

ORDINANCE # 005-75

DOG ORDINANCE

Due to the fact the City of Orchard now has a dog catcher the following ordinance shall delete the previous dog ordinance that went into effect July 1, 1975, in its intirety.

SECTION 1: DEFINITIONS

- (a) Dog - Both male and female
- (b) Owner - Shall be intended to mean any person owning, keeping, harboring a dog.
- (c) At Large - Shall be intended to mean off the premises of the owner and not under the complete control of the owner, either by leash, cord, chain or otherwise.
- (d) Vaccination - Shall be injection type of a vaccine approved by the state veterinarian licensed under state law.

SECTION 2: ANNUAL VACCINATION:

- (a) It shall be unlawful for the owner of any dog to keep said dog within the corporate limits of the city without first having said dog vaccinated against rabies annually.
- (b) License dog tag on or before July the second in each year, the owner must obtain a tag for each such dog by presenting to the city secretary a certificate showing that each dog so owned has been vaccinated by a licensed veterinarian with antirabies vaccine within one year prior to the date of the insuance of the dog tag.

SECTION 3: IMPOUNDMENT

- (a) Any dog shall not be allowed upon any street, avenue, highway, alley, sidewalk, parkway, park, or other public place within the city. Unless such dog is under the control of the owner or any other person, either by leash, cord, chain or otherwise. Any such dog so found upon any of the public places shall be taken up and impounded and kept for a period of seventy-two (72) hours and then disposed of, provided, however, that the owner of any dog impounded under the terms of this section shall be allowed to take such dog from the place where impounded upon the following conditions:
  - (1) Upon the payment of an impounding fee
  - (2) If any dog is not wearing a collar with valid rabies and license tags attached, then the owner thereof must present a certificate showing said dog has been vaccinated within twelve (12) months from that day or have said dog vaccinated prior to its release from, impoundment and must further produce or secure a valid license tag for such dog.
  - (3) Provide the dog with a collar or harness to which the license and rabies tags are attached.

SECTION 4: DOG CATCHER:

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- (a) The City Commission shall appoint a dog catcher and fix a salary therefore, which salary may include a reasonable allowance of the dog catcher. The dog catcher shall be under the supervision and control of the City Commission. It shall be the duty of the dog catcher to take up and impound all dogs found running at large. Unless such dog is under the control of the owner or any other person, either by leash, cord, chain or otherwise.
  - (b) That it shall be the duty of the dog catcher to report in writing to the City Secretary once each month the total number of dogs redeemed or sold to private parties, and the total number of dogs killed under the provisions of this ordinance.
  - (c) Notice of impounding: Upon receipt of the dog at the pound, the dog catcher shall in person or by mail or telephone notify the owner of the dog, if known of its impounding, and if the owner be not known, the dog catcher shall post a notice at the City Hall showing such impounding and the date. The owner of the dog may reclaim such dog upon the required payment of the pound and all cost incurred by the City for impounding and maintenance of the dog.
  - (d) DESTRUCTION OF DOGS: In case the owner does not reclaim the dog within three (3) days after the dog catcher gives notice of the impounding, the dog shall be destroyed by the poundmaster. Any dog which is suffering from rabies or affected with hydrophobia may not be reclaimed, and shall not be released, but shall be destroyed by the poundmaster.

SECTION 5: DANGEROUS, FIERCE, VICIOUS DOGS: In the event any dog bites a human being is required by law to be confined for ten (10) days for Rabies Observation. Failure to do so could result in a lawsuit.

SECTION 6:

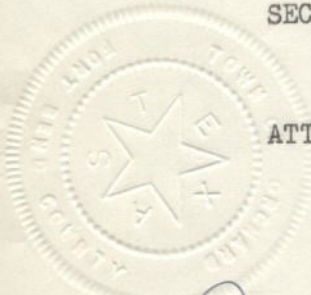
Acopy of this ordinance shall be mailed to each resident within the City Limit of Orchard. The effective day of this ordinance is September 15, 1975.

October 15, 1975.

SECTION 7:

Passed, approved and adopted by the City Commission of the City of Orchard, Texas, this 10<sup>th</sup> day of September, 1975.

ATTEST:

A circular seal with a five-pointed star in the center. The words "CITY OF ORCHARD TEXAS" are written around the perimeter of the seal.  
Jess P. Lasock  
MAYOR

LaVerne Cromans  
CITY SECRETARY