

TITLE 5
POLICE REGULATIONS

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CHAPTER 1

OFFENSES

SECTION:

- 5-1-1: Criminal Code Adopted By Reference
5-1-2: Discharging Guns

5-1-1: **CRIMINAL CODE ADOPTED BY REFERENCE:** Except insofar as the application thereof is clearly impractical or inappropriate, in view of the context of purposes or penalty as provided, all of the definitions, requirements, regulations, prohibitions, provisions and sections of the Utah criminal code (title 76), as amended, are hereby adopted by the town. Any and all violations thereof shall be considered violations of this section and each such violation shall subject the violator thereof to penalty provisions under this section if proceeded hereunder. (2001 Code)

5-1-2: **DISCHARGING GUNS:** It shall be unlawful for any person to discharge guns or pistols within the limits of the town, except in self defense, or defense of property, or in the case of any civil officer in the discharge of his duty. (Prior Code § 89)



CHAPTER 2
ANIMAL CONTROL

SECTION:

- 5-2-1: Definitions
- 5-2-2: Cruelty To Animals
- 5-2-3: Dangerous Or Vicious Dogs
- 5-2-4: Control Of Rabies And Rabid Animals
- 5-2-5: Dogs At Large; Penalty For Violation
- 5-2-6: Prohibited Acts And Conditions

5-2-1: **DEFINITIONS:** As used in this chapter, unless the context otherwise indicates, the following words shall mean:

AT LARGE: Off the premises of the owner and not under the control of the owner or a member of his immediate family either by leash, cord, chain or otherwise.

DOG: Any male, neutered male, female, or spayed female dog of any age.

OWNER: When applied to the proprietorship of a dog, shall mean any person or persons, firm, association or corporation owning, keeping or harboring a dog.

VICIOUS DOG: A dog that has bitten a person without provocation or a dog that has a known propensity to attack or bite human beings. (2001 Code)

5-2-2: **CRUELTY TO ANIMALS:** It shall be unlawful for any person to:

- A. **Treat In Cruel And Inhumane Manner:** Overdrive, overload, drive when overloaded, overwork, torture, cruelly beat, mutilate, or needlessly kill, or carry or transport in any vehicle or other conveyance in a cruel and inhuman manner, any animal or cause any of these acts to be done.
- B. **Abandon:** Abandon or turn out at large any sick, diseased, or disabled animal, but such animal shall, when rendered useless by reason of sickness or other disability, be killed by the owner thereof and its carcass disposed of in such manner as to create no nuisance or hazard to health.
- C. **Kill Or Poison:** Wilfully to kill any domestic animal, or to administer poison to any such animal or to expose any poisonous substance with the intent that it shall be taken by any such animal.
- D. **Fail To Provide Care:** Fail to provide any animal in his charge or custody with necessary sustenance, drink and protection from the elements, or cause any of these acts to be done.
- E. **Intentionally Exhibit:** Intentionally exhibit any stud horse or bull or other animal indecently, or let any male animal to any female animal for the purpose of providing entertainment or viewing to any person.
- F. **Maintain Place Of Exhibition:** Maintain any place where fowl or any animals are suffered to fight upon exhibition or for sport upon any wager. (2001 Code)

5-2-3: **DANGEROUS OR VICIOUS DOGS:** It shall be unlawful for any person to own and possess a vicious dog within the town. (2001 Code)

5-2-4: **CONTROL OF RABIES AND RABID ANIMALS:**

- A. **Rabies Vaccination Required:** It shall be unlawful for the owner of any dog to suffer, allow, or permit such dog to be or go upon any sidewalk, street, alley, public place, or square within the town, without first having had such dog vaccinated every two (2) years against rabies, as provided in subsection B of this section, within the past two (2) years.
- B. **Vaccination By Licensed Veterinarian; Exception:** Every owner of any dog over the age of six (6) months within the town shall have the

dog vaccinated against rabies by a duly licensed veterinarian, shall secure from the veterinarian a certificate thereof, and shall attach to the collar or harness, which such person is hereby required to place upon the dog, a tag showing that such vaccination has been done; provided, that the town council may, by resolution, provide that the owners of any dog may themselves purchase serum and vaccinate their own dogs. The resolution shall also prescribe the conditions with which the owner must comply to obtain the tag herein required.

- C. Reporting Of Rabid Animals: Anyone having knowledge of the whereabouts of an animal known to have or suspected of having rabies shall report the fact immediately to the town. The town shall likewise be notified of any person or animal bitten by a rabid or suspected rabid animal.
- D. Biting Animal Quarantined: Any dog or other animal of a species subject to rabies which is known to have bitten or injured any person so as to cause an abrasion of the skin shall be placed in confinement under observation of a veterinary hospital and shall not be killed or released until at least fourteen (14) days after the biting or injury has occurred in order to determine whether or not the animal has rabies. If the animal dies or has been killed, its head shall be removed and immediately taken to the state health laboratory to be examined for rabies. (2001 Code)
- E. Bitten Animal Quarantined: Any animal of a species subject to rabies which has been bitten by a known rabid animal or has been in intimate contact with a rabid animal shall be isolated in a suitable place approved by the town for a period as determined by the council. (Ord. 2003-13, 8-14-2003)

5-2-5: DOGS AT LARGE; PENALTY FOR VIOLATION:

- A. Unlawful Acts: It shall be unlawful:
 - 1. For the owner or keeper of any dog to permit such dog to run at large.
 - 2. For an owner of a dog to permit such dog to go upon or be upon the private property of any person without the permission of the owner or person entitled to the possession of such private property.
- B. Violation Regardless Of Precautions: The owner of any dog running at large shall be deemed in violation of this section, regardless of the

precautions taken to prevent the escape of the dog and to prohibit it from running at large.

- C. Declared Nuisance: Any dog running at large in violation of the provisions of this section is hereby declared to be a nuisance and a menace to the public health and safety.
- D. Offenses; Penalty:
 - 1. First, Second Offense: The first and second time the same dog is picked up for being at large, the owner thereof shall pay a fine in the amount of one hundred dollars (\$100.00) for each offense.
 - 2. Third Offense: The third time the same dog is picked up for being at large, the dog shall be either removed from the town limits or disposed of by an authorized agent of the town. (2001 Code)

5-2-6: PROHIBITED ACTS AND CONDITIONS:

- A. Female Dogs In Heat: The owner of a female dog in heat shall cause such dog to be penned or enclosed in such a manner as to preclude other dogs from attacking such female dog or being attracted to such female dog so as to create a public nuisance.
- B. Unlawful To Harbor Stray Dogs: It shall be unlawful for any person to harbor or keep within the town any lost or stray dog.
- C. Loud Or Offensive Animals; Penalty: No person shall own, keep, or harbor any dog which by loud, continued, or frequent barking, howling, yelping, or by noxious or offensive odors shall annoy, disturb, or endanger the health and welfare of any person or neighborhood. A violation of this subsection shall be a class C misdemeanor, subject to penalty as provided in section 1-4-1 of this code, and such is hereby declared to be a nuisance, and each day a violation is permitted to exist or continue shall constitute a separate offense. This subsection shall not apply to veterinary hospitals or medical laboratories. (2001 Code)