

**PART 4
ANIMALS**

**CHAPTER 1
ANIMAL REGULATIONS**

**ARTICLE A
GENERAL PROVISIONS**

Section 4-101	Definitions
Section 4-102	Animals Running at Large Prohibited
Section 4-103	Turning Animals at Large Unlawful
Section 4-104	Pasturing in Public Areas Illegal
Section 4-105	Animals which Disturb Prohibited, Constitute Nuisance
Section 4-106	Buildings for Animals; Construction and Conditions
Section 4-107	Premises to be Kept Clean
Section 4-108	Health Officer to Inspect
Section 4-109	Enforcement
Section 4-110	Confinement of Female Dog or Cat, which is in Season
Section 4-111	Leashing Animals, When
Section 4-112	Offenses
Section 4-113	Animals or Livestock Which May Be Kept; Conditions

**ARTICLE B
DOG AND CAT VACCINATION, TAGS AND TAX**

Section 4-120	Dogs and Cats to be Vaccinated
Section 4-121	Dog Registration; Tag
Section 4-122	Tag to be Placed on Dog Collar; Lost Tags
Section 4-123	Court Proceedings against Vicious or Dangerous Animals

**ARTICLE C
ANIMAL CONTROL SHELTER**

Section 4-130	Shelter Established
Section 4-131	Animals to be Impounded
Section 4-132	Breaking Animal Control Shelter
Section 4-133	Fees for Impounding
Section 4-134	Owner May Redeem
Section 4-135	Sale or Destruction of Impounded Animals
Section 4-136	Adoption
Section 4-137	Owner May Claim Excess Money

ARTICLE D
CRUELTY TO ANIMALS

Section 4-140	Abandoning Animals
Section 4-141	Cruelty to Animals
Section 4-142	Poisoning Animals
Section 4-143	Encouraging Animals to Fight

ARTICLE E
WILD, EXOTIC OR DANGEROUS ANIMALS

Section 4-150	Keeping of Wild, Exotic or Dangerous Animals
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ARTICLE F
ZONING ORDINANCE TO PREVAIL

Section 4-160	Zoning Ordinance to Prevail
---------------	-----------------------------

ARTICLE G
PROCLAMATION OF RABIES

Section 4-170	Dogs and Cats Confined; When
Section 4-171	Quarantine of Animals for Observation
Section 4-172	Securing Support Information on Diagnosed Animals
Section 4-173	Rabies Crisis Declaration
Section 4-174	Destruction of Animals under Crisis Period
Section 4-175	Surrender of Animals under Suspect

ARTICLE H
KENNELS

Section 4-180	Kennel License; Fee
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ARTICLE I
PENALTY

Section 4-190	Penalty
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**CHAPTER 1
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GENERAL PROVISIONS**

Section 4-101	Definitions
Section 4-102	Animals Running at Large Prohibited
Section 4-103	Turning Animals at Large Unlawful
Section 4-104	Pasturing in Public Areas Illegal
Section 4-105	Animals which Disturb Prohibited, Constitute Nuisance
Section 4-106	Buildings for Animals; Construction and Conditions
Section 4-107	Premises to be Kept Clean
Section 4-108	Health Officer to Inspect
Section 4-109	Enforcement
Section 4-110	Confinement of Female Dog or Cat which is in Season
Section 4-111	Leashing Animals, When
Section 4-112	Offenses
Section 4-113	Animals or Livestock Which May Be Kept; Conditions

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. "At large" means any animal when he is not under restraint;
2. "Confined on the premises" means that condition in which an animal is securely and physically confined and retained on and within the premises of the owner or keeper by means of walls or fences;
3. "Dog" means and includes any dog, bitch and every other animal of canine species at the age of two (2) months or older which is situated within the City limits for a period of fifteen (15) consecutive days or more;
4. "Enforcement Officer" means the Police Chief or any member of the Police Department or other person appointed to enforce this Chapter;
5. "Harboring" means any person who allows any dog to habitually remain or lodge or to be fed within his home, store, yard, enclosure or place of business or any premises in which such person resides or controls, shall be considered as harboring such animal;
6. "Kennel" means owning, harboring, keeping, maintaining or having the care of or custody of three (3) or more dogs of the age of six (6) months or over within the

City limits of the City of Shidler, except that an animal hospital maintained by a licensed Veterinarian is hereby excepted from this Chapter.

7. "Owner" means and includes any person or group of persons, including the owner, and also every person having the care or custody, possessing, harboring, keeping, or maintaining of such animal;
8. "Restraint" means an animal if he is controlled by a leash not more than eight (8) feet in length or at the "heel" beside a competent person and obedient to that person's commands, or confined on the premises of his owner or keeper;
9. "Stray" means any animal which does not appear, upon reasonable inquiry, to have an owner; and
10. "Vicious animal" means an animal that has bitten or attempted to bite a person or animal without undue provocation, or which attacks, barks or growls at or acts as if it intends to attack or bite or bites a person or animal when not unduly provoked. Such animal may be destroyed upon orders of the Enforcement Officer or confined in an approved manner. An animal is also considered vicious when it has a disposition to attack persons or animals without provocation.

State Law Reference: Regulation of animals, City powers, *Okla. Stat. Ann. tit 11, Section 22-115.*

SECTION 4-102 ANIMALS RUNNING AT LARGE PROHIBITED

The owner or keeper of any dog or other animal, including fowl, shall keep such animal under restraint at all times and shall not permit such animal to be at large. Apprehension of such animal shall not be prerequisite to fine or punishment for violation of this Section.

SECTION 4-103 TURNING ANIMALS AT LARGE UNLAWFUL

It is unlawful for any person to open any enclosure in which any animal is confined as required by Ordinance so as to turn the animal at large, or in any manner to turn the animal at large.

SECTION 4-104 PASTURING IN PUBLIC AREAS ILLEGAL

It is unlawful for any person to stake, confine, or pasture any animal on any public-school ground or other public property, Federal, State, City or other, on any railroad right-of-way, or on any private property without the consent of the person owning or controlling such property.

SECTION 4-105 ANIMALS WHICH DISTURB PROHIBITED, CONSTITUTE NUISANCE

A. The following conditions are hereby declared to be a nuisance:

1. Any dog or other animal which, by barking, howling or otherwise, disturbs the

peace and quiet of any person;

2. Any dog or other animal which goes into any garbage can or other waste vessel, or turns the same over or scatters the contents of the same on the ground; and
 3. Any dog or other animal which chases cars, motorcycles, bicycles or any other motor vehicle or intimidates joggers, pedestrians or children.
- B. It is unlawful to keep or harbor an animal which is determined to be a nuisance as herein defined.
- C. Any dog or other animal alleged to be a nuisance, as defined in this Section, may be proceeded against in the Municipal Court after a Complaint has been duly filed therein by any person having knowledge thereof, and if the Court shall find that such dog or other animal is a nuisance, then the Court may order the owner or person in possession to prevent and abate such nuisance, or the Court may order such dog or animal impounded and the owner or person in possession may have the dog or other animal returned upon paying all costs of impounding and giving good and sufficient bond, in the sum as set by the City, conditioned that he will prevent and abate such nuisance. Thirty (30) days thereafter, such owner or person in possession may present to the Court evidence that the nuisance has been abated and prevented and the Court may, upon such hearing, order the bond returned.

SECTION 4-106 BUILDINGS FOR ANIMALS; CONSTRUCTION AND CONDITIONS

- A. Every stable or building wherein any animal is kept within the City shall be constructed of such materials and in such manner that it can be kept clean and sanitary at all times.
- B. Every such building housing any livestock or fur-bearing animals, including but not limited to any horse, mule, donkey, cow, goat or sheep, if located within two hundred (200) feet of any apartment house, hotel, restaurant, boarding house, retail food store, building used for educational, religious, or hospital purposes or residence other than that occupied by the owner or occupant of the premises upon which such animal is kept, shall be provided with a water-tight and fly-tight receptacle for manure, of such size as to hold all accumulations of manure. The receptacle shall be emptied sufficiently often and in such a manner as to prevent it from being or becoming a nuisance and shall be kept covered at all times except when open during the deposit or removal of manure or refuse. No manure shall be allowed to accumulate on such premises except in the receptacle.

SECTION 4-107 PREMISES TO BE KEPT CLEAN

Every structure, stable, pen, coop or place wherein an animal is kept or permitted to be kept shall be maintained in a clean and sanitary condition, devoid of rodents and vermin and free from objectionable odors.

SECTION 4-108 HEALTH OFFICER TO INSPECT

The Health Officer, upon complaint of any person, shall inspect any structure or place where an animal is kept, and may do so on his own initiative. He may issue any such reasonable order as he may deem necessary to the owner of the animal to cause the animal to be kept as provided in this Chapter or in a manner so as not to constitute a nuisance. He may make a complaint before the Municipal Judge against any person for violation of any provision of this Chapter or of any such reasonable order, but this procedure shall not abridge the right of others to make such complaint.

SECTION 4-109 ENFORCEMENT

The Police Chief and members of the Police Department, or other person designated by the City as the Enforcement Officer, are responsible for the enforcement of this Chapter.

SECTION 4-110 CONFINEMENT OF FEMALE DOG OR CAT WHICH IS IN SEASON

It is unlawful for the owner or harbinger to fail, at all times, to confine any female dog or cat which is in season, in a building or secure enclosure, veterinarian, hospital or boarding kennel, except when on a leash and under the control of a competent person.

SECTION 4-111 LEASHING ANIMALS, WHEN

When requested by any proper official, meter reader, Police Officer, sanitation worker, or other person whose duty is to enter onto private property, an owner shall leash or otherwise confine any and all dogs to prevent harm to the person making a lawful entry on owner=s private property.

SECTION 4-112 OFFENSES

It shall be an offense for any person to permit any of the following violations of this Article:

1. For any person to permit a dog that he owns or harbors to run at large within the City;
2. For any person to own or harbor any dog within the City that is notoriously vicious or dangerous;
3. To harbor, keep or have possession of any dog without paying the license and registration fee;
4. To harbor, keep or have possession of any dog which is a nuisance;
5. To fail or refuse to deliver to the keeper of the Pound or a Police Officer, or any such person designated by the Mayor, upon demand, any unlicensed dog, dog having or suspected of having rabies, vicious dog or dog kept in violation of any of

the above-mentioned provisions when demand is made for such dog pursuant to a valid Court Order or Warrant;

6. To abandon or desert any dog, or to permit any dog to become a stray; or
7. It shall be unlawful for any person to operate a kennel within the City limits.

**SECTION 4-113 ANIMALS OR LIVESTOCK WHICH MAY BE KEPT;
CONDITIONS**

- A. It is unlawful for any person to keep, harbor or maintain any wild animal, fowl, livestock or domestic animal, except dogs and domestic cats, within the City limits of the City except as hereinafter provided.
- B. The prohibitions set forth in Subsection A of this Section shall not apply to pets kept solely within the residence, home or dwelling of the person owning or harboring such animal, nor shall this prohibition apply to an animal hospital or clinic maintained by a licensed veterinarian.
- C. Where zoning provisions are inapplicable to a particular tract of land or property due to Agrandfathering@ of the current use of the property the keeping of livestock (horses, mules, ponies, cattle, sheep, goats, ostriches, emus and hogs or pigs) within the City of Shidler is still prohibited except under the following conditions:
 1. Such animals shall be kept in an enclosure (fenced lot or pasture) of not less than one and one-half (1 1/2) acres in area for each animal unit kept therein.
 2. The enclosure mentioned above shall not be less than one hundred fifty (150) feet from any living quarters or residence used for human occupancy other than that of the owner of the animal or animals.
 3. The barn or animal shelter in which animals are kept shall not be closer than two hundred (200) feet from living quarters or a residence for human occupancy, except this shall not apply to living quarters of the owner of such animals.
 4. The enclosure in which the animal or animals are kept, or any barn or animal shelter therein, shall at all times be kept in a clean and sanitary condition.

ARTICLE B
DOG AND CAT VACCINATION, TAGS AND TAX

Section 4-120	Dogs and Cats to be Vaccinated
Section 4-121	Dog Registration; Tag
Section 4-122	Tag to be Placed on Dog Collar; Lost Tags
Section 4-123	Court Proceedings against Vicious or Dangerous Animals

SECTION 4-120 DOGS AND CATS TO BE VACCINATED

The owner of a dog or cat shall have the dog or cat vaccinated against rabies by a veterinarian every calendar year, or, in the case of a pup or kitten, before it is four (4) months old. The person vaccinating the dog or cat shall furnish a certificate or statement of vaccination.

SECTION 4-121 DOG REGISTRATION; TAG

- A. A fee in such sum as set by the City Council by motion or resolution for every dog more than six (6) months of age is hereby levied upon the owner of any such dog kept or harbored within the City.
- B. The regulatory fee levied in this section shall not apply to a dog only temporarily brought and kept within the City, nor to a dog brought within the City 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 the fee levied to the City for every calendar year and within fifteen (15) days after acquiring or bringing the dog into the City. The licenses shall expire one (1) year from the date the license was last issued and shall not be issued for less than one (1) year.
- D. The person offering the fee shall present to the City the certificate of a veterinarian or other person legally authorized to immunize dogs showing that the dog has been immunized against rabies during the preceding six (6) months prior to issuance of the license.
- E. The owner of the dog shall, at the time of paying the fee, register the dog by giving the name and address of the owner, the name, breed, color and sex of the dogs, and such other reasonable information as the City may request.
- F. The City shall deliver an original receipt to the owner and also an appropriate tag to him for the dog. The tag shall constitute a license for the dog.

Ed. Note: Prior Code set license fee at One Dollar (\$1.00) for males and spayed female dogs and Two Dollars (\$2.00) per year for unspayed females.

SECTION 4-122 TAG TO BE PLACED ON DOG COLLAR; LOST TAGS

- A. The owner shall cause the tag received from the City to be affixed to the collar of the dog so that the tag can easily be seen by officers of the City. The owner shall see that the tag is so worn by the dog at all times.
- B. 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 City, presenting to him the original receipt, and paying to him a fee as set by the City Council.

SECTION 4-123 COURT PROCEEDINGS AGAINST VICIOUS OR DANGEROUS ANIMALS

- A. It is unlawful to own or harbor a vicious animal.
- B. Any dog or other animal alleged to be vicious or dangerous may be proceeded against in the municipal court, after a complaint has been duly filed therein by any person having knowledge thereof. If the court shall find that, at such time:
 - 1. The dog or other animal has attacked a person, and:
 - a. The person so attacked was not at the time trespassing upon the property of the owner or person having control of such dog or other animal; or
 - b. It cannot be proved beyond a reasonable doubt that the person so attacked was provoking or teasing such dog or other animal; or
 - 2. The dog or other animal is of such vicious and fierce disposition as to attack human beings without provocation, then the court shall have the authority to order such dog or other animal kept muzzled or that such dog or other animal be kept within a sufficient enclosure. If such dog or other animal has bitten or attacked a human being on other occasions, the court may order that it be delivered to the Enforcement Officer and destroyed by him.

Cross Reference: Municipal court, Section 6-101 of this Code.

**ARTICLE C
ANIMAL CONTROL SHELTER**

Section 4-130	Shelter Established
Section 4-131	Animals to be Impounded
Section 4-132	Breaking Animal Control Shelter
Section 4-133	Fees for Impounding
Section 4-134	Owner May Redeem
Section 4-135	Sale or Destruction of Impounded Animals
Section 4-136	Adoption
Section 4-137	Owner May Claim Excess Money

SECTION 4-130 SHELTER ESTABLISHED

The City Council is by Motion or Resolution authorized to enter into a contract with a licensed veterinarian for the purpose of establishing, operating and maintaining an animal shelter for animals running upon the streets, curbing, alleys, public places or trespassing upon the lands of any person within the corporate limits of the City in violation of this Article. The City Council is also authorized to join in a cooperative effort with the county or any other community in the county for the purposes of impounding animals. (Ord. No. 2009-07-01, 07/13/2009)

SECTION 4-131 ANIMALS TO BE IMPOUNDED

- A. The Enforcement Officer, a police officer, or such other officer or employee of the City as may be authorized by the City:
1. Shall take into custody and impound any animal running at large in violation of any provision of the ordinances of the City; and
 2. May enter upon the premises of the owner or other private premises to take such animal into custody.
- B. Any other person may take such animal into custody and present it to the authority in charge of the animal control shelter for impounding.

SECTION 4-132 BREAKING ANIMAL CONTROL SHELTER

No unauthorized person shall:

1. Break or attempt to break open the animal control shelter, or take or let out any animal therefrom;
2. Take or attempt to take from any officer or employee of the City any animal taken into custody as provided by this Chapter; or

3. In any manner interfere with or hinder an officer or employee in the discharge of his duties relating to the taking into custody and impounding of animals as provided in this Chapter.

SECTION 4-133 FEES FOR IMPOUNDING

- A. The City Council by motion or resolution shall determine the fees to be charged for impounding and keeping animals. In computing the fee, a fraction of a day during which an animal has been fed shall be deemed a full day.
- B. Any person redeeming an impounded animal shall pay the required fees to the City Treasurer and present his receipt therefore to the person in charge of the control shelter before the latter releases the animal.
- C. Any person redeeming a dog not licensed as required by Sections 4-120 through 4-126 of this Code shall pay the required license tax to the City Treasurer, secure a tag, and present the receipt therefore and the tag to the person in charge of the control shelter before the latter releases the dog. If a dog has been licensed but is not wearing the tag, the person in charge of the control shelter shall require adequate evidence of the proper licensing of the dog or cat before releasing it.

Ed. Note: Prior Ordinance set fee at Ten Dollars (\$10.00) per day plus an impound fee of Five Dollars (\$5.00).

SECTION 4-134 OWNER MAY REDEEM

- A. An owner of an impounded animal or his agent may redeem the animal, prior to its sale or destruction as provided for herein, by paying the required fees against the animal and meeting any other requirements which may be prescribed in this Chapter. However, when in the judgment of the Enforcement Officer, an animal should be destroyed for humane reasons, such animal may not be redeemed.
- B. Those dogs not vaccinated or registered, that are impounded, will not be released until impounding costs, plus registration and vaccination fees are paid, and the dog is provided with a collar displaying such tag.
- C. No person shall be permitted to reclaim any dog found to be rabid or vicious. No person shall be allowed to reclaim any dog found to be a nuisance, if the municipal court has required the posting of the bond hereinbefore set forth, until such bond is posted and approved by the municipal judge. However, the owner may reclaim any dog seized under the terms of this Article within the time and by meeting the conditions stated as follows:
 1. Within three (3) days after the expiration of the fourteen (14) day observation period when a dog is held because of being suspected of having rabies or having bitten a human being; and

2. As to every other dog, within three (3) days from the date of seizure, the owner may claim any dog by submitting proof of his ownership of the dog to the City Clerk and upon paying the impounding fees hereinbefore provided for. No impounding fee shall be charged for any licensed dog surrendered to the owner on acquittal or dismissal of the charges that the dog was a nuisance or vicious. (Ord. No. 2012-3-01, 03/13/2012)
- D. At the expiration of the time above set out in which the owner may reclaim any dog seized under the provisions of this Section it shall be the duty of the person designated by the City Council to destroy such unclaimed dogs or after approval of the Mayor cause same to be offered for sale. (Ord. No. 2012-3-01, 03/13/2012)

SECTION 4-135 SALE OR DESTRUCTION OF IMPOUNDED ANIMALS

- A. As soon as practicable after any animal has been impounded, the Enforcement Officer or other employee or officer impounding the animal, shall post a notice thereof at City Hall. The notice shall describe the animal and notify the owner, if known, to pay the charges thereon and remove the same prior to a designated time. The notice shall also state that, unless the animal is redeemed, the animal will be sold or destroyed as provided in this Article. (Ord. No. 2012-3-01, 03/13/2012)
- B. Sales herein provided for shall be for cash and shall be conducted by, or under the direction of the Mayor. In no case shall the price of an animal be less than the fees, set out in this Article, which have accrued against the animal. If an impounded animal cannot be sold, the animal shall be destroyed, in a humane and legal manner. (Ord. No. 2012-3-01, 03/13/2012)
- C. The purchaser of an animal at a sale held as provided herein shall acquire absolute title to the animal purchased.
- D. The Enforcement Officer shall pay to the City all money received from the sale of impounded animals on the day it is received.

State Law Reference: Authorized means of destroying animals in animal shelters, 4 O.S. Sections 501 to 508.

SECTION 4-136 ADOPTION

If any dog is not reclaimed by its owner with a current annual registration certificate within seventy-two (72) hours after confinement, the dog may be adopted by any person upon payment of board fees for the period of confinement. Within two (2) days from the day of adoption, the person adopting such dog shall secure a current annual registration for such dog. No unspayed female dog shall be allowed to be adopted until such prospective owner agrees that such unspayed female dog shall be spayed before the owner shall seek to secure an annual registration certificate as required above. Failure to pay the impounding fee or failure to secure an annual registration certificate within the two (2) days allowed shall constitute a violation of this Code.

SECTION 4-137 OWNER MAY CLAIM EXCESS MONEY

The owner of an impounded animal sold as provided herein may claim the excess of the sale price of the animal above the fees for impounding and keeping the same and a fee of Five Dollars (\$5.00) to reimburse the City for any expense it has had in making the sale, at any time within three (3) months after the sale. If a claim is so made and approved by the City Council, the City Treasurer shall pay him such excess. If a claim is not made, the excess shall belong to the City.

**ARTICLE D
CRUELTY TO ANIMALS**

Section 4-140	Abandoning Animals
Section 4-141	Cruelty to Animals
Section 4-142	Poisoning Animals
Section 4-143	Encouraging Animals to Fight

SECTION 4-140 ABANDONING ANIMALS

It is unlawful for any person to deposit within the limits of this City any animal or animals with the intention of abandoning same.

SECTION 4-141 CRUELTY TO ANIMALS

- A. It is unlawful to carry out inhumane treatment against any animal. Inhumane treatment is hereby defined to include, but is not limited to, the following:
1. Any physical punishment inconsistent with the health of such animal;
 2. Lack of food or water for more than a twenty-four (24) hour period;
 3. Knowingly permitting obvious nutritional deficiencies or other evident health problems involving any animal;
 4. Improper use of any collar or harness or a fixed leash for the purpose of confining any animal which results in flesh lacerations, obvious pain or to cause choking to such animal;
 5. Depriving animal of adequate shelter; or
 6. To inhumanely kill or attempt to kill any animal.
- B. It is unlawful for any person to set out, dispose of, cause or permit any animal to be exposed to any drug, chemical or other substance whatever, in any open place, whether public or private property, when such substances are poisonous or capable of causing the death or dangerous sickness of any domestic or household animal.
- C. Upon conviction of a violation of this Chapter for inhumane treatment to an animal it is unlawful for the owner or keeper of such animal to not release such animal kept in inhumane conditions to an Enforcement Officer for disposition in accord with the provisions of this Chapter.

State Law Reference: Cruelty to animals, 21 O.S. Section 168.

SECTION 4-142 POISONING ANIMALS

It is unlawful for a person willfully to poison any dog or other animal except a noxious, non-domesticated animal or knowingly to expose poison so that the same may be taken by such an animal.

SECTION 4-143 ENCOURAGING ANIMALS TO FIGHT

It is unlawful for any person to instigate or encourage a fight between animals; or to encourage one animal to attack, pursue or annoy another animal except a noxious, non-domesticated animal or to keep a house, pit or other place used for fights between animals.

State Law Reference; Similar provisions, 21 O.S. Section 1682.

ARTICLE E
WILD, EXOTIC OR DANGEROUS ANIMALS

Section 4-150 Keeping of Wild, Exotic or Dangerous Animals

SECTION 4-150 KEEPING OF WILD, EXOTIC OR DANGEROUS ANIMALS

- A. For the purpose of this section, a wild, exotic or dangerous animal means an animal of the larger variety which is usually not a domestic animal and which can normally be found in the wild state, with or without mean or vicious propensities, including, but not limited to, lions, tigers, leopards, panthers, bears, wolves, alligators, crocodiles, apes, foxes, elephants, rhinoceroses, and all forms of poisonous or large snakes, including those considered dangerous such as boas and pythons, lynxes, raccoons, skunks, monkeys, and other like animals.

- B. It is unlawful to keep or harbor any wild, exotic or dangerous animal in the City limits as a pet or for display or for exhibition purposes, whether gratuitously or for a fee, except as provided in this section.

- C. This Section shall not be construed to apply to zoological parks or zoos, performing animal exhibitions or circuses licensed by the City.

- D. If the owner of a wild, exotic or dangerous animal can establish to the police department's satisfaction that an animal ordinarily considered as wild, dangerous or exotic is not dangerous to people or other animals and that the animal is healthy, safe and tame as a pet, then the City Clerk may issue a permit to the owner to keep such animal in the City limits. The permit shall be renewed annually. The fee shall be set by the City Council. For any animal so permitted as provided in this subsection, the owner agrees to accept full responsibility for the actions and behavior of such animal. The establishment of whether such animal is healthy, safe and tame as a pet shall be the responsibility of the owner of the animal by submitting written evidence to the Police Department. No permit shall be granted by the clerk unless written approval to the evidence submitted by the owner is submitted to the clerk in advance.

**ARTICLE F
ZONING ORDINANCE TO PREVAIL**

Section 4-160 Zoning Ordinance to Prevail

SECTION 4-160 ZONING ORDINANCE TO PREVAIL

In case of conflict between this Chapter and the present or any future Zoning Ordinance, the provision of the Zoning Ordinance shall prevail and supersede the provision of this Chapter.

**ARTICLE G
PROCLAMATION OF RABIES**

Section 4-170	Dogs and Cats Confined; When
Section 4-171	Quarantine of Animals for Observation
Section 4-172	Securing Support Information on Diagnosed Animals
Section 4-173	Rabies Crisis Declaration
Section 4-174	Destruction of Animals under Crisis Period
Section 4-175	Surrender of Animals under Suspect

SECTION 4-170 DOGS AND CATS CONFINED; WHEN

- A. When the Health Officer or chief of police determines and certifies that a dog, a cat, or other animal in the City or within five (5) miles of the City is or was infected with rabies and that an epidemic of rabies threatens the City, the City Council, by resolution, may order all dogs to be confined, and if deemed desirable, all cats to be confined, during a period of time to be determined by the City Council. Such resolution or an adequate notice of its passage shall be published in a newspaper of general circulation within the City and shall go into effect on the day following such publication unless the resolution prescribes a later time.
- B. While such resolution is in effect, it is unlawful for any owner to permit a dog or cat to be at large in violation of such resolution, or for any dog or cat to be at large in violation thereof.

SECTION 4-171 QUARANTINE OF ANIMALS FOR OBSERVATION

- A. The identity and address of the owner of any animal that bites a person shall be promptly furnished to the Enforcement Officer and the county health department. The animal, regardless of its immunization status, shall be securely quarantined at a veterinary hospital of the owner's choice at the owner's expense. The animal shall be observed by a licensed veterinarian for a period of ten (10) days and may not be released until such reasonable determination has been made that the animal is not infected with rabies, unless the bite was a severe bite by an unimmunized animal. In circumstances of a severe bite (bite on the head, face, neck or upper extremities; or deep laceration; or multiple bite wounds) by an unimmunized animal, the biting animal should be humanely killed immediately, without damaging the head, and the head removed and shipped, under refrigeration, for examination at the Oklahoma State Department of Health. If the animal is not immediately available for testing, the individuals exposed should consult with their physician concerning the need for immediate initiation for rabies prophylaxis. If an owner becomes known, the animal may be reclaimed by the owner if adjudged free of rabies, and such owner shall then pay any related charges for confinement. Signs of rabies in wild animals cannot be interpreted reliably; therefore, any wild animal that exposes a person should be killed at once (without unnecessary damage to the head) and the head submitted for examination for evidence of rabies.

- B. It is the duty of every physician, veterinarian or other practitioner to report to the Enforcement Officer the names and addresses of persons treated for bites inflicted by animals, together with such other information as will be helpful in rabies control.
- C. It is the duty of every licensed veterinarian to report to the Enforcement Officer his diagnosis of any animal observed by him to be a rabid suspect.

SECTION 4-172 SECURING SUPPORT INFORMATION ON DIAGNOSED ANIMALS

When an animal under quarantine has been diagnosed as being rabid or is suspected of having rabies by a licensed veterinarian and dies while under such observation, the Enforcement Officer, veterinarian, the City Health Officer, or other designated emissary shall immediately send the necessary part of such animal to the state health department for pathological examination and shall notify the proper public Health Officer of any reports of human contact.

SECTION 4-173 RABIES CRISIS DECLARATION

When a report gives a suspected or a positive diagnosis of rabies, or when the City, county or state health officials feel that a rabies crisis may be imminent, the health officials may recommend to the City manager City-wide quarantine, and upon the invoking of such quarantine by the City Council, by resolution, no animal shall be taken into the streets or permitted to be in the streets, except for short periods of exercise under leash and control of a competent adult. During the quarantine no animal may be taken or removed from the City without written permission of the animal control officer. This declaration must be made by notice in a general circulated newspaper of the community and will last as long as health officials determine the situation requires such action.

SECTION 4-174 DESTRUCTION OF ANIMALS UNDER CRISIS PERIOD

- A. During the period of rabies quarantine as mentioned every animal bitten by an animal adjudged to be rabid shall be forthwith destroyed, or at the owner's expense and option, shall be treated for a rabies infection by a licensed veterinarian, or held under six (6) month quarantine by the owner in the same manner as a female in season. The period of quarantine may be extended from time to time.
- B. In the event there are additional positive cases of rabies occurring during the period of the quarantine, such period of quarantine may be extended for an additional six (6) months.
- C. No person shall kill or cause to be killed any rabid animal, any animal suspected of having been exposed to rabies, or any animal biting or scratching a human, except as herein provided, nor to remove same from the City limits without written permission from the Health Officer of the City or the Enforcement Officer.
- D. The carcass of any dead animal exposed to rabies shall upon demand be surrendered to the Enforcement Officer.

- E. The Enforcement Officer shall direct the disposition of any animal found to be infected with rabies.

SECTION 4-175 SURRENDER OF ANIMALS UNDER SUSPECT

No person shall remove from the City any animal suspected of having been exposed to rabies, or any animal which has bitten a human, except as herein provided. The carcass of any dead animal exposed to rabies shall be surrendered to the Enforcement Officer upon demand, and the Enforcement Officer shall direct disposition of the animal. No person shall refuse to surrender any animal for quarantine or destruction when such demand is lawfully made by the Enforcement Officer.

**ARTICLE H
KENNELS**

Section 4-180 Kennel License; Fee

SECTION 4-180 KENNEL LICENSE; FEE

- A. Every person owning, keeping or harboring within the City limits, three (3) or more dogs over the age of six (6) months, shall be required to obtain a License for the operation of a Kennel from the City Clerk for that purpose no later than the 30th day of May of each year, and shall pay each year to the City Clerk an annual license fee for the operation of Kennel in the sum of Fifty Dollars (\$50.00). The License granted to the owner for the operation of a Kennel shall be retained by the owner and produced upon request of any City employee designated by the Mayor. The License must be renewed annually with the City Clerk and a fee shall be charged for each yearly recertification in the sum of Fifty Dollars (\$50.00).

- B. It shall be unlawful for any person to own or operate a Kennel for dogs within the City limits of the City of Shidler without obtaining a License from the City Clerk.

**ARTICLE I
PENALTY**

Section 4-190 Penalty

SECTION 4-190 PENALTY

Any person, firm or corporation who violates any Ordinance or provision of this Chapter, or who violates, or refuses or neglects to carry out any reasonable order made by the Health Officer pursuant to this Chapter, shall, upon conviction thereof, be punished as provided in Section 1-108 of this Code. The penalties provided for herein shall be in addition to other remedies of the City and aggrieved persons and shall not be construed as exclusive.