

ORDINANCE NO. 409

ANIMAL CONTROL

Be it ordained by the Town Council of the Town of Yorktown, Indiana, as follows:

Dogs and Cats

Section 1. Definitions

"At Large" Off the premises of the owner and not in the company of the owner or a member of his immediate family restrained either by leash, cord, chain, or otherwise.

"Cat" Both male and female, regardless of age, and whether or not the animal is spayed.

"Confined" The actual placing of an animal in any duly licensed or authorized dog pound or kennel, or with a licensed veterinarian, in either the town or the county.

"Dog" Both male and female.

"Domestic Animal" Any animal tamed or domesticated and kept, owned, harbored, or possessed as a pet or as a domesticated animal used for food production or service to owner or possessor.

"Off the Premises of the Owner" Anywhere but on the property owned or leased by the owner. It also shall be intended to mean public walkways, streets or alleys.

"Owner" Any person keeping or harboring a dog.

"Rabies" That disease of animals, including dogs and cats, as medically defined or determined by the State Veterinarian, local health office, or their duly authorized and qualified agent or representative.

Section 2 Running at Large

(A) No person who is the owner of any dog or cat shall permit it to run at large in any public road, highway, street, lane, or alley, or upon unenclosed land, or permit it to

go on any private yard, lot, or enclosure without the consent of the owner of the yard, lot, or enclosure.

(B) The owner of any dog or cat who permits it to run at large in violation of this section is liable for all damages caused by such animal upon the premises of another.

### Section 3 Animal Bites, Rabies

(A) Every case of a human bitten by a dog, cat, or other domestic or wild animal shall be reported promptly to the local health officer having jurisdiction, or to his duly appointed, qualified, and acting agent or representative. It shall be the duty of the local health officer immediately to investigate each reported bite by a dog, cat, or other animal.

(B) Any dog, cat, or domestic animal reported to have bitten an individual or suspected of being rabid, shall be confined and held in observation for a period of not less than 14 days. Any dog which has been bitten by a dog known to have rabies shall be confined for a period of six months or be destroyed.

(C) Any confinement shall be at the owner's expense.

(D) The actual confinement for the stated period shall be under the written and certified order and supervision of the State Veterinarian, the local health officer, or a duly licensed or authorized agent or representative.

(E) The State Veterinarian, health officer, agent, or representative shall have the authority under warranted circumstances as determined by that officer or agent, to issue a written and certified order directing the immediate destruction of the animal known to be infected with or showing symptoms of rabies.

### Section 4 Impoundment Costs

Any dog or cat found running at large in the corporate limits of the Town shall be impounded, and the person authorized by the Town Council to impound said dogs or cats, shall be entitled to receive and collect from the owner the sum of \$5.00 for each day the cat is impounded.

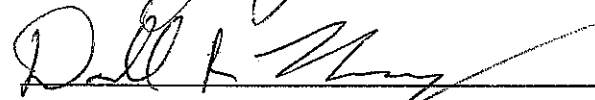
Section 5 Registry Required The person impounding the dog or cat shall make a complete registry entering the breed if know, color, and sex of the dog or cat, and whether or not it is licensed. If licensed, the name and address of the owner and the license tag shall be entered in the registry.

Section 6 Reclamation or Disposition of Animals If no person shall claim the dog or cat and pay for impounding on or before the end of the fifth day of impoundment, it shall be lawful for the person employed by the Town to dispose of or kill and dispose of the same.

Section 7 Repealer All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 8 Effective Date This ordinance shall be in full force and effect from and after its passage and after such publication as required by law.

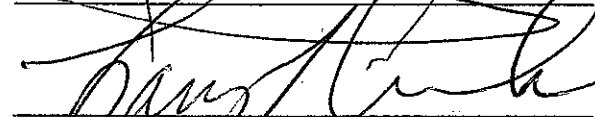
PASSED AND ADOPTED by the Town Council of the Town of Yorktown, County of Delaware, State of Indiana, on this 17 day of July, 2001.

  
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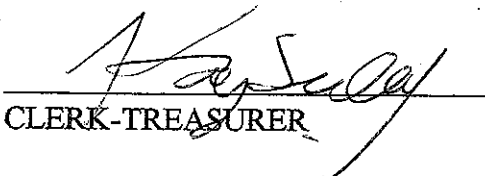
  
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TOWN COUNCIL OF THE TOWN OF  
YORKTOWN, INDIANA

(SEAL)

ATTEST

  
CLERK-TREASURER