb.

FOR 30-DAY
THE CITY OF WATERVLIET,
BERRIEN COUNTY, MICHIGAN
ORDAINS:

City Ordinance, Chapter 6 - ANIMALS, is hereby amended as follows and shall take effect twenty days after adoption and publication. Deleted words or sentences of the city ordinance are indicated by strikethrough and new words or sentences to be entered into the city ordinance are indicated by underline. Unchanged words or sentences of the ordinance are not marked.

ARTICLE I. ~~IN~~ GENERAL

Sec. 6-1. Title.

This Ordinance shall be known and cited as the City of Watervliet Animal Ordinance.

Sec. 6-12. Livestock, Horses and Fowl.

It shall be unlawful to stable or keep, except temporarily during parade or festival periods, when the same will be ridden, driven or shown within the city, any horses, ponies, mules, donkeys, calves, cows, steers, bulls, pigs, shoats, sheep, goats, chickens, turkeys, geese, ducks, or any other domestic livestock or fowl.

Sec. 6-23. Compliance with State and County License Requirements.

All animals legally possessed must have and wear a current valid license when required by county ordinance or state statutes or regulations, and must have had all shots and inoculations required by county ordinance or state statute or regulations. Evidence of all shots or inoculations shall be shown upon request to an enforcement officer.

Sec. 6-34. Noisy ~~dogs/pets~~ Pets.

It shall be unlawful to permit any dog or any other pet owned or possessed to make

continuous or intermittent barking, yelping, growling or other loud or disturbing noises which shall cause annoyance to neighbors or third parties.

Sec. 6-5. Removal of Animal Excrement.

(a) Any person who, while walking or escorting a dog, cat or animal on a leash, allows that animal to deposit excrement on public or private property, other than the property of the animal's owner, or the property of the person walking or escorting the animal, shall immediately remove such excrement and deposit same in a suitable refuse disposal container or upon the property of the person.

(b) Any person owning a dog, cat or other animal, whether or not on a leash, which deposits excrement on public or private property, other than the property of the animal's owner, shall, upon being made aware of such fact, immediately remove such excrement and deposit same in a suitable refuse disposal container or upon the property of that person.

(c) A person who violates subsections (a) or (b) above is responsible for a civil infraction and may be fined in an amount not to exceed one hundred dollars (\$100.00).

ARTICLE II. DOGS

Sec. 6-416. Dangerous Dogs-Animals.

It shall be unlawful, because of the great inherent danger to the public health, welfare and safety, to keep, harbor, own, possess, walk on a leash, or allow to be at large any ~~dog~~ animal which growls, snaps, barks or lunges at any person or other dog, at any time within the city. ~~For the purpose of this section, a pit bull dog shall be defined as any of the following:~~

- ~~1. A bull terrier breed of dog.~~
- ~~2. A Staffordshire bull terrier breed of dog.~~
- ~~3. An American pit bull terrier breed of dog.~~
- ~~4. An American Staffordshire Terrier breed of dog.~~
- ~~5. A dog of mixed breed or of other breed than those listed in this section, which breed or mixed breed is known as pit bull dog or pit bull terrier.~~
- ~~6. Any dog which has the appearance and characteristics of being predominantly of any of the breeds listed in this section or any combination thereof.~~

Sec. 6-427. Dogs at Large; Leash Requirements.

It shall be unlawful for any owner, keeper or person in charge of any dog, to permit or allow any such dog to stray or go beyond the premises of its owner, keeper or custodian, unless such dog is held properly in leash, which shall not exceed 36 inches in length.

Sec. 6-43. Prohibition of dogs from certain areas.

~~—It shall be unlawful for any owner, keeper or person in charge of any dog, to allow any such dog to be present, unless confined to the passenger compartment of a motor vehicle, in the following areas of the city:~~

~~(1) City parks;~~

~~(2) Any public playgrounds;~~

~~(3) Any city public schoolgrounds;~~

~~(4) Main Street, the public sidewalks immediately adjacent to Main Street, and any areas between Main Street and such adjacent sidewalks.~~

~~This section shall not apply to dogs present in such areas temporarily during parade or festival periods, and solely for such parade and festival purposes. This section shall not apply to any dog under the circumstances outlined in section 502c of the Michigan Penal Code (MCL 750.502c).~~

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