

An ordinance providing for the licensing of dogs, impounding dogs and destroying same and repealing Article II of ordinance number 112,

DECLARATION OF POLICY: Whereas, within the limits of the City of Las Animas, there are a great number of dogs running at large, and whereas, many complaints have been made to the police department of the City of Las Animas, and to other city officials, as to the destruction caused by said dogs, particularly to gardens and lawns, and complaints have been made of vicious dogs running at large that have attacked and injured residents of the City of Las Animas; investigation has shown all of said complaints to be well founded and, acting upon said complaints, the City Council of the City of Las Animas hereby declares that it is necessary to adopt measures for the control of said dogs;

NOW, THEREFORE, be it ordained by the City Council of the City of Las Animas;

1. All owners of dogs within the city limits of the City of Las Animas shall pay an annual license fee of \$2.00 for each male dog and each female dog that has been spayed and \$5.00 for each female dog that has not been spayed; said license fee shall be paid to the City Clerk of Las Animas on or before June 1 of each year beginning June 1, 1944; all licenses issued hereunder shall expire on May 31 subsequent to the date of issue; upon payment of said fee, said City Clerk shall issue to the owner of said dog a receipt reciting the owner's name and number of the license and shall issue to said owner a tag or disc bearing the year of issue, the name of the city and license number corresponding with that mentioned in said receipt; the owner of each dog within the limits of the City of Las Animas shall provide said dog with a collar about its neck with said tag or disc attached to said collar;

2. No unlicensed dog shall be permitted within the limits of the City of Las Animas and no dog shall be permitted within the limits of said city unless said dog is provided with a collar about its neck with said license tag or disc thereto attached; Any dog, whether licensed or unlicensed, trespassing on any property within the limits of the City of Las Animas shall be impounded and dealt with in the same manner as unlicensed dogs as in sections 3 and 4 hereof provided; the word trespassing, as herein used, is hereby defined to mean: "Any unauthorized entry upon the realty of another to the damage thereof."

3. It shall be the duty of the Chief of Police of the City of Las Animas to impound all unlicensed dogs and all dogs without collars with license tags or discs attached thereto found within the limits of the City of Las Animas, to notify the owners of dogs so impounded and to collect from the owners of said dogs for the redemption of same; in the event owners of dogs kept within the limits of Las Animas are in default in payment of license fees payable to the City Clerk as herein provided, it shall be the duty of said Chief of Police to collect said fees and said Chief of Police shall be entitled to the sum of \$1.00 for each fee so collected; all fees so collected by said Chief of Police shall be paid to the City Clerk who shall issue receipts and tag or disc to the owners of dogs paying the same as in the manner hereinbefore provided; the City Clerk shall make monthly reports to the City Council of all fees collected and said City Council shall order the issuance of a warrant to

#299
#299

the Chief of Police in an amount to which he is entitled for all fees collected by him, allowing \$1.00 for each fee collected;

4. Upon impounding dogs, as in section 3 hereof provided, the Chief of Police shall notify the owner, if known, who may thereupon recover possession of such dog upon payment of the sum of \$2.00 and, if no license has been issued for said dog, upon payment of the license fee hereinbefore provided; provided if no owner appears to claim any such dog within 3 days from the date of said notice, or within 3 days from the date such dog is impounded, when said owner is unknown, then said Chief of Police shall destroy said dog in a humane manner and properly dispose of the carcass of the same; said notice shall be upon a form provided by the City Clerk and shall be mailed by United States Mail thru the U. S. Postoffice at Las Animas to the owner of said dog on the same day said dog is impounded; in payment for his services said Chief of Police shall be entitled to retain for his own use the sum of \$1.00 of each fee paid for the redemption of said dogs except the license fees which shall be paid to the City Clerk as hereinbefore provided; The Chief of Police shall make monthly reports of all dogs impounded and fees collected to the City Council which reports shall be submitted at each regular meeting of said City Council; the Chief of Police shall be entitled to a fee of \$1.00, to be paid from the current and General fund, for each dog destroyed by him under the provisions of this ordinance;

5. The Chief of Police is hereby authorized to call to his assistance such persons as may be necessary for the enforcement of this ordinance and such persons so employed shall be paid the same fees for their services as are herein provided for said Chief of Police;

6. Article II of ordinance number 112 of the Ordinances of the City of Las Animas and all other ordinances and parts of ordinances in conflict herewith are hereby repealed;

7. Anyone violating any of the provisions of this ordinance shall be fined in a sum not to exceed \$300.00 or shall be imprisoned for a period not to exceed 90 days;

8. The City Council of the City of Las Animas hereby declares that an emergency exists and that the immediate adoption of this ordinance is necessary for the preservation of the peace, health and safety of the residents of the City of Las Animas and that this ordinance shall be in full force and effect from and after the expiration of 5 days after the adoption and final publication thereof.

The above proposed Ordinance was adopted May 15, 1944.

Attest:

D. A. McAfee

City Clerk

Frank E. Woods

MAYOR

CERTIFICATION

STATE OF COLORADO)
COUNTY OF BENT) ss.
CITY OF LAS ANIMAS)

I, D. A. McAfee, City Clerk, of the City of Las Animas, Colorado, do hereby certify that the foregoing ordinance, numbered 299, was read in full and passed on its first reading and ordered published at a regular meeting of the City Council of the City of Las Animas held on Monday, the 1st day of May, 1944, and that it was published in full in the Las Animas Leader, a newspaper printed, published and of general circulation in the City of Las Animas, on the

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299

3rd day of May, 1944.

I further certify that said ordinance was placed on its second reading and final passage at a regular adjourned session of the City Council held on Monday, the 15th day of May, 1944, more than ten days after the first publication thereof; that at said meeting said ordinance was read in full; finally passed; adopted, approved and ordered published in the Las Animas Leader in its issue of May 17th, 1944 and said ordinance was so published as shown by affidavit of publisher on file in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City this 16th day of May, 1944,



City Clerk