

**CITY OF WILLIAMSBURG
ORDINANCE NO. 09-004**

**ORDINANCE RELATING TO HARBORING, REGISTRATION,
REGULATION, AND SAFETY OF DOMESTICATED
ANIMALS, i.e. DOGS AND CATS, BY THE OWNERS OR
CUSTODIANS AND REPEALS ORDINANCE NO. 07-001
RELATING TO THE FINES-ANIMALS RUNNING AT LARGE.**

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLIAMSBURG, KENTUCKY, that:

SECTION 1: Registration of Animals and/or Pets.

- A. It shall be unlawful for any person or group to keep, harbor or own any animal and/or pet within the City limits of Williamsburg without a current vaccination tag for rabies.
- B. It shall be the duty of the keeper, harborer, or owner of the animal(s) and/or pet(s) to have vaccination for rabies by an approved veterinarian.
- C. Persons bitten by dogs or other animals are to be reported to the local health department within 12 hours.

SECTION 2: Public Nuisance Prohibited.

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

Habitually: three or more times during any one 30-day period.

Keep or Harbor: to habitually allow the dog or animal to lodge or to be fed within a person's home, yard, building or enclosure, or on his/her premises.

- B. No person shall keep, harbor, or own any dog which shall do any one or more of the following objectionable actions, each of which is hereby declared to be public nuisance:
 - 1. Incessantly barks, howls, yelps, or whines loud enough to be heard beyond the premises where it is kept or harbored.
 - 2. Habitually goes upon any property or premises not owned or occupied by the person who keeps, harbors, or owns said animal.
 - 3. Habitually turns over or invades garbage cans, damages shrubbery, lawns, and items of personal property located on any premises other than those that own, keep, or harbor said animal.

4. When not on property of its keep or owner, habitually runs at, jumps upon, chases, barks at, bites at, or any way frightens, molests, or scares any child or adult other than the one who keeps, harbors, or owns said animal and members of immediate family.
5. Chases, attacks or kills any other animal/livestock besides those owned by the person who keep, harbors, or owns said animal.
6. Bites any person on sidewalks, streets, or any property other than that of the keeper, harborer, or owner.

SECTION 3: Restrained Dogs.

No person shall keep, harbor, or own any dog, either licensed or unlicensed, which is not restrained at all times by:

- A. Being confined on his own premises within an enclosure; or
- B. Being firmly secured by means of collar and chain or lease or other device so that the dog cannot stray from its owner's custody or from the premises on which it is secured; or
- C. Being in the immediate control of its owner, custodian, or possessor.

SECTION 4: Impounding of Animals or/or Pets.

- A. Any animal and /or pets without a proper and current vaccination tag as ordained in Section 1 or any animal and /or pet which has committed any one or more of the nuisances defined in Section 2 or any animal and/or pet which is running unrestrained as described in Section 3 may be taken up and impounded at any time by those persons officially appointed by the Whitley County Fiscal Court to serve as animal control officers or by any peace officer of this city, county, or state. Additionally, the owner, custodian, or possessor of such animal and/or pet may be cited to appear in court to answer charges of violation of this subchapter and shall be subject to the penalties stipulated in this chapter.
- B. For the purpose of discharging the duties imposed by this subchapter and to enforce its provisions, any animal control officer appointed by the Whitley County Fiscal Court or peace officer is empowered to enter upon premises on which the animal and/or pet is kept or harbored to request the exhibition of such animal and/or pet to take it for impounding.
- C. It shall be the duty of all peace officers within the City of Williamsburg to support and aid the Animal Control officer(s) in their duties when called upon, and this shall include the issuing of summons to the keeper, harborer, or owner of any animal and/or pet whether licensed or unlicensed, which has been permitted to be a public nuisance as defined in Section 2, or at large as in Section 3.
- D. Impoundment shall be at Whitley-Knox Animal Shelter, or any other place that meets the specifications of the Humane Society.
- E. Immediately after impounding of animal, the Animal Control Officer shall make every possible effort to notify the owners whereby they may regain custody of such animal.
- F. Animals and/or pets shall be confined in a humane manner under the supervision of the Whitley-Knox County Animal Shelter or the Whitley County Humane Society.

SECTION 5: Reclaiming or Purchasing Impounded Animals.

- A. Any animal and/or pet may be reclaimed by its keeper, harborer, and owner by the rules and regulations of the Whitley-Knox County Animal Shelter.
- B. An unclaimed animal and/or pet shall also fall under rules and regulations of same facility.

SECTION 6: Enticing Animal and/or Pet from Owner.

- A. It shall be unlawful for a person to entice an animal from the yard or enclosure of its keeper or owner, causing it to be impounded.

SECTION 7: Animal Waste

- A. Failure to keep an animal and/or pet's pen, yard, lot or other enclosure in a sanitary condition and free from preventable offensive odors is unlawful and shall be declared a nuisance.
- B. The owner or custodian of every animal and/or pet shall contain and remove any excrement deposited by their animal(s) on public walks, streets, recreation areas, or private property belonging to another within the city limits of Williamsburg.
 - 1. It is the duty and responsibility of each animal and/or pet owner to custodian to remove and dispose immediately any animal and/or pet excrement in any area described above.
 - 2. Any excrement not removed is declared a public nuisance.

SECTION 8: Penalties.

- A. Any person, firm or organization violating any provision of this chapter, including permitting their animal and/or pet to be a nuisance, shall be fined \$25.00 for each offense, with each day's violation being considered a separate offense, and this penalty shall be in addition to any court costs if any should occur.

ENACTED this the 14th day of September, 2009

First Reading: August 10, 2009
Second Reading: September 14, 2009

ATTEST:

Roddy Harrison, Mayor

Teresa H. Black, City Clerk