

Animal Control Ordinance
Jackson

Sec. 4-1. Purpose.

The purpose of this chapter is to promote the public health, safety, comfort and general welfare of the community through the proper control and care of animals by their owners and others.

(Ord. No. 92-5, 1, 4-21-92)

Sec. 4-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings given to them in this section, except where the context clearly indicates a different meaning is appropriate:

Animal means any living reptile or mammal, and shall include, but not be limited to, pigs, cows, cats, dogs, sheep, goats, chickens, ducks, rabbits, ponies, horses and snakes.

Owner means any person, group of persons, association, partnership or corporation owning, keeping, or harboring any animal.

(Ord. No. 92-5, 2, 4-21-92)

Sec. 4-3. Keeping of certain animals restricted.

- (a) The keeping of any hogs or swine or cows within the limits of the city is declared to be a nuisance and is prohibited.
- (b) The keeping of all poisonous reptiles is prohibited. The keeping or sale of all wild or exotic reptiles or animals is prohibited, unless applicable state and/or federal licenses are obtained.
- (c) The keeping of any horses, goats, ducks, geese, doves, pigeons, chickens or other livestock or fowl, within one hundred (100) feet of any dwelling house or public street is likewise declared to be a nuisance and is prohibited. All such animals, livestock or fowl shall be confined to pens, coops or yards or other enclosures which shall not be closer to any dwelling house, street or public place than the distances specified in this section and no such livestock or fowl shall be permitted to run at large.

(Ord. No. 92-5, 3, 4-21-92)

Sec. 4-4. Keeping animals in an unhealthy/ unsanitary manner; prohibition.

- (a) It is hereby declared a public nuisance, and a violation of the City Code punishable as provided in section 1-18, for any owner to keep any animal in a manner that is unsanitary or unhealthful. Where the building inspection division of the department of community development finds probable cause to believe that a situation is occurring where an owner is keeping any animal in an unsanitary or unhealthful manner, it may do any or all of the following:
 - (1) Secure a search warrant to inspect premises to determine if an unsanitary or unhealthful situation exists.
 - (2) Order the owner in writing to immediately abate any unsanitary or unhealthful situation by:

- a. Removing any and all diseased or dead animals for treatment or disposal, as appropriate.
 - b. Cleaning up and removing any and all urine, feces or other material of an unsanitary nature; and
 - c. Taking any and all additional steps necessary to ensure the complete abatement of the unsanitary and unhealthful situation.
- (b) In the event the owner fails to comply with the written order to abate provided for in this section, the building inspection division of the department of community development may do any or all of the following.
- (1) Issue an appearance ticket or seek a warrant charging the owner with a violation of this chapter; and
 - (2) Institute legal action through the city attorney for injunctive and other appropriate relief to forthwith abate the public nuisance.
- (Ord. No. 92-5, 4, 4-21-92)
Sec. 4-5. Cost recovery.

The city may recover all costs of abatement of any public nuisance either by action at law or by specially assessing same as a single lot benefit charge under serial section 273, section 4 of the City Charter.

(Ord. No. 92-5, 5, 4-21-92)

Sec 4-6. Cruelty to animals.

No person shall willfully:

- (1) Torment, torture, abuse, cruelly kill or otherwise inflict cruelty upon any animal or bird.
- (2) Fail to provide any domesticated animal or bird with proper food, drink, shelter or protection from the weather.
- (3) Confine or leave animal in a vehicle or other enclosure without adequate ventilation.
- (4) Abandon any diseased, maimed, hopelessly sick, infirm or disabled animal in any place within the city.

(Ord. No. 92-5, 6, 4-21-92)

Sec. 4-7. Prohibited acts. No person shall:

- (1) Throw or deposit, or cause to be thrown or deposited, any poisonous substance upon any outdoor area where it endangers or is likely to endanger any animal or bird.
- (2) Place or cause to be placed in or upon any portion of any street, alley, park, sidewalk or any other place to which the public has access, a lethal trapping device. For purposes of this subsection, a lethal trapping device is any device which by means of gas, spikes, steel jaws, or other instrument, is designed to trap animal by killing it or restraining its movement in a way that will physically injure it.

Nothing in this section shall be deemed to prohibit the use of such materials by a licensed exterminator using practices common to the profession.

(Ord. No. 92-5, 7, 4-21-92)

Sec. 48. Penalty for violation of this chapter.

Any person who shall violate or assist in the violation of this chapter shall be guilty of a mis demeanor and be punished as provided in section 1-18 of this Code.

(Code 1977, 9.35)

