

ORDINANCE NO. 2006 - 3

AN ORDINANCE AMENDING ORDINANCE NO. 1993-3 PRESCRIBING CERTAIN RULES AND REGULATIONS WITH RESPECT TO THE CARE AND KEEPING OF DOGS WITHIN THE CITY OF HAMBURG; REQUIRING DOGS TO BE PLACED ON LEASH WHEN NOT CONFINED WITHIN A YARD, BUILDING OR OTHER ENCLOSURES; MAKING PROVISIONS FOR VICIOUS DOGS AND PROVIDING PENALTIES FOR VIOLATIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMBURG, ARKANSAS THAT Ordinance No. 1993-3 shall be and is hereby amended as follows:

Section 1: Section 8 of Ordinance No. 1993-3 is amended to read as follows:

"Section 8: Dogs Found Running at Large. The City Council hereby appoints the Chief of Police of the City of Hamburg as the person having the duty of enforcement of the provisions of this Ordinance. The Chief of Police or his duly appointed and authorized designee is directed to pick up and hold all dogs running at large for a period of three (3) days at some place selected by the City for that purpose. As to any such dog or dogs, the Chief of Police or his duly appointed and authorized designee, is hereby authorized, where necessary to enable him to seize control of such dog or dogs, to use a tranquilizer gun or similar device to assist him in obtaining control of the animal. During such three (3) day period, the Owner or person claiming such dog may reclaim said dog by paying to the City Clerk a fee of \$25.00 for the first time the dog is confined, \$50.00 for the second time the dog is confined, or \$100.00 for the third time the dog is confined within a 12 month period, plus \$5.00 per day or each portion of day the dog is confined. Additionally, any person claiming a dog that it has been necessary to use a tranquilizer gun or similar device to assist in obtaining control of the animal shall pay the sum of \$10.00. Within three (3) days after reclaiming any dog at large that is also a stray dog as defined in this Ordinance, the person claiming it shall cause the identification tag and

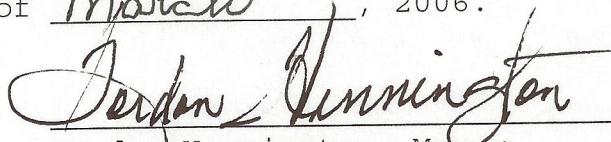


vaccination tag required by Sections 3 and 4 of this Ordinance, as amended, to be affixed as required by those Sections. Upon failure to comply with this requirement within the three (3) day period, such person shall be charged with a violation of this Ordinance. Any dog at large (whether a stray dog or simply at large) not reclaimed within the three (3) day period set forth hereinabove shall be destroyed by the Chief of Police or his duly appointed and authorized designee. The fees set forth hereinabove shall apply only to non-vicious dogs that are found to be at large and are picked up and held by the Chief of Police or his duly appointed and authorized designee. A vicious dog that is picked up and held by the Chief of Police or his duly authorized designee may not be returned to the owner except on payment of \$500.00 and upon the person owning or claiming the dog certifying to the City Clerk that the dog will not be kept within the city limits of the City of Hamburg, Arkansas."

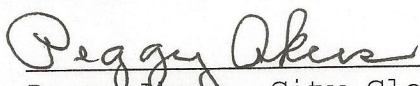
Section 2: The following is hereby inserted following Section 8 and the current Section 9 of Ordinance No. 1993-3 and all subsequent Sections are renumbered accordingly:

"Section 9: It shall be unlawful for dogs to be present at any baseball or softball fields within the City park from one hour prior to play beginning at said facility to one hour after play ends at said facility. Any person who allows a dog owned or claimed by him to be present in violation of this Section shall be charged with a violation of this Ordinance."

PASSED AND ADOPTED by the City Council of the City of Hamburg, Arkansas on this 27 day of March, 2006.

  
Gordon Hennington, Mayor

ATTEST:

  
Peggy Akers, City Clerk