

BILL NO. 90-9

ORDINANCE NO. 145

AN ORDINANCE REGULATING THE OWNERSHIP OR POSSESSION OF CERTAIN TYPES OF ANIMALS WITHIN THE CITY LIMITS OF THE CITY OF FOLEY, REGULATING THE CARE OF ALL ANIMALS INSIDE OF THE CITY OF FOLEY, ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF, AND MATTERS RELATING THERETO.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FOLEY AS FOLLOWS:

Section 1: That cities of the fourth class, Foley being such, have authority under applicable state statutes to regulate animals. The aldermen of the City of Foley have authority under state statute 79.450 to regulate the ownership of animals inside the city limits.

Section 2: That for the purpose of this Ordinance, animals shall mean any living animal, domestic or wild, excepting birds and fish. Owner shall mean any person owning, keeping or harboring, possession, having management or care of any animal.

Section 3: That the owner of any animal shall provide humane shelter from heat, cold, rain, snow and other conditions that could be harmful to the animal, and shall provide the animal adequate food and drink to maintain the animal in good health and shall not treat the animal in a cruel or inhumane manner.

Section 4: That no person shall keep horses, cows, mules, sheep, goats, rabbits (in excess of eight), poultry or other domesticated animals, commonly referred to as livestock, within the city limits except in an area especially zoned or authorized as farm property.

Section 5: That no person shall keep any wild animals such as racoons, opossums, tigers, lions, snakes, bears, deer, or other such animals, usually exhibited in zoos.

Section 6: Any owner of an animal which dies within the city, whether upon his or her own premises, or the premises of another or city property, shall within twenty-four hours after the death of said animal cause the carcass of the animal to be buried at sufficient depth to not cause a nuisance or to harm the public health.

Section 7: That any person violating this Ordinance shall be subject of a fine up to \$500.00 or imprisonment in the Lincoln County Jail for a period not to exceed ninety (90) days, or both such fine and imprisonment.

Section 8: That this Ordinance shall take effect immediately upon its enactment and approval.

READ THREE TIMES AND APPROVED THIS 15TH DAY OF AUGUST, 1990.