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1.1 Purpose

All persons having custody of animals in Huntsville Town shall exercise proper care and control of his/her animals in order to prevent them from becoming a public safety hazard or nuisance. There are no specific quantity limitations set for animals except for dogs and cats, however, even one animal not properly maintained can be a public safety hazard or nuisance. It is the responsibility of the owner to avoid such circumstances.

1.2 Definitions

As used in this title, the following terms apply:

Animal - any animate being except humans, being endowed with the power of voluntary movement, other than those regulated by the Utah State Department of Wildlife Resources.

Animal Boarding Establishment – any establishment that takes in animals and boards them for profit.

Animal Control Officer - any person designated by Huntsville Town as a law enforcement officer to perform the duties as described in this title or a Huntsville Town Law Enforcement officer.

Animal Grooming Parlor – any establishment maintained for the purpose of offering cosmetological services for animals at a profit.

Animal Shelter – any facility owned and operated by a government entity or any animal welfare organization which is incorporated within the State of Utah for the purpose of preventing cruelty to animals and used for the care and custody of seized, stray, homeless, quarantined, abandoned, or unwanted dogs, cats, or other domestic animals.

At Large Animal – any animal, whether licensed or not, when:

- A. The animal is off the property of the owner or custodian and is not under the immediate physical restraint by the owner or custodian. “Immediate physical restraint” means a durable restraint device, such as a leash, cage, or other device capable of keeping the animal under physical control.

- B. The animal is on the property of the owner or custodian and is not:

1. Securely confined in a building, fenced area, cage, or kennel;
 2. Under the immediate physical restraint by the owner or custodian; or
 3. Under the immediate and effective control of the owner or custodian and does not cause fear to or constitute or appear to present any threat or danger to the safety, comfort, or health of other persons.
- C. A working dog while being used for herding sheep, cattle, or other livestock; a hunting dog while lawfully being used to hunt game; or a dog while being trained for herding or hunting shall not be deemed to be an animal at large if the dog is under the proper control of its owner or custodian.

Bite – any actual puncture, tear, or abrasion of the skin inflicted by the teeth of an animal.

Cat - a domestic feline, either male or female.

Cattery - the land or building used in the keeping of nine (9) or more cats, four (4) months or older.

Custody - ownership, possession of, harboring, or exercising control over any animal.

Dangerous Animal – any animal that, according to the records of the Weber County Animal Control or Huntsville Town, that;

- A. Has inflicted serious injury on a human being, with or without provocation, on public or private property;
- B. Has killed a domestic animal, with or without provocation, while off the owner’s property;
- C. Has previously been found to be “potentially” dangerous”, the owner having received notice of such, and it is witnessed and documented that the animal aggressively bites, attacks or endangers the safety of humans or domestic animals; or
- D. The animal is found to be in violation of any of the restrictions placed upon the animal, by Huntsville Town or the Animal Control Officer, pertaining to a potentially dangerous animal, as designated in this ordinance.

Dog – any Canis Familiaris over four (4) months of age. Any Canis Familiaris under four months of age is a puppy.

Domesticated Animals – animals accustomed to living in or about the habitation of man, including but not limited to cats, dogs, fowls, horses, swine, goats, sheep, mules, donkeys, llamas, and cattle.

Astray – any livestock, found running at large, whose owner cannot be found after a reasonable search.

Euthanasia - humane death.

Government Working Dog – a dog trained to assist officials of government agencies in law enforcement exercises.

Guard Dog – A working dog that must be kept in a fenced run or other suitable enclosure during business hours, and on a leash or under absolute control while working so that it cannot come into contact with the public.

Guide Dog – A dog trained and certified by a nationally recognized training establishment to assist physically handicapped persons. Examples include, but are not limited to, “hearing-impaired”, “mobility-limited”, and “seeing-eye” dogs.

Harboring - the act of keeping a lost or stray animal.

Humane Treatment - the act or manner of treating an animal with compassion and consideration and protecting an animal from dangers, mistreatment or abuse.

Kennel - the land or buildings used in the keeping of four (4) or more dogs, four (4) months or older.

Leash - any chain, rope or device used to restrain an animal that does not endanger or harm his physical well-being.

Livestock – any normally domesticated animal that is not a cat, or dog, such as cattle, sheep, goats, mules, burros, horses, geese, ducks, turkeys, llamas, etc.

Owner - any person, partnership or corporation claiming, having charge, custody, keeping or harboring one or more animals.

Pet – any domesticated animal kept for pleasure rather than utility, including but not limited to birds, cats, dogs, fish, hamsters, mice, and their animals associated with man’s environment.

Pet Shop - any person, partnership, or corporation, whether operating separately or in connection with another business enterprise except for a licensed kennel or cattery that buys, sells, breeds or boards any species of animal.

Potentially Dangerous Animal – any animal that, with or without provocation, chases or approaches a person upon the streets, sidewalks, or any public grounds, in a threatening or menacing fashion, or apparent attitude of attack, or any animal with a known propensity, tendency or disposition to attack with or without provocation. In addition a potentially dangerous animal is any animal, that because of witnessed and documented action, is believed capable of causing injury, or otherwise posing a threat to the safety of humans or domestic animals (see also “vicious animal”).

Protective Custody - having been received into the care of Weber County Animal Control and welfare or any authorized agent or representative thereof.

Public nuisance - any animal which violates the provisions of this title as defined or the title on Nuisances Generally and:

- A. Causes damage to the property of anyone other than its owner;
- B. Causes unreasonable odors;
- C. Causes unsanitary conditions, either for the animal(s) or person(s) living nearby;
- D. Is a vicious animal as defined herein;
- E. Every dog or animal which by barking, howling or making other noises disturbs or disrupts the peace and quiet of more than three persons, or in the case of disturbing one or more persons is documented by an Animal Control or Huntsville Town Law Enforcement Officer on at least three separate occasions or for an extended period of time;
- F. Chases vehicles;
- G. Chases other animals.

Quarantine - the isolation of an animal in a substantial, properly ventilated enclosure that does not harm or endanger the animal, so that it is not subject to contact with other animals or unauthorized persons.

Restraint - securing any animal by a leash or enclosing the animal in a secured, fenced area or building.

Restraint Device – any chain, leash, cord, rope, or other device used to physically restrain an animal, exclusive of any underground or other electrical or radio device.

Riding School or Stable – an establishment, person, or business which offers boarding and/or riding instruction of any horse or other riding animal or which offers such animal for hire.

Veterinary hospital - any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases and injuries of animals.

Vicious animal - any animal which is dangerously aggressive, demonstrates a propensity to natural fierceness, or disposition of mischief such as might lead to the attack of humans without provocation and includes, but is not limited to, any animal which has bitten or in any other manner attacked or endangered the safety of persons, other animals or property.

- A. Inflicted severe injury on a human being, with or without provocation, on public or private property.
- B. Has killed a domestic animal, with or without provocation, while off the owner's property.
- C. Has been previously found to be dangerous, the owner having received notice of such, and the animal again bites, attacks or endangers the safety of humans or domestic animals, or it is witnessed and documented that the animal is in violation of restrictions placed upon it, as a potentially dangerous or dangerous animal as defined in this ordinance.

Wild Animal - any animal of a species that in their natural life are wild. Those animals, however domesticated, shall include, but are not limited to:

- A. Alligators, caiman and crocodiles;
- B. Bears: all bears including grizzly bears, brown bears, black bears, etc.;
- C. The cat family: all except the commonly accepted domestic cats, and including cheetah, cougars, leopards, lions, lynx, panthers, mountain lions, tigers, wildcats, etc.;
- D. The dog family: all except domesticated dogs, and including wolf, fox, coyote, wild dingo, etc. Any dog cross bred with a wild animal, as described herein, shall be considered to be a wild animal.
- E. Porcupines;
- F. Primates: all subhuman primates;
- G. Raccoons: all raccoons including the eastern raccoon, desert raccoon, ring-tailed cat, etc.;
- H. Skunks;
- I. Venomous fish and piranha;
- J. The weasel family: all including martens, wolverines, ferrets, badgers, otters, ermine, mink, mongoose, etc. except those humanly raised for their pelts and ferrets from the genus *Mustella putorius*.

1.3 Animal Shelter Required

Huntsville Town shall provide or contract for suitable premises and facilities to be used as the Huntsville Town animal shelter. Any animal shelter facility maintained by another agency or person may be utilized by Huntsville Town by contract as the town animal shelter.

1.4 Enforcement Animal Control Officer Powers and Duties

The Huntsville Town Council shall establish by resolution or through Interlocal Agreement, the office of Animal Control Officer. The Animal Control Officer shall have and exercise the powers of Peace Officer in the enforcement of all laws and ordinances relating to animals and shall exercise all the rights and powers and shall have all the duties mentioned in this title and all other laws relating to animals. Assistants to the Animal Control Officer,

including Law Enforcement Officers, shall have the same powers and duties as the animal control-officer, subject to his supervision.

1.4.1 Enforcement-Impoundment Duty

It shall be the duty of every law enforcement officer and animal control officer and his/her assistants to take into protective custody in the shelter any dogs or large animals found running at large contrary to the provisions of this title.

1.4.2 Enforcement-Right of Entry

In the enforcement of any provisions of this title, any police officer and the animal control officer and his assistants are authorized to enter the premises of any persons to take possession of unlicensed, collarless dogs and any fierce, dangerous or vicious animal when in fresh pursuit of the animal at the time the animal goes onto the private property.

1.4.3 Enforcement-Interference with Officer Prohibited

It is unlawful for any person to interfere with the animal control officer or his assistants or any law enforcement officer in the discharge of the duties imposed upon him by this title. It is unlawful for any person to take any animal out of the custody of the animal law enforcement officer by stealth, fraud or force.

1.4.4 Animal Control Department-Service Fees

The following fees shall be determined by resolution and imposed by the animal control officer for services rendered on behalf of Huntsville Town. These fees shall then be remitted to the Huntsville Town clerk or treasurer.

- A. Reclaim by owner of impounded animals.
 - 1. Dogs
 - a. First-time, license
 - b. First-time, unlicensed
 - c. Licensed, but not wearing tag
 - d. Additional times during twelve-month period
 - e. Boarding, daily fee
 - 2. Cats
 - a. Impound charge
- B. Charge to relinquish an owned dog or cat.
 - 1. Dog or litter of puppies
 - 2. Cat or litter of kittens
- C. Euthanasia request by owner with disposal.
 - 1. Dogs
 - 2. Cats
 - 3. Litters to four months of age
 - 4. One pup or kitten to four months of age
- D. Quarantined animals - charges to owner.
 - 1. Dogs
 - a. Stray
 - b. Owned
 - c. Cats

- E. Reclaim of livestock by owner.
 - 1. Impound charge
 - 2. Boarding, daily fee

1.5 Enclosure and Structure Requirements

- A. No animals or fowl, excluding dogs, cats and other household pets, shall be kept or maintained in a dwelling that has physical dimensions that violate the zoning restrictions for that property.
- B. A pen, house, run or other enclosure designed for the keeping or maintenance of any dog, cat or other household pet shall be constructed and located in such a manner that the waste, offal, drainage or other substance there from, and any stench or smell associated therewith, remains confined within the premises of the owner. In every event such structure shall be constructed and located at least ten feet from any adjoining property line.

1.6 Domestic Fowl-Trespass Prohibited

It is unlawful for the owner of any domestic fowls, such as turkeys, ducks, geese, chickens, peacocks, etc. to permit such fowls to trespass or go upon the premises of another or to run at large within the limits of Huntsville Town.

1.7 At Large-Prohibited

- A. All dogs shall be kept from running loose by humane restraint.

Every owner of a dog shall keep the same confined on his premises; provided, that this section shall not prevent the owner from having that dog on the streets and in public places of Huntsville Town when the dog is controlled by humane restraint by the owner or his/her agent.

- B. No cattle, horses, mules, sheep, goats or swine shall be allowed to run at large upon any street, sidewalk or any other public place within the limits of Huntsville Town. To control weeds or grasses, however, animals may be staked or picketed adjacent to roadways so long as they cannot physically reach out into or be on the paved, traveled portion of the roadway.
- C. All persons having custody of animals shall exercise proper care and control of his/her animals in order to prevent them from becoming a public nuisance.
- D. Every female dog or cat in heat shall be humanely confined by the owner in such a manner that the animal cannot come in contact with another animal, except for a planned breeding.
- E. Any known vicious or threatening animal shall be restrained on the owner's premises in such a way as to protect any person lawfully entering or passing such premises. Every vicious animal shall be muzzled or caged whenever off the premises of its owner.
- F. It shall be unlawful, for any animal to attack, chase, or threaten any person, any domestic animal or any species of wildlife.
- G. Abatement of Threat to Human Life.

When it reasonably appears to the Animal Control Officer that any animal is a public nuisance as defined in this section and that such nuisance should be abated, the officer shall first attempt to obtain the written consent of the animal's owner to abate the animal. Abatement shall be defined to include either relocating or euthanizing the animal. If the animal owner's consent cannot be readily obtained, the Animal Control Officer may impound the animal and file with the court a written charge of the maintenance of a nuisance. The charge shall set forth the facts according to the best of his/her information and belief, together with the name

and address of the animal's owner, if known to the Animal Control Officer. The court shall then hold a hearing upon not less than three days written notice to the owner by certified mail. If upon such hearing the court finds that the charge of nuisance is sustained, the court shall issue an order to the Animal Control Officer setting out the method of abatement. The officer shall execute such order within three days thereafter. If the court shall find that the animal does not constitute a nuisance, he shall order such other disposition as may be in accordance with the law.

1.8 Animal Struck by Vehicle-Notification of Owner

It shall be the duty of the operator of a motor vehicle or self-propelled vehicle upon Huntsville Town streets to make a reasonable attempt to notify the owner of an animal upon injuring, maiming, striking or running down that domestic animal. There will be no penalty assessed to the operator of the vehicle if it is determined that the operator was driving at a reasonable speed and was not otherwise distracted or impaired, as defined in the TRAFFIC CODE title.

1.9 Animals Prohibited in Food Products Establishments

It shall be unlawful for any person to take or permit any animals, excluding Hearing or Seeing Eye Dogs, whether on a leash or in the arms, in any establishment or place of business where food or food products are sold or distributed, including but not limited to restaurants, grocery stores, meat markets and fruit or vegetable stores.

1.10 Wild Animal-Restrictions

- A. It is unlawful for any person to sell, offer for sale, barter, give away, keep or purchase any wild animal as described in the definitions and/or which is fierce, dangerous, noxious or naturally inclined to do harm. The animal shelter, a zoological park, veterinary hospital, humane society shelter, public laboratory, circus, sideshow, amusement show, wildlife preserve, or facility for education or scientific purposes may humanely keep such animal in protective devices adequate to prevent such animal from escaping or injuring the public.
- B. After consultation with a representative from the Utah Division of Wildlife Resources, the Animal Control Officer shall have the power to release or order the release of any wild animal kept under temporary permit that is deemed capable of self-survival, or to recommend other appropriate action on behalf of any animal found incapable of survival in its natural habitat.
- C. It is unlawful for any person to keep an animal of a species prohibited or protected by Title 50 of the Code of Federal Regulations or by any regulation of law of the state.
- D. The possession of mink shall not be prohibited when raised commercially for their pelts, in or upon a properly constructed legally operated mink ranch.

1.11 Cruelty to Animals-Prohibited

A person commits cruelty to animals when he/she:

- A. Causes one animal or fowl to fight with another;
- B. Intentionally or carelessly administers or applies any poisonous or toxic drug or any material injurious to tissues or organs to any animal or livestock, or procures or permits the same to be done, whether the animals be his/her own property or that of another. This provision shall not be interpreted so as to prohibit the use of poisonous substances for the control of vermin in furtherance of public health when applied in such a manner as to reasonably prohibit access to other animals;
- C. By act or omission causes pain, suffering, terror or torment, or if she/he injures, mutilates or causes disease or death to any animal or fowl;

- D. Administers or applies or procures or permits the administration or application of any trapping mechanism, other than a live capture trap or exposes such a trapping mechanism to animals or livestock, with the intent to harm or take the animal whether the animal be his/her property or that of another. All set live capture traps shall be checked and emptied daily. All traps must have owner identification permanently affixed to them;
- E. Neglects or fails to supply such animal with necessary and adequate care, exercise, rest, food, drink, air, light, space, shelter, protection from the elements and medical attention;
- F. Raises, trains, purchases or sells any animal or fowl for fighting or harbors fowl for fighting purposes, which has the comb clipped or the spur altered or who is in possession of an artificial spur;
- G. Is present as a spectator at any animal contest or rents any building, shed, room, yard, ground or premises for the purpose of holding such contest between animals, or knowingly suffers or permits the use of any building, shed, room, yard, ground, or premises belonging to his/her or under his/her control for any of these purposes;
- H. Abandons an animal;
- I. Performs or causes to be performed any of the following operations except by accepted methods of animal husbandry:
 - 1. Inhumanely removes any portion of the beak of any bird, domestic or wild,
 - 2. Alters the gait or posture of an animal, by surgical, chemical, mechanical or any other means, including soring,
 - 3. Crops or cuts the ears, removes an animal's claws or sterilizes a dog or cat and is not a licensed veterinarian,
 - 4. Inhumanely docks the tail of an animal or removes an animal's dewclaws;
- J. Sells, purchases, owns or has custody of any animals or fowl that have been dyed, painted or otherwise artificially colored;
- K. Sells or offers as a prize for sale, a raffle, or other contests or as a premium, or an advertising device any chicks, goslings, ducklings, or other fowl younger than eight weeks of age in quantities of less than six birds to an individual recipient;
- L. Offer chicks, ducklings, goslings or other fowl for sales, raffles, offers a prize, a premium, or an advertising device, or displays chicks, ducklings, goslings, or other fowl not in good health and without keeping adequate food and water available to the birds at all times;
- M. Carries or causes to be carried any animal in a manner harmful to that animal. Suitable racks, cars, crates or cages in which such animals may stand, move freely, or lie down during transportation, or while awaiting slaughter, must be provided;
- N. Sells any turtle, less than four inches in diameter or in contravention of any state or federal law or regulation dealing with the same;
- O. Leaves any animal confined in a vehicle unattended in excessively hot or cold weather;
- P. Continuously drives or works a horse or other animal to a point of observable strain. Working animals shall be offered water periodically;
- Q. Takes or kills any bird(s) or robs or destroys any nest, eggs, or young of any bird in violation of the law of the state;

- R. Inhumanely hobbles livestock or other animals;
- S. Recklessly rides or drives any horse, mule or other animal or animals on any street, highway, avenue or alley of Huntsville Town;
- T. Induces or encourages an animal to perform through the use of chemical, mechanical, electrical or manual devices in a manner which will cause, or is likely to cause physical injury or unnecessary suffering.

1.12 Cruelty to Animals-Defense

- A. It is a defense to prosecution under this section that the conduct of the actor towards the animal was a licensed veterinarian using an accepted veterinary practice or directly related to a bona fide experimentation for scientific research; provided, that if the animal is to be destroyed, the manner employed will not be unnecessarily cruel unless directly necessary to the veterinary purpose or scientific research involved.
- B. Any person may kill a dog while it is attacking, chasing or worrying any domestic animal having a commercial value, or any species of hoofed, protected wildlife, while attacking domestic fowls, or while such dog is being pursued thereafter.
- C. Any dog making a vicious and unprovoked attack on any person, except when the attack is in defense of the person, family or property of the dog's owner, may be killed by any person while it is making such an attack.

1.13 Dogs-License Required-Inoculation

- A. All dogs over four months of age kept, harbored or maintained by any person in Huntsville Town shall be licensed and registered. Dog licenses shall be issued by Huntsville Town upon payment for each un-neutered male or un-spayed female and each spayed female or neutered male.
- B. Licenses shall be obtained on or before the first day of March each year, for the dog involved, or within two weeks after acquiring the dog whichever occurs first. All license fees shall be increased by five dollars each if not paid on or before date due. The owner shall state at the time application is made for such license, and upon printed forms provided for such purpose, his name and address and the name, breed, color, sex and date of last rabies vaccination of each dog owned or kept by him. The provisions of this section are not to apply to dogs whose owners are nonresidents temporarily within Huntsville Town, nor to dogs brought into Huntsville Town for participating in any dog show nor to Seeing Eye Dogs properly trained to assist blind persons or hearing dogs properly trained to assist deaf persons, when such dogs are actually being used by them, in going from place to place, nor to commercial kennels. Payment shall be made at the office of the Huntsville Town Clerk. No female shall be licensed as spayed or male licensed as neutered except upon certificate of a veterinarian.
- C. No license shall be issued for any dog that has not been inoculated against rabies within two years prior to the date of the application for such license. Written proof of that inoculation shall be presented at the time the license is applied for.
- D. Upon acceptance of the license application and fee, the Huntsville Town shall issue a durable tag, stamped with an identifying number. Tags should be designed so that they may be conveniently fastened or riveted to the dog's collar or harness.
- E. Dogs must wear current license tags at all times, except when participating in a dog show.
- F. The town shall maintain a record of the identifying numbers of all tags issued and shall make this record available to the public.
- G. No person other than the animal control officer medical personnel shall remove or cause to be removed the collar or metal tag from any licensed dog without the consent of the owner or authorized agent.

- H. No person may use any license for any dog other than the dog for which it is was issued.
- I. Lost or destroyed tags will be replaced in duplicate by the town for a fee of one dollar and a proper showing of payment of the license fee.

1.14 Dogs and Cats-Kennel and Cattery permits

- A. Any person who keeps dogs or cats on his/her own property for the purpose of a kennel or a cattery shall obtain a permit from Huntsville Town paying the licensing fees as determined by resolution.
- B. It shall be a condition of the issuance and maintenance of any kennel or cattery permit that Huntsville Town or Weber County Board of Health shall be permitted to inspect all animals and the premises where animals are kept at any time and may, if permission for such inspection is refused, revoke the permit or license of the refusing owner. Weber County Board of Health is authorized and empowered to close such places of business and keep it closed until conditions complying with the laws governing the protection and keeping of animals are met.
- C. The permit period shall begin with the calendar year and shall run for one year. Renewal application for permits shall be made thirty days prior to, and up to sixty days after the start of the calendar year. Application for a permit to establish a new kennel or cattery under the provisions of this title may be made at any time prior to opening.
- D. A valid permit shall be posted in a conspicuous place in each establishment, and this permit shall be considered as appurtenant to the premises and not transferable to another location. The permittee shall notify Huntsville Town within thirty days of any change in his/her establishment or of a change in ownership of the establishment, or operation that may affect the status of the permit. Permits are nontransferable.
- E. Annual kennel and cattery permits and I.D. tags shall be issued upon payment of the application fee, determined by resolution:
 - 1. Authorized to house between four and fifteen dogs
 - 2. Authorized to house between sixteen and thirty animals
 - 3. Authorized to house thirty-one or more animals

Exemptions: Animal establishments operated by state or local government or that are licensed by federal law and animal welfare organizations are excluded from the licensing requirement of this title.

- F. Every facility regulated by this title shall be considered a separate enterprise and requires an individual permit.
- G. A fee shall be required of any veterinary hospital acting as a kennel, cattery or animal shelter.
- H. Any person who has a change in-the category under which a permit was issued shall be subject to reclassification and appropriate adjustments of the permit fee for any subsequent year.
- I. Huntsville Town or agency responsible for the revocation of a permit shall, within ten days thereafter oversee the humane adoption, euthanasia or relinquishment for scientific or educational purposes of all animals owned, or kept by the person whose permit has been revoked. No part of the permit shall be refunded.
- J. If the applicant has withheld or falsified any information on the application, Huntsville Town shall refuse to issue a permit or may revoke a present permit.
- K. No person who has been convicted of cruelty to animals shall be issued a permit to operate a commercial animal establishment within five years of conviction.

- L. Any person having had a permit revoked may not reapply for a period of one year. A fee shall accompany each application.

1.15 Dogs and Cats Rabies Control

- A. All dogs, cats, or other animals susceptible to rabies for which a federally approved vaccine is available shall be vaccinated at six months of age by a licensed veterinarian or rabies clinic. Every dog shall be revaccinated every twenty-four months and every cat revaccinated every twelve months thereafter. Any unvaccinated dog or cat over six months of age adopted or brought into the jurisdiction must likewise be vaccinated initially. Thereafter, valid protection must be maintained.

1. These provisions shall not apply to veterinarians, animal welfare organizations or kennel operators temporarily maintaining on their premises animals owned by others.
2. These provisions shall not apply to animals whose owners are nonresidents temporarily remaining within the jurisdiction for thirty days or less.

- B. Huntsville Town shall be empowered at its discretion and in cooperation with licensed veterinarians to establish rabies clinics.

- C. It shall be the duty of each veterinarian and/or rabies clinic when vaccinating an animal for rabies, to complete a certificate of rabies vaccination, in duplicate, which includes:

1. Owners' name, address and telephone;
2. Description of animal (breed, sex, color, age, name, altered/unaltered);
3. Date of vaccination and expiration of vaccine;
4. Rabies vaccination tag number;
5. Type of rabies vaccine administered;
6. Manufacturer's serial number of the vaccine.

These provisions shall not apply to: the veterinarian and/or rabies clinic shall issue the original copy of the vaccination certificate to the owner, and retain the duplicate. Both copies shall be retained for the interval between vaccinations specified in this section. Additionally, the veterinarian or rabies clinic shall issue a metal or plastic vaccination tag, serially numbered to be worn by the animal at all times, except when participating in an animal show.

- D. It shall be the duty of the owner to be able to produce a vaccination certificate for each animal kept on his premises and to attach the rabies tag securely to the collar or harness of the animal.

1. If no certificate of vaccination can be produced and an animal is not wearing a current rabies tag, the animal shall be treated as unvaccinated, pursuant to this ordinance.
2. Vaccination tags are not transferable from one animal to another.

- E. Any person having knowledge of any individual or animal having been bitten by an animal of a species subject to rabies should report the incident, within twenty-four hours to the animal control officer or the Weber County Health Department. This requirement pertains, but is not limited to, the owner of the biting animal, the person bitten, and a physician or medical aide rendering service to a bitten person.

1. Reportable information shall include the name, sex, and address of the bitten person or the name and address of the owner of the bitten animal, the type and location of the bite, the location of the incident, a complete description of the biting animal and any available facts on the immunization status of the inflicting animal, and if known, the name and address of the owner of such inflicting animal.
2. In addition, any person having knowledge of the whereabouts of any animal known to have or suspected of having rabies should report the facts immediately to the Animal Control Officer or Weber County Health Department.

- F. Any animal subject to or suspected of having rabies who bites a person or animal, or that has been bitten by an animal subject to or suspected of having rabies, shall be seized and securely confined. The animal shall be quarantined for a period of not less than ten days or longer if so advised by a qualified veterinarian. The owner of such a quarantined animal shall, whenever possible, be notified within a reasonable time of the animal's condition and location.
1. At the discretion of the Animal Control Officer, a currently vaccinated animal may be restrained at the home of the owner, subject to daily inspection. Release from confinement must be made by the animal control officer or licensed veterinarian. If previous bites have occurred, the animal control officer may require that the animal be quarantined at the shelter.
 2. Any vaccinated animal must be isolated and confined in a shelter or veterinary hospital. Daily observation may be made by a trained attendant on duty. A licensed veterinarian or the Animal Control Officer shall make the observation or the recommendation either if the animal becomes ill or completes the ten-day holding period and becomes eligible for release. Any unvaccinated animal must be duly immunized and licensed at the expense of the owner prior to release. Permission for release must be given by a licensed veterinarian or the Animal Control Officer.
 3. Any animal clinically diagnosed to be rabid shall be promptly euthanized by the Animal Control Officer or veterinarian.
 4. If an Animal Control Officer, during the investigation of a bite case, is unable to contact the owner immediately, the dog that has bitten may be removed from the owner's premises and taken into protective custody until such reasonable times as the owner can be contacted.
 5. It shall be unlawful for any person to remove a quarantined animal whether previously vaccinated or not, from the place of quarantine without a written release from the Animal Control Officer or a licensed veterinarian.
- G. Unvaccinated Animals. In the case of an unvaccinated animal susceptible to rabies, which has been bitten by a known rabid animal, the exposed animal should be immediately euthanized except as follows: If the owner is unwilling to euthanize the exposed animal, the animal shall be immediately isolated, vaccinated, and quarantined for six months under veterinary supervision, the cost of such confinement to be paid by the owner. All payment shall be made in advance unless other arrangements are made with the Animal Control Officer. The animal shall be euthanized if the owner does not comply herewith.
- H. Vaccinated Animal. If the exposed animal has been vaccinated, the animal should be revaccinated within twenty-four hours and shall be quarantined for a period of thirty days following vaccination. If the animal is not revaccinated, it shall be confined in a veterinary clinic or animal shelter for a period of thirty days. Veterinary fees and confinement costs must be paid in advance unless other arrangements are made with the Animal Control Officer. The animal shall be euthanized if the owner does not comply herewith.
- I. Any person who has custody of any animal under quarantine shall immediately notify the animal control officer if the animal shows signs of sickness, abnormal behavior, dies, or if the animal escapes confinement. It shall be unlawful for this person to fail or refuse to allow a health or animal control officer to make inspections during quarantine.
- J. The Huntsville Town Council is authorized, upon reasonable apprehension of danger from dogs or other animals with rabies, to issue a proclamation requiring that all dogs and other animals must be securely confined or on a sufficient leash or chain to hold the animal. Any animals running loose while the proclamation is in force shall be taken into protective custody. The proclamation shall take effect upon publication in a newspaper of general circulation in the city.

1.16 Protective Custody

- A. No person or persons at any residence shall at any time own, possess, harbor or license more than three dogs over six months old except as otherwise provided.
- B. Any dogs found at large and taken into protective custody shall be kept for not fewer than three working days, which excludes Saturdays, Sundays and holidays.

- C. If by license, tag, or other means, the owner of a sheltered or injured animal can be identified, the Animal Control Officer shall upon taking the animal into protective custody, notify the owner by telephone, mail or personal contact.
- D. Any animal voluntarily relinquished or any dog taken into protective custody that is not reclaimed by its owner within three working days shall become the property of Huntsville Town and shall be placed for adoption in a suitable home or euthanized as provided by law.
- E. In lieu of placing an animal found at large in protective custody, the animal control officer may issue a citation of ordinance violation to the owner.
- F. Any Law Enforcement Officer, the Animal Control Officer or his/her deputies are authorized to enter the premises of any person to take possession of any fierce, dangerous, vicious or at large animal when in fresh pursuit of such animal at the time it goes onto private property.
- G. Any animal in protective custody having or suspected of having serious injury or a contagious disease requiring medical attention may be examined and may receive appropriate medical attention at the discretion of the Animal Control Officer.
- H. When, in the judgment of the Animal Control Officer, it is determined that an animal should be euthanized for humane reasons, such as irreparable injuries or disease, that animal may be euthanized immediately without regard to any time limitations otherwise established herein, and without court order
- I. The Animal Control Officer shall place animals taken into custody in a designated animal shelter and there confine them in a humane manner. Animals shall be taken into protective custody in the following cases:
1. Any animal being kept or maintained contrary to the provisions of this title;
 2. Any sick or injured animals whose owners cannot be located;
 3. Any abandoned animal;
 4. Any animal running at large contrary to the provisions of this title;
 5. Any animal that is by this title required to be licensed and is not licensed;
 6. Any animal that is not vaccinated for rabies in accordance with the requirements of this title;
 7. Any animal to be held for quarantine;
 8. Any vicious animal not properly confined as required.
- J. The Animal Control Officer or other person designated by the town shall keep record showing:
1. Complete description of the animal, including tag numbers and license records;
 2. The manner and date of protective custody;
 3. Where the animal was picked up and the name of the officer involved;
 4. The manner and date of disposal;
 5. The name and address of any person relinquishing an animal to the shelter;
 6. The name and address of the redeemer or adopter;
 7. All fees received.
- K. The owners of any animal taken into protective custody or their authorized representative may redeem such animal while still in the care of the shelter provided they pay the:
1. Impound fee;
 2. Daily board charge;
 3. Veterinary costs during the protective custody period;
 4. License and rabies vaccination fees, if required.
- L. It is unlawful for any person to intentionally conceal and shelter an animal from its rightful owner or the Animal Control Officer or to cause the same to be done.

- M. It is unlawful to claim ownership and to fail to relinquish such animal to the department of animal control when not the rightful owner.

1.17 Violation

Any person who violates any provision of this title shall be guilty of a Class B misdemeanor.

This Building Codes Ordinance shall take effect upon approval by the Huntsville Town Council.

PASSED and ADOPTED this Xth day of Month, 2007.

Mayor, James C. McKay

ATTEST:

Dated this Xth day of Month, 2007.

Clerk/Recorder, Gail Ahlstrom

Vote of the Town Council	yea	nay
Council Member Gault	___	___
Council Member Sorenson	___	___
Council Member Stevenson	___	___
Council Member Truett	___	___
Mayor James C. McKay	___	___