

VILLAGE OF ALAMANCE

ANIMAL CONTROL ORDINANCE

1. Dangerous, Vicious Dog Prohibited.

(a) No dog of dangerous, vicious or fierce propensities or tendencies whether vaccinated against rabies or not shall be at large at any time within the Town and it shall be unlawful for the owner or other person having any such dog in his or her possession or under his or her control or in any manner keeping or harboring any such dog within the Town regardless of permit for any such dog.

(b) If any dog bites or attempts to bite any person while such dog is at large, then such dog shall be presumed to be a dangerous dog and a dog of dangerous propensities and tendencies.

(c) If any dog attacks or attempts to attack any other dog or other animal while such dog is at large or chases or otherwise attempts to catch a person then such dog shall be presumed to be of vicious propensities and tendencies.

2. Dangerous, Vicious Dog Impoundment.

Any dangerous or vicious dog or dogs having dangerous or vicious propensities and tendencies found at large after the owner thereof has previous knowledge or notice that such dog is dangerous or vicious or has dangerous and vicious propensities and tendencies may be impounded by any police or animal control officer of the Town or county.

3. Nuisance.

(a) It shall be unlawful for any owner and/or custodian to fail to exercise proper care and control of his animals to prevent them from becoming a public nuisance. Molesting passerby, chasing vehicles, viciously attacking other domestic animals, trespassing upon school grounds or trespassing upon private property in such manner as to damage property, interfere with normal usage, or create unsanitary or unpleasant conditions shall be deemed a nuisance. "Animals" as used herein shall include any and all household domesticated animals including dogs and cats, all other domestic or feral animals, including fowl.

(b) It shall be unlawful for any owner and/or custodian to fail to

provide animals with sufficient good and wholesome food and water and proper shelter and protection from the weather, veterinarian care when needed to prevent suffering and with humane care and treatment.

(c) It shall be unlawful for any owner and/or custodian to beat, ill treat, torment, overload, overwork or otherwise abuse an animal or cause or permit any dog fight, bull fight, or other combat between animals or between animals and humans.

(d) It shall be unlawful for any owner and/or custodian to allow his animals to engage in excessive continuous or untimely barking, whining or howling.

Any violation of this section shall subject the offender to a civil penalty in the amount of \$50.00. Any duly authorized local government official is authorized to issue this civil citation and the violator shall pay the penalty to the Town Clerk within ten (10) days of receipt. The failure to pay the civil penalty within the specified time shall subject such violator to a civil action to collect all penalties and costs for such violation and any civil penalty that has not been paid which delinquent notice was sent shall carry any additional late penalty of \$25.00. Continuing violations shall subject the violator to separate, distinct and successive civil penalties.

(e) Where there is a violation of subsection (d) of this section substantiated by a complaint a representative of the Alamance County Sheriff's Department or the Village of Alamance shall first issue a warning citation to the violator directing that such a nuisance be abated within 24 hours. If the violator fails to abate such nuisance within the 24 hours, then the violator shall be punished as provided in (d).

Enacted this the 22nd day of November, 2004.

Cathera R. Bundren
Mayor

Town Clerk:
Tammy W. Speicher