

## CHAPTER 90: ANIMAL REGULATIONS

### Section

90.01 Injury to animals and nests

90.02 Barking dogs; noise

90.99 Penalty

### ' 90.01 INJURY TO ANIMALS AND NESTS

(A) *Cruelty to animals.* No person shall cruelly treat or abuse any animal or bird.

(B) *Poisoning animals.* No person shall throw or deposit any poisonous substance on any exposed public or private place where it endangers, or is likely to endanger, any animal or bird.

(C) *Birds and bird=s nests.* No person, except a police officer acting in his or her official capacity, shall molest, injure, kill or capture any wild bird, or molest or disturb any wild bird=s nest or the contents thereof.

(Ord. 109, passed 4-10-1978) Penalty, see ' 90.99

### ' 90.02 BARKING DOGS; NOISE.

(A) *Title.* This section shall be known and may be cited as the *Barking Dog Noise Ordinance*.

(B) *Specific regulation.* It is hereby declared that the keeping of any dog which causes frequent or long continued noise which is an annoyance to and excessively loud to neighboring residents shall constitute a violation of this section. This section shall not apply to dogs making noise when being tormented, abused or reacting to other animals coming up to or on the premises on which the dog is kept.

(Ord. 136, passed 12-14-1992) Penalty, see ' 90.99

**' 90.99 PENALTY.**

(A) Any person, firm or corporation who shall violate or assist in the violation of any provision of ' 90.01 shall be guilty of a misdemeanor punishable by a fine of not more than \$500 or by imprisonment in the county jail for a period not exceeding 90 days, or both the fine and imprisonment. Every day that the violation shall continue shall constitute a separate and distinct violation under the provisions of ' 90.01.

(B) Anyone violating the provisions of ' 90.02 shall, upon conviction thereof, be subject to a fine of not more than \$500 and the costs of prosecution thereof, by imprisonment in the county jail for a period not to exceed 90 days, or both. Each day that a violation is permitted to exist shall constitute a separate offense. The imposition of any sentence shall not exempt the offender from compliance with the requirements of ' 90.02. Provisions of ' 90.02 may also be enforced by suit for an injunctive order, damages or other appropriate legal action.  
(Ord. 109, passed 4-10-1978; Ord.136, passed 12-14-1992)