

**AN ORDINANCE TO AMEND THE CODE OF THE CITY OF ARNOLDSVILLE, GEORGIA, TO ALLEVIATE THE POTENTIAL HEALTH HAZARDS AS TO THE KEEPING OF DOMESTIC ANIMALS AND TO PROVIDE A MORE HEALTHY AND SAFE ATMOSPHERE FOR THE CITIZENS OF THE CITY OF ARNOLDSVILLE THROUGH THE CONTROL OF DOMESTIC ANIMALS AND FOR OTHER PURPOSES.**

The Mayor and Council of the City of Arnoldsville, Georgia hereby ordains as follows:

SECTION 1. Pursuant to the authority granted in Article I, Section 1.03, Paragraphs (I), (k), (o) et. al. of the charter of the City of Arnoldsville, (Ga. Laws 1969, p. 3248), The Code of the City of Arnoldsville, Georgia, ANIMAL CONTROL ORDINANCE, is hereby amended as follows:

**SECTION 4. ANIMALS CREATING NUISANCES.**

It shall be unlawful for any person to keep or harbor any dog which habitually barks, howls, yelps, whines, any cat which habitually cries or howls; and any animal which habitually makes noise which would offend a person of ordinary sensibilities to the great discomfort of the peace and quiet of any neighborhood, or in such manner as to materially disturb or annoy any persons of the neighborhood who are of ordinary sensibilities.

An animal shall be declared a nuisance if said animal:

- 1) Damages, soils or defecates on private property (other than the property of the owner of the animal) or public property and or recreational area(s);
- 2) causes unsanitary dangerous or offensive conditions;
- 3) causes a disturbance by excessive barking or other noise making;
- 4) molests, attacks or interferes with persons or public or private property, unless the animal is a guard dog performing its duties while on its owner's property;
- 5) chases vehicles or attacks other animals.

Whenever a written complaint is received that an animal which habitually barks, howls yelps, cries or makes any noise which offends a person of ordinary sensibilities is being kept by any person in the City, or that any animal is a nuisance as defined in sub-paragraphs (1), (2), and (3) *supra*, the owner or custodian of the animal shall be notified in writing by a representative of the City of Arnoldsville that a complaint has been received and the owner or custodian shall take whatever steps necessary to alleviate the noise and/or nuisance. Upon a second or subsequent complaint within 12 months of said notice, said matter shall be a violation of law and shall be punished by a fine of \$300.00 for the first offense and \$500.00 for each subsequent offense within a 12 month period from said notice.

Whenever a written complaint is received that an animal habitually barks, howls yelps, cries or makes any noise which offends a person of ordinary sensibilities is being kept by any person in the City, or that any animal is a nuisance as defined in sub-paragraphs (4) and (3) *supra*, the owner or custodian of the animal shall be notified in writing by a representative of the City of Arnoldsville that a complaint has been received and the owner or custodian shall take whatever steps necessary to alleviate the afore described activities. Upon a second or subsequent

complaint, said matter shall be a violation of law and shall be punished by a fine of \$300.00 for the first offense and \$500.00 for each subsequent offense.

**SECTION 5. RUNNING AT LARGE PROHIBITED**

In addition and in conjunction with other activities delineated in this Code Section

a) It shall be unlawful for the owner or custodian of any dog or animal located or present within the city limits to fail to keep their dog or other animals at all times either:

- 1) Confined on the property of such owner or custodian;
- 2) On a leash in the custody of a responsible person;
- 3) In an automobile and in the custody of a person competent by law to drive such automobile;
- 4) Tied or secured while riding in the back of a truck;
- 5) Is at heel and is besides a competent person and obedient to that person's commands.

b) The owner or custodian of any dog or other animal so running at large shall first be notified in writing by a representative of the City of Arnoldsville that a written complaint has been received and the owner or custodian shall take whatever steps necessary to properly control and/or confine their animal. Upon a second or subsequent complaint within 12 months of said notice, said matter shall be a violation of law and shall be punished by a fine of \$300.00 for the first offense and \$500.00 for each subsequent offense within a 12 month period.

**SECTION 2. EFFECTIVE DATE**

The effective date of this amendment to the ANIMAL CONTROL ORDINANCE shall be immediate upon the final passage hereof.

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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