

## CHAPTER 210: PROVISIONS APPLICABLE TO ALL ANIMALS

### SECTION 210.010: DEFINITIONS

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

**ABANDON:** Relinquishing custody of an animal without making alternative arrangements for its care and protection, or leaving an animal confined without providing water or minimum nutrition as required under this chapter.

**ANIMAL CONTROL BOARD:** A Board made up of the City Administrator, Chief of Police and another person as may be appointed by the Mayor from time to time. Should any of these positions be vacant or the person unavailable, the Mayor may appoint a substitute as necessary.

**ANIMAL CONTROL OFFICER:** A person designated as such by the City Police Department.

**AT LARGE:** With reference to a dog, not confined or restrained as required under this chapter.

**BREEDER:** Any person who maintains an unaltered (unsterilized) dog or cat and breeds such animal for any consideration of profit, fee or compensation.

**CAT:** Any domesticated breed within the feline family.

**CITY:** Means the City of Camdenton, Missouri.

**DOG:** Any domesticated breed within the canine family.

**DOMESTICATED ANIMAL:** An animal that has adapted to life in close association with and to the advantage of humans, such as animals that are kept by humans as pets or as livestock.

**OWNER:** Any person who owns, keeps, harbors or exercises control over any animal. A person shall be considered to harbor an animal if they feed or shelter such animal for five (5) days or more.

**STERILIZE:** The surgical alteration of an animal through spaying or neutering so that it is incapable of reproduction.

**VACCINATION:** An injection of any vaccine for rabies approved by the state veterinarian board and administered by a licensed veterinarian.

### SECTION 210.020: EXEMPTION

The provisions of this Chapter shall not apply to any animal owned or controlled by Federal, State or City law enforcement agencies. The animal control officer or animal control board may also make reasonable accommodations or exceptions for service animals.

### SECTION 210.030: SANITARY CONDITIONS

- A. It shall be unlawful for any person keeping or harboring any animal to fail to keep the premises where such animal is kept free from unsanitary conditions which encourage the breeding of parasites, insects and flies or cause odors that are offensive to a person of reasonable sensibilities.

- B. It shall be unlawful to allow premises where animals are kept to become unclean and a threat to the public health by failing to diligently and systematically remove all animal fecal matter from the premises a minimum of once every forty-eight (48) hours.
- C. It shall be unlawful for any person to allow an animal within the person's control to defecate on public property or on the private property of another person unless the person having control of the offending animal immediately removes and disposes of the animal's feces.
- D. All animal fecal matter shall be disposed of properly.
- E. No animal shall be allowed to damage any property of another person.
- F. All places where livestock is kept shall have adequate drainage sufficient to prevent standing water in yards or pens. Duck ponds shall be drained and cleaned as required to prevent malodorous conditions.
- G. It shall be unlawful for any person keeping or harboring any animal to keep the animal in premises on which there is garbage, trash, or debris of any nature, including broken glass and cans that could subject the animal to injury or disease.

#### **SECTION 210.040: ANIMAL SLAUGHTER**

It shall be unlawful to slaughter a domesticated animal in a residentially zoned area of the city. Nothing in this section shall prevent the euthanasia of any animal by a licensed veterinarian or by trained animal services personnel or an otherwise authorized killing of an animal.

#### **SECTION 210.050: ANIMAL CRUELTY**

Except as authorized by law, no person shall knowingly:

1. Abandon any animal under circumstances subjecting it to the possibility of death, injury, starvation, dehydration or disease;
2. Subject any animal to cruel mistreatment of any kind or by any means or device, including tying or strapping with weights or heavy chains;
3. Subject any animal to the following if not performed by a licensed veterinarian: neutering or spaying; tail docking, ear cropping, or other surgical procedure;
4. Subject any animal in his or her custody to neglect under circumstances exposing the animal to injury, disease, unsanitary conditions, extreme temperatures, starvation, dehydration or death;
5. Cause or permit any dogfight, cockfight, bullfight or other combat between animals or between animals and humans;
6. Kill or injure any animal belonging to another without legal privilege;
7. Subject a dog or cat to direct point chaining as defined in this chapter.
8. Poison any animal or to distribute poison or other toxic substance in any manner whatsoever with the intent to harm, or for the purpose of poisoning any such animal, except for the purpose of controlling insects or rodents in accordance with accepted pest control methods.

#### **SECTION 210.060: DISEASED OR INJURED ANIMALS**

- A. It shall be unlawful for any person to knowingly keep any injured animal without providing proper, timely treatment, including treatment by a veterinarian when appropriate, for such injury.
- B. It shall be unlawful for any person to knowingly keep any animal infected with a fatal disease that is contagious to other animals unless the sick animal is isolated to prevent spread of the disease to other animals. This subsection shall not apply to rabid animals. Any animal showing positive signs of rabies shall be euthanized and laboratory-confirmed in accordance with Missouri law.

- C. Any injured or diseased animal within the city shall be subject to seizure if a court of competent jurisdiction issues a warrant for such seizure upon a determination that either of the above conditions exist and reasonable treatment is not being administered to said animal.
- D. Any injured or diseased animal within the city shall be subject to immediate seizure if the city has a reasonable suspicion that an emergency exists and such seizure is necessary to protect the animal from an imminent threat of death, infectious disease, or serious physical injury.
- E. Any diseased or injured animal seized pursuant to the provisions of this animal services code shall be appropriately treated for the injury or disease by the owner and, where necessary, by a veterinarian licensed to practice in the state.
- F. The remains of any dead animal are subject to seizure and disposal if, within a reasonable period after death, the owner has not disposed of the remains properly.
- G. Any diseased or injured animal shall be subject to being euthanized when it is determined by a veterinarian licensed to practice in Missouri or by the Animal Control Board that such disposition is necessary to prevent unwarranted suffering by the animal. Best efforts shall be made by the Animal Control Board to contact the animal's owner before such animal is euthanized.
- H. Any owner who reclaims or redeems an animal which has been treated under the provisions of this animal services code shall, prior to the release of the animal, reimburse the city or the treating veterinarian for any expenses incurred, unless the owner shows proof that the animal was undergoing treatment for the disease or injury at the time it was seized.

#### **SECTION 210.070: RABIES CONTROL.**

- A. When any animal has bitten a person, that person or anyone having knowledge of such incident shall immediately notify the City of Camdenton Police Department. Notification may be made via a call to 911, a call to the Camdenton Police Department during normal business hours or to the Animal Control Officer. The animal shall be quarantined at the expense of the owner for a period of ten (10) days from the date of the bite at a veterinary facility under the care and custody of a licensed veterinarian unless other provision are made as approved by the Animal Control officer.
- B. No person shall own, keep, harbor, or have control over any dog or cat over the age of five (5) months unless the animal has been vaccinated with anti-rabies vaccine by a licensed veterinarian in accordance with state law. For purposes of this subsection, "five (5) months" shall be attained at the end of the fourth month since birth or when the animal's canine teeth appear, whichever occurs first.

#### **SECTION 210.080: TRAPPING OF ANIMALS.**

No person shall set any trap to catch any animal, permit any trap owned by them or in their control to be set to catch any animal, or allow a trap to be set to catch an animal without first obtaining permission from the Animal Control officer. This shall not apply to the trapping of rats, mice and moles. Trapping of nuisance animals is permitted for relocation of the animal. Any domesticated animal that is caught in such trap must be immediately released or immediately relinquished to the animal control officer.

## **SECTION 210.090: ANIMAL LICENSING**

A. Owners residing in the City shall procure a license from the City for all dogs and cats over the age of six (6) months of age. All licenses issued under the provisions of this Chapter shall be effective from January first (1st) to December thirty-first (31st) of each year.

License fees shall be as follows:

For each un-neutered male dog or cat: \$10.00.

For each un-spayed female dog or cat: \$10.00.

For each neutered male dog or cat: \$5.00.

For each spayed female dog or cat: \$5.00.

Permit/Registration fees shall be as follows:

For each potentially dangerous dog: \$50.00.

B. Any license fee due and unpaid thirty (30) days after it becomes due and payable shall be subject to a penalty in the same amount as the renewal fee for the animal. Any replacement of a license tag shall be two dollars (\$2.00).

C. The City may refuse to issue animal licenses to persons who:

1. Have been charged with animal abuse, neglect or cruelty while such charges are pending; or
2. Have been convicted of animal abuse, neglect or cruelty or have pled guilty to such offenses; or
3. Have willfully failed to maintain licenses for animals within the City of Camden in the past; or
4. Have been charged with or convicted of violations of this or other portions of the City of Camden Code which involve dangerous, unlicensed, unsanitary or other conduct involving animals.
5. Occupy premises that are also owned or occupied by any person with any of the above situations.
6. In the event that a license is denied to any person under this section, they may appeal this decision to the Animal Control Board within a period of ten (10) days after such denial.

D. Every dog or cat covered by this section must have and wear a collar or harness with a current license tag firmly attached when such animal is outdoors. Any untagged dog or cat found running at large shall be considered as a stray or as an unowned animal for the purpose of enforcement of this chapter.

Citations may be issued for violations of this section. Fines for first violations shall be Thirty five dollars (\$35.00). Fines for subsequent violations within a twenty four (24) month period shall be determined by the municipal court.

## **SECTION 210.100: TRANSFER, GIVING AWAY AND SALE OF ANIMALS**

No person may publicly display animals for sale unless they have a business license for such activity. No person may publicly give away animals at a commercial location unless they have written permission of the business owner to conduct such activity. In the event any animal is transferred which requires a City license, the new owner of the animal shall obtain a city license for such animal within five (5) days.

**SECTION 210.110: PENALTIES**

Penalties for violations of any provision herein shall be as set forth in Section 100.160 unless otherwise set forth. Each day that a violation of any provision of this chapter continues shall be deemed a separate offense.