

COPY

GENERAL ORDINANCE NO. 2, 2000

ANIMAL CONTROL ORDINANCE OF THE TOWN OF LAFONTAINE

NOW, THEREFORE, BE IT ORDAINED by the Town of LaFontaine, Indiana, as follows:

All ordinances heretofore enacted by the Town of LaFontaine inconsistent herewith are hereby repealed by implication.

Section 1. Definitions.

(a) **Animal** means any horse, mule, donkey, cow, sheep, goat, swine, dog, cat, rabbit, chicken, goose, duck, turkey, or other animal or fowl.

(b) **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, is deemed to be harboring or keeping the animal.

(c) **At Large** means any animal shall be deemed "at large" when it is off the property of its owner and not under the control of a competent person.

(d) **Restraint** means an animal is under restraint within the meaning of this ordinance if it is controlled by a leash, at "heel" beside a competent person and obedient to that person's commands, on or within a vehicle being driven or parked, or tied/confined within the boundaries of the owner's property.

Section 2. Certain Animals Prohibited.

(a) No swine shall be kept within the Town limits except temporarily in a

stockyard awaiting transportation.

(b) It is declared to be unlawful for any person to keep or maintain or suffer to be kept or maintained any cow, horse, donkey, mule, pig, goat, sheep, goose, chicken, duck, turkey, guinea, or more than one rabbit upon any property or premises within the corporate limits of the Town of LaFontaine.

Section 3. Public Nuisances Declared.

It shall be unlawful for any person to own, harbor, keep, or bring into the corporate limits of the Town of LaFontaine an animal which:

- (a) interferes with passerby or passing vehicles, or
- (b) attacks other animals or persons, or
- (c) trespasses on school grounds, or
- (d) is repeatedly at large or unrestrained, or
- (e) damages private or public property, or
- (f) barks, whines, howls or makes other sounds common to its species, in

excess to the extent that it disturbs the peace and quiet of another person or persons.

Section 4. Rabid Animals.

(a) Any dog or other animal suspected of being rabid or of having been bitten by a rabid animal may be confined by order of the Town Marshall or Deputy Marshall and in the manner and for the time ordered by him, to determine whether the animal is rabid.

(b) 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 Town Marshall or Deputy

Marshall may have the animal put to death in a humane manner and have it examined by medical authority to determine whether it has rabies.

Section 5. Animal Building regulations.

Every building wherein any animal is kept within the Town of LaFontaine shall be constructed of such material and in such manner that it can be kept clean and sanitary at all times.

Section 6. Animal Welfare.

No person shall shoot, hunt, possess or disturb any game animals or game birds within the corporate limits except where written permission is obtained from the Town Marshall or Deputy Marshall for disposing of animals which are a nuisance or menace to the person or property of the people applying for said permission from the Marshall's Office.

(a) Permit Considerations.

Before issuing a permit to sanction or authorize a person to discharge a weapon within town boundaries, the Town Marshall shall consider the following factors: (1) the purpose for which the weapon is to be used; (2) where the weapon is to be used; (3) the safety facility which the person has provided; and (4) the responsibility of the people applying for said permission from the Marshall's Office.

(b) Permit Information.

When a permit is issued under this section, it shall state substantially as follows:

"(name) is hereby authorized by the Town Marshall pursuant to Chapter III Town Code of LaFontaine, Indiana, to discharge a weapon or weapons within the Town of LaFontaine from the _____ day of (month), (year), to

the ____ day of (month), (year) during the hours of _____ to _____.
This permit is issued for the sole purpose of (state reason) and in no way
imposes the Town of LaFontaine the obligation of overseeing or insuring
the health and safety of any person."

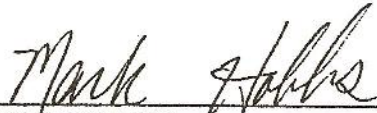
Section 7. Penalty.

Any person violating any provisions of this ordinance shall be guilty of a Class
"B" Infraction. Each violation and every day is considered a separate violation. In
addition to being a Class "B" Infraction, the Town Board of the Town of LaFontaine,
Indiana, may declare a violation of any part of this ordinance as a public nuisance and
proceed civilly against the person violating the ordinance, including an abatement of
the nuisance. In the event there is a violation of this ordinance, the person so violating
the ordinance shall be responsible for all costs, expenses, and attorneys' fees incurred
by the Town of LaFontaine in enforcing this ordinance.


DULY PASSED AND ADOPTED MAY 01, 2000



DAN GUENIN




MARK HOBBS



MIKE BRANE

ATTEST:



LINDA HARRIS
Clerk/Treasurer