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CHAPTER 2
(RESERVED)

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SECTION 4-102 ANIMALS AND DOGS NOT TO BE AT LARGE.

A. No dog, whether licensed or unlicensed, shall be permitted to run upon the streets, public places or public ways of the town, or upon the property of persons other than the owners, but shall be confined to the property or premises of the owners of such dog. Dogs may be permitted upon such streets, places or public ways and off the premises of the owner or person having the charge and control thereof, with a substantial leash or chain not to exceed fifteen (15) feet in length.

B. No owner shall permit any animal owned, harbored, possessed or kept by him as a pet or otherwise to be at large at any time within the town, except on real property owned or in the possession of, by rental or otherwise, the owner or possessor of the pet or animal, any animal or pet not on the premise of the owner as provided in this section shall be restrained by a leash by the owner or person in possession of the pet or animal at all times and in particular while on the streets or public ways of the town. Any animal running at large within the town is subject to immediate confinement and disposal after a period of time as provided in this chapter.

SECTION 4-103 VACCINATION AND TAG.

A. The owner of a dog shall have the dog vaccinated against rabies by a veterinarian or other authorized person every calendar year before the first day of May thereof or, in the case of a pup, before he is six (6) months old. The person vaccinating the dog shall furnish the owner a certificate of vaccination.

B. Every person owning, keeping, or harboring within the limits of the town any dog or any animal which has been wild and brought into captivity by any person, shall cause the animal to be vaccinated and immunized against rabies. All dogs from six (6) weeks of age and upwards must be tagged on a collar, by a legally licensed veterinarian. Any such wild animal regardless of age shall be so tagged showing the vaccination of the animal against rabies, or in the absence of a tag, the owner, keeper, or harbinger must be able to produce a certificate of such vaccination by a licensed veterinarian showing such vaccination.

C. Every person keeping, harboring, or taking into possession any dog or wild animal of any kind within the limits of the town, shall within ten (10) days from the passage of this ordinance cause the dog or wild animal to be vaccinated and immunized against rabies. This requirement shall apply as to dogs of six (6) weeks old or more.

SECTION 4-103.1 LICENSE AND TAG REQUIRED, FEES, AFFIXING TO COLLAR, FRAUDULENT USE.

A. A license fee for every neutered or unneutered dog more than three (3) months of age shall be levied upon the owner of any such dog kept or harbored within the town in an amount determined by motion of the Town Board of Trustees.

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SECTION 4-101 DEFINITIONS.

The following words and phrases, when used in this chapter, shall have the meanings prescribed in this section except in those cases where the context clearly indicates a different meaning:

1. "Animal" means any horse, mule, donkey, pony, cow, sheep, goat, hog, pig, dog, cat, rabbit, chicken, goose, duck, turkey, or other animal or fowl;

2. "At-large" means not securely confined by a fence or other means on premises under the control of, or occupied by, the owner, and not under the control of the owner, a member of his immediate family over twelve (12) years of age or an agent of the owner, by leash or otherwise, whether on the owner's premises or not;

3. "Owner" means any person, firm or corporation owning, harboring, or keeping an animal. The occupant of any premises on which a domesticated or tamed animal remains, or to which it customarily returns, for a period of ten (10) days or more, shall be deemed to be harboring or keeping the animal;

4 "Vicious animal" means an animal which has bitten, or attempted to bite any person without undue provocation, or which attacks, or barks, or growls at and acts as if it intended to attack or bite, or bites a person or persons, when not unduly provoked.

5. "Kennel" means keeping, owning or harboring four (4) or more dogs over six (6) months of age or older.

State Law Reference: Town authority to regulate animals, 11 O. S. Section 22-115.

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B. A license fee shall not apply to a dog only temporarily brought and kept within the town to participate in a dog show, nor to a seeing-eye dog when such dog is actually being used by a blind person to aid him in going from place to place, nor to dogs being kept in kennels or pet shops for sale.

C. The owner shall pay such license fee to the town clerk-treasurer or to a veterinarian as provided in Subsection G for such calendar year. For licenses acquired during the second one-half of the calendar year, the fee shall be one-half that stated in Subsection A.

D. Before the town clerk-treasurer or authorized veterinarian accepts any money offered in payment of a license fee for a dog or issues a license for it, the person offering the license fee shall present to the town clerk-treasurer or authorized veterinarian the certificate of a veterinarian or other person legally authorized to immunize dogs showing that the dog has been immunized against rabies during the calendar year, that is, since the 31st day of last December.

E. The owner of the dog shall, at the time of paying the license fee, register the dog by giving to the town clerk-treasurer or authorized veterinarian the name and address of the owner, the name, breed, color, and sex of the dog, and such other reasonable information as the town clerk-treasurer or veterinarian may request.

F. The town clerk-treasurer or authorized veterinarian thereupon shall deliver an original receipt to the owner and also an appropriate tag to him for the dog. Such tag shall constitute a license for the dog.

G. Any veterinarian maintaining an office within Oklahoma, Logan, or Kingfisher counties may apply to the town clerk-treasurer for authority to issue dog licenses. In order to be authorized to issue dog licenses the veterinarian must enter into a contract with the town, wherein the method of issuing dog licenses, collecting the fees therefore, and counting and remitting the same to the town is provided for. The contract shall provide for the compensation for the veterinarians for their services in issuing licenses.

H. The owner shall cause the tag received from the town clerk-treasurer to be affixed to the collar of the dog upon which the tax has been paid so that the tag can easily be seen by officers of the town. The owner shall see that the tag is so worn by the dog at all times.

I. In case the tag is lost before the end of the year for which it was issued, the owner may secure another for the dog by applying to the town clerk-treasurer, presenting to him the original receipt, and paying a fee in an amount to be determined by motion of the Town Board of Trustees.

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J. No person shall counterfeit, or attempt to counterfeit, any tag issued for a dog as provided in this chapter, or take from any dog a tag legally placed upon it, or place such a tag upon a dog for which the tag was not specifically issued.

SECTION 4-104 CONFINEMENT FOR RABIES.

The Chief of police may require or cause any dog which he has reason to believe may be infected with rabies to be tied up, confined, or isolated for a period long enough to determine whether it is infected with rabies.

SECTION 4-105 KEEPING OF LIVESTOCK AND FOWL PROHIBITED;
EXCEPTIONS.

A. For the purpose of this section, "livestock" means horses, mules, cows, goats, sheep, swine, farm animals, game fowl, and any other animal commonly considered as livestock and fowl.

B. No livestock shall be kept within the town, except temporarily in a stockyard or other enclosure awaiting transportation and except as otherwise permitted by this section.

C. It is unlawful for any person, firm, or corporation to keep any livestock or fowl within the town limits except when the following conditions have been first complied with:

1. For horses and cattle, a lot or pen of not less than forty thousand (40,000) square feet in area shall be provided and the lot or pen shall have substantial and secure fencing. No part of the lot or pen shall be within fifty (50) feet of any private dwelling or place used for residential purposes;

2. For all other livestock, farm animals, or game fowl, a lot or pen of not less than two hundred thousand (200,000) square feet in area shall be provided and the lot or pen shall have a substantial fence. No part of the lot or pen shall be within five hundred (500) feet of any private dwelling or place used for residential purposes;

3. Each of the lots or pens shall be kept clean at all times and manure kept in a pile and removed not less often than once in each period of one week; and

4. The barn, shed, feed room and other premises in use for the keeping of the livestock, animals and fowl shall be kept clean and sanitary.

SECTION 4-106 WILD ANIMALS.

A. No wild animal shall be taken into captivity that is prohibited from being so taken by state or federal laws, or which is of such nature that such will be injurious to the health and well being of the person so taking or to the inhabitants of the town.

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B. No person shall bring into the town for the purpose of keeping, harboring, or retaining as a pet any wild animal of any kind the captivity of which is contrary to the state or federal laws, nor shall any wild animal be kept or retained unless a strict compliance with this chapter is made.

SECTION 4-107 IMPOUNDMENT AND DESTRUCTION.

A. Any:

1. Dog running at large; or
2. Any other animal running at large within the town which has not been vaccinated and immunized as provided for in the sections above.

Animal shall be subject to capture and placed within a pound. The owner, keeper, or harborer of an animal which is not vaccinated within forty-eight (48) hours after the impounding of same, must produce to the proper officer a certificate from a licensed veterinarian showing the animal to be vaccinated and immunized against rabies. A description of all animals impounded shall be kept by the town and, if the owner is known, the town shall attempt to notify the owner of impoundment. If an impounded animal is not reclaimed within forty-eight (48) hours after impoundment, then the animal shall be disposed of.

B. The chief of police, or some suitable person appointed by the mayor of the town for such purpose, including a county or state sanitation officer or any ranger with the State Game and Wildlife Department, for the enforcement of sections pertaining to wild animals, shall capture dogs or wild animals found in the town not wearing a collar having affixed a current tag by a licensed veterinarian showing that such animal has been currently vaccinated and immunized against rabies.

SECTION 4-108 TRESPASS BY ANIMALS.

Any person or persons who own, keep, or harbor any dog or animal shall not permit the same to go upon the premises of another or to run at large without the consent of the owner of such premises where found.

SECTION 4-109 LOCATION OF KENNELS.

Kennels may only be located in agriculturally zoned districts in accordance with the Town's Zoning Ordinance.

SECTION 4-110 VICIOUS ANIMAL.

Any person may kill an animal in self-defense or in defense of another when the animal, without undue provocation, bites him or the other, attacks, or attempts to bite or attack him or the other in such manner that an ordinarily prudent person would be led to

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believe that the person toward whom the efforts of the dog are directed is about to be bitten or otherwise physically harmed.

SECTION 4-111 RABID DOG.

A. Any authorized person may kill an animal the appearance or conduct of which is such as would cause an ordinarily prudent person to believe the animal to be afflicted with rabies.

B. Any animal suspected of being rabid or of having been bitten by a rabid animal may be confined by order of the health officer or police chief to determine whether the animal is rabid. If a person has been bitten or if there is good reason to believe that a person has been otherwise infected by such animal, the health officer or police chief may have the animal put to death in a humane manner and have it examined by medical authority to determine whether it has rabies. All expenses incurred in confining the animal as provided in this section shall be paid by the owner or keeper of the animal.

SECTION 4-112 PENALTY.

Any person or persons who own, keep, or harbor any animal contrary to the provisions of this chapter shall, upon conviction thereof, be punished by a fine as provided in Section 1-108 of this code.