

ORDINANCE NO. 207-4 (Replaces ordinance number 87-6)
ANIMAL CONTROL ORDINANCE

WHEREAS, the City Commission feels there is a growing need for better animal control in the City of Baneberry and the best interests of the city and all residents would be served by this ordinance.

BE IT ORDAINED by the City of Baneberry, Tennessee, as follows:

Section 1. Rabies vaccination and registration required. It shall be unlawful for any person to own, keep, or harbor any dog or cat without having the same duly vaccinated against rabies and registered in accordance with the provisions of the "Tennessee Anti-Rabies Law" (Tennessee Code Annotated, 68-8-101 through 68-8-115) or other applicable law.

Section 2. Dogs to wear tags. It shall be unlawful for any person to own, keep or harbor any dog which does not wear a tag evidencing the vaccination and registration required by the preceding section.

Section 3. Running at large prohibited. It shall be unlawful for any person knowingly to permit any dog owned by him or under his control to run at large within the corporate limits.
All dogs outside the owners domicile must be fully under control by a leash or an approved enclosure.

Section 4. Defecation in and or on others property. It shall be unlawful for any person knowingly to permit any dog or other animal owned by him or under his control to defecate in and or on any property which is not owned by the owner or person having control of the dog or other animal, without cleaning up said feces.

Section 5. Noisy dogs prohibited. No person shall own, keep, or harbor any dog which, by loud and frequent barking, whining, or howling, disturbs the peace and quiet of any neighborhood.

Section 6. Vicious dogs to be securely restrained. It shall be unlawful for any person to own or keep any dog known to be vicious or dangerous unless such dog is so confined and/or otherwise securely restrained as to provide reasonably for the protection of other animals and persons.

Section 7. Livestock prohibited. No person shall own, keep, or harbor any livestock, such as swine, horses, cattle, goats, sheep or any animal or fowl perceived to be commercial livestock, within the corporate limits.

Section 8. Violation and Penalty. A violation of any section of this ordinance shall constitute a civil offense and shall, upon conviction, be punishable by a fine of fifty dollars (\$50.00) plus court cost, for each violation. Each day a violation shall be allowed to continue shall constitute a separate offense.

Section 9. Enforcement. Any law enforcement officer, The Mayor, City commissioners and the City Codes Enforcement Officers, may issue citations for violation of this ordinance.

Section 10. This ordinance rescinds and replaces ordinance number 87-6 and shall take effect immediately upon the passage of its second and final reading, the public welfare requiring it.

Passed first reading: 5/3/07
Passed second reading: 6/7/07
Public Hearing: 6/7/07

ATTEST:

Pat Lunsford
PAT LUNSFORD, RECORDER

Mike Keane
MIKE KEANE, MAYOR