

**VILLAGE OF FARWELL
CLARE COUNTY, MI
ANIMAL ORDINANCE
ORDINANCE NO. 72**

Article I – In General

Section 101 Animals Prohibited: Exceptions

- a. It shall be unlawful for any person to keep any animal or fowl within 300 feet of any dwelling, street, alley, or public place, except such animals as are commonly kept or housed as household pets.
- b. It shall be unlawful for any person to permit any animal or any fowl owned by him or her in their possession or control to run at large in any street, alley, or public place, or upon the premises of another without expressed permission of the owner or the occupant thereof.

Section 102 Disturbing Birds Prohibited

It shall be unlawful for any person to willfully injure, molest, or disturb in any way, and birds or the nest, eggs, young, or brood of such birds, except that this provision shall not apply to any birds declared by any law or ordinance to be pests.

Section 103 Rabbits, Chicks, Ducklings, Etc. Prohibited

It shall be unlawful for any person to sell, or offer for sale barter or give away rabbits, two (2) months old or younger, baby chicks, and ducklings as pets or novelties, whether or not dyed, colored or otherwise artificially treated. This section shall not be construed to prohibit the display or sale of natural chicks or ducklings in proper brooder facilities by hatcheries or stores engaged in the business of selling the same to be raised for commercial purposes.

Section 104 Sick or Dead Animals

It shall be unlawful to throw or deposit, throw or place any dead or fatally sick or injured animal, or part thereof, on any public or private place, or any sewer.

Section 105 Poisonous Substance Prohibited

It shall be unlawful to throw or deposit poisoned meat, or any poison or harmful substance, in any street, alley or public place, or on any private premises with the Village for the purpose of destroying any dog, bird, fowl, or other animals.

Section 106 Feeding Required

It shall be unlawful to feed any animal unwholesome or unsuitable food or unclean water to drink, which is likely to cause or produce disease in the animals.

Section 107 Sanitary Requirements

Every person lawfully keeping or harboring any animal shall keep or cause to be kept any manure or offal therefrom, which shall be deposited or accumulated from such animals, securely and closely confined to or buried upon his premises and in such manner as will prevent it from being scattered from such place or deposit into or upon any street, sidewalk, alley or gutter of the Village of Farwell: and shall so cover and care for it as to prevent any malodorous or offensive condition to exist and to prevent any nuisance to arise therefrom.

Section 108 Impounded Animal Care Costs

In the case of any violations of Articles, it shall be the duty of any duly appointed humane officer, peace officer, sheriff or health officer to seize such pets, fowl or animals and provide the necessary care and attention, and such pets, fowl or animals shall not be returned until all expenses for such care and attention shall have been paid.

Section 109 Fines and Violations

Any violation of Article I will be classified as a misdemeanor, punishable by a fine up to one hundred dollars (\$100.00) and or ninety (90) days in jail.

Article II Dogs

Section 110 Impounding Dogs Disposition

It shall be the duty of the Police Department to seize and impound any dog found anywhere in the Village of Farwell contrary to the provisions of this Article. No dog so impounded shall be released to its owner or other authorized person without payment of such sums determined by the Police Department for its care and maintenance and rabies shot within twenty-four (24) hours after release or proof thereof. If dog tags are on animal with address or address can be obtained by tag, the Police Department or dog warden shall give owner seven (7) days to claim dog at location of housing of a said animal. The dog warden shall dispose of such dog by sale or by destruction in some humane manner. It shall be unlawful for any person to interfere with any dog warden or his agent in the enforcement of this law.

Section 111 Police Department: Records Required

The Police Department shall maintain a complete record of all dogs impounded under the provisions of this article and the disposition of the same.

Section 112 Female Dogs, Restriction

It shall be unlawful for the owner or custodian of any female dog to permit such dog off the premises of the owner or custodian when in heat, unless the dog is under control and attached to a leash.

Section 113 Report to Police Department Required

If any person is bitten by a dog, it shall be the duty of that person or the owner or custodian of the dog having knowledge, or same to report same to Police Department immediately thereafter. If the owner or custodian of any dog has any reason to believe or suspect that such dog has become infected with rabies it shall be the duty of that person to report the same to the Police Department immediately thereafter.

Section 114 Quarantine: Procedure

In the event of any report to it as set forth in the preceding section, the Police Department shall take such dog into its possession and deliver it to the health officer. The health officer shall hold such dog in quarantine until a laboratory analysis by a licensed veterinarian is made to determine whether the dog is infected. The health officer shall promulgate and adopt such rules as he deems necessary for procedure in all such cases and for the disposition of any dog delivered into his custody. The (owner) of such dog shall pay cost involved in such quarantine.

Section 115 Dogs: Running Loose Prohibited

It shall be unlawful for the owner, or any person having the possession, care custody or control thereof, to permit any dog to run at large upon the public streets, walks, parks, or other public places within the Village of Farwell, unless such dog shall be attached to a leash of sufficient strength to restrain such dog in such manner as to be kept under the control of the person accompanying it.

Section 116 Annoying Dogs Prohibited

It shall be unlawful for any person to own, harbor or keep any dog which shall cause annoyance or disturbance to persons by frequent and habitual barking, howling, or yelping.

Section 117 Vicious Dogs Prohibited

It shall be unlawful for any person to suffer or permit a vicious, fierce, or dangerous dog to go unconfined and unrestrained on each person's premises or to run at large.

Section 118 Violation and Fines

Any violation of Article II will be classified as a misdemeanor, punishable by a fine up to one hundred dollars (\$100.00) and/or ninety (90) days in jail.

Section 119 If License Required

If Pet License is required for animals regardless of sex of animal it shall be the responsibility of owner to have such pet vaccinated for rabies, before animal can be licensed. For licensing the owner of animal can apply for license from Clare County Dog Warden it shall be responsibility of Village of Farwell Police Department to check each dog for license that they (Police Department) have picked up. It also is the duty of the Farwell Police Department to aid in the enforcement of this Ordinance.

Section 120 Regulations on Number of Dogs

No person, firm or corporation shall keep or cause to be kept on his, her, or its premises, or parts thereof, more than two (2) dogs at any time within the Village limits of the Village of Farwell.

Section 121 Kennels

No person shall own or operate a kennel in the Village of Farwell.

Article III Cats

Section 122 Running at Large Prohibited

It shall be unlawful for any person in the Village of Farwell to have possession or custody of any cat without having it under control and confined to his premises at all times: provided, that the provisions of this section shall not apply to possession or custody of any cat less than four (4) months of age, when proof of age can be and on request is submitted to a Farwell Police Officer.

Section 123 Exhibiting Cats to Authorized Personnel

It shall be unlawful for any person to refuse to show or exhibit, at any reasonable time, any cat in his possession or custody to any licenses inspector, Police Officer, or Health Officer of the Village of Farwell.

Section 124 Number of Cats Harbored, Restriction: Creating Nuisance Prohibited

It shall be unlawful for any person in the Village of Farwell to possess, harbor, shelter or keep more than three (3) adult cats, excepting veterinary hospitals and pet shops property licensed by the Village of Farwell. For the purpose of this article, and adult cat shall be deemed to be any cat six (6)

months old or older. It shall also be unlawful to maintain any cat or cats so as to create a nuisance by way of noise, odor or otherwise.

Section 125 Person Bitten, Report to Police

If any person is bitten by a cat, it shall be the duty of that person, or the owner or custodian of the cat having knowledge of same, to report same to the Police Department immediately thereafter. If such cat has become infected with rabies it shall be the duty of that person to report same to the Police Department immediately.

Section 126 Impounded Cat, Disposition Fee

Any impounded cat not redeemed within seven (7) days shall be disposed of in such a manner as previously agreed upon between the Village of Farwell and owner and/or manager of any animal hospital or shelter. The owner and/or manager of the hospital or shelter is made an agent of the Village of Farwell for this purpose, and this regard are declared to be for a government purpose only.

Section 127 Agreements with Animal Hospitals Authorized

The Village of Farwell may enter into necessary agreements with animal hospital owner and/or managers to carry out the terms of this article.

Section 128 Violations and Fines

Any violation of Article III will be classified as a misdemeanor, punishable by a fine up to one hundred dollars (\$100.00) and/or ninety (90) days in jail.

Adopted: January 3, 1977

Patricia A. Renner, Clerk