

ORDINANCE NO. 486

AN ORDINANCE AMENDING SECTIONS 5-21, 5-22 and 5-23, and ADOPTING SECTIONS 5-25, 5-26 and 5-27 OF THE CODE OF THE CITY OF LAS ANIMAS CONCERNING DOG REGULATIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO:

That the following Sections of the Las Animas City Code are hereby amended or adopted:

1. Sections 5-21, 5-22 and 5-23 are amended to read as shown below.
2. Sections 5-25, 5-26 and 5-27 are adopted as shown below.

SECTION 5-21. Enforcement of article; poundmaster; impoundment.

It shall be the duty of the poundmaster and of every police officer of the City of Las Animas to apprehend any dog found running at large without a license tag as herein provided. It shall also be the duty of the poundmaster and every police officer of the City of Las Animas to apprehend any dog who shall be found, whether licensed or not, running at large or off the "premises" of its owner and not under the control of some person by a leash, cord or chain. In the discharge of such duty of apprehension it shall be lawful for the poundmaster or any police officer to go upon the premises of the owner in pursuit of such dog found running at large and no poundmaster or police officer of the City of Las Animas shall render himself personally liable for any damage that may accrue to persons or property as a result of any act required or permitted in the discharge of his duties under this Chapter 5 of the Code of the City of Las Animas; provided, however, that premises shall not include any home, dwelling or other building upon the property of another.

SECTION 5-22. Redemption of impounded dogs; destruction of unclaimed impounded dogs.

Impounded dogs may be redeemed by the owners upon presentation of evidence that a license has been obtained for such dog and the payment of a redemption fee of Ten Dollars and payment of all costs and charges incurred by the City of Las Animas for impounding and maintenance of such dog has been made. Owners of dogs impounded for not having or wearing a license tag or disc shall have three days from the date of impoundment in which to redeem such dog from the city pound. Dogs unclaimed three days after impoundment shall be destroyed by the police or poundmaster in a humane manner. (Ord. No. 374, §6).

SECTION 5-23. Confinement after biting person.

Any dog, licensed or unlicensed, which bites a person severely enough to result in a rupture of or breaking of the bitten person's skin, shall be impounded in a veterinary hospital for a period of not less than ten days and for such longer period as the city health officer shall direct for observation. If clinical symptoms of rabies does not develop within such observation period the dog may be redeemed by its owner and returned to the owner upon evidence of payment of a redemption fee of Ten Dollars, plus such reasonable additional costs and charges as may be made for the animal's care during the observation period.

(Ord. No. 374, §7.)

SECTION 5-25. Confinement of certain dogs.

No dog of fierce, dangerous or vicious propensities and no female dog in heat, whether licensed or not, shall be allowed to run at large or upon the premises of one other than the owner. If any such dog is found running at large in violation of this provision it shall be taken up and impounded and shall not be released except upon approval of the Chief of Police after payment of the fees provided in Section 5-22, PROVIDED, HOWEVER, that if any dangerous, fierce, or vicious dog so found at large cannot be safely taken up and impounded, such dog may be slain by any policeman.

SECTION 5-26. Expenses.

The City Clerk is hereby authorized to pay such expenses as may be incurred by dog owners as a result of complying with the provisions of this Chapter 5, and which has not been paid by said dog owners ninety days after billing.

SECTION 5-27. Penalties.

Any owner found violating any provision of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$25.00 nor more than \$300.00 for such offense and shall be ordered to pay such expenses as are incurred by the City in enforcing this Chapter. In addition, the Court may order a dog destroyed if it has been determined by the Court on two separate occasions that such dog has a vicious propensity. For the purposes of this Section, vicious propensity is defined as a propensity or tendency of the dog to do any act which might endanger the safety of persons and property of others in a given situation.

INTRODUCED, PASSED ON FIRST READING AND ORDERED PUBLISHED THIS
11th DAY OF January, 1982.
ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY
THIS 2nd DAY OF Feb., 1982.

Alfred Putnam
ALFERD PUTNAM, Mayor

ATTEST:

Lila M. Maupin
LILA M. MAUPIN, City Clerk

