

CHAPTER 33: NUISANCES

SECTION 33-500 -- Dogs, cats and domesticated creatures

Definitions:

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Owner, when used in reference to an animal, includes any person having such animal in his/her charge, possession or control, or who allows the animal to be kept on premises.

(Code 1982, 4-1)

SECTION 33-501 – Cruelty to Animals

It shall be unlawful for any person to overload, cruelly treat, maim, bruise, abuse, mistreat, torture, deprive of necessary sustenance, ill use or otherwise wrongfully deal with any domestic animal or fowl or otherwise treat such domestic creatures in a harsh, inhumane or unreasonable manner. Shelter for horses, cattle or other domestic animals shall be provided to protect such creatures against inclement weather and extreme temperatures.

(Code 1982 4-4)

State Law reference--- Cruelty to dogs, O.C.G.A. 4-8-5; Cruelty to animals, O.C.G.A. 16-12-4.

SECTION 33-502 – Poisoning animals

It shall be unlawful for any person to put out, or cause to be put out, any poison within the city for the killing of any dog or domestic animal.

(Code 1982, 4-5)

SECTION 33-503 – Rabies inoculation and tag required

It shall be unlawful for any person to keep or maintain, or permit the keeping or maintaining, on such person's premises or elsewhere within the city any dog or cat which has not been inoculated against rabies and tagged with a current inoculation tag.

(Code 1982 4-6)

State Law reference --- Authority of city to control rabies, O.C.G.A. 31-19-3.

SECTION 33-504 – Dogs running at large.

It shall be unlawful for the owner of any dog to allow the dog to run upon streets, sidewalks, alleys or other public grounds in the city. Any dog off the premises of the owner and not confined in a cage or in a vehicle shall be accompanied by its owner or other person, in which event such dog must be leashed with a leash of sufficient strength to hold the dog.

Dogs kept at residences within the city shall be maintained within proper enclosures, while on owner's property. Proper enclosure means an enclosure for keeping a dog, securely confined indoors or in a securely enclosed and locked pen, fence or structure suitable to prevent the entry of young children and designed to prevent the dog from escaping. Any such pen or structure shall have secure sides and top, and, if the dog is enclosed within a fence, all sides shall be of

sufficient height, and the bottom of the fence shall be constructed or secured in such a manner as to prevent to dog's escape either from over or from under the fence. Any such enclosure shall also provide protection from the elements for the dog.

(Code 1982, 4-8)

State Law reference--- Liability for damages done to livestock or poultry by dogs, O.C.G.A. 4-8-4

State Law reference --- Similar provisions O.C.G.A. 4-3-21.

SECTION 33-505 – Livestock running at large.

It shall be unlawful for the owner of any horse, mule, cow, hog, goat, sheep or other animal used or fit for either food or labor to allow such animal to run at large upon the streets, sidewalks, alleys or public grounds within the city.

(Code 1982, 4-7)

State Law reference--- Livestock running at large, O.C.G.A. 4-3-1; Liability for injuries caused by animal O.C.G.A. 51-2-7.

SECTION 33-506 – Pens, coops and enclosures within 300 feet of buildings.

It shall be unlawful for any person to build or maintain any pen, coop or enclosure for animals or fowl, or to permit any animal or fowl to be kept, maintained or grazed within 300 feet of any building where people reside or work. This section shall not apply to any building on the same premises where such animal or fowl is kept or maintained, nor shall it apply to dogs or cats kept as household pets, but it shall apply to dog kennels where more than one dog is kept.

(Code 1982, 4-12)

SECTION 33-507 – Fees additional

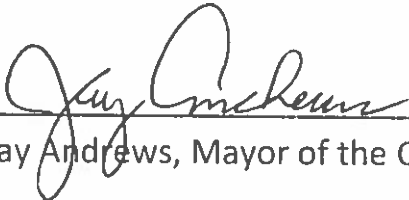
In addition to the payment of any fees pursuant to this chapter, the owner of any animal in violation shall be subject to prosecution of the provisions of this chapter, in the Mayor's Court.

(Code 1982, 4-11)

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

This Ordinance shall be effective on the 6 day of May, 2020.

SO ORDAINED this 5 day of May, 2020.



Jay Andrews, Mayor of the City of Roberts