

AN ORDINANCE PROHIBITING THE RUNNING OF DOGS AT LARGE WITHIN THE TOWN OF PEETZ, COLORADO, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE ORDINANCE.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF PEETZ, COLORADO:

Section 1: Hereafter it shall be unlawful for any person owning or having the care, custody, or possession of any dog to allow said dog to run at large within the corporate limits of the Town of Peetz.

Section 2: For purposes of this Ordinance, the following words and phrases shall have the following meanings:

Dog - An animal of canine species regardless of sex.

Dog Owner - Every person in possession of or harboring any dog or who shall suffer any such dog to remain about his premises for the period of ten days.

To Run at Large - means not under the reasonable control of the owner. A dog shall be deemed under such reasonable control when said dog is on its owner's property or on a leash, or if it is at heel of its owner. A dog shall be deemed not under reasonable control of its owner when such dog inflicts damage or injury by biting, jumping upon, pollution of vegetation, or by other means whatsoever to the person or property of anyone other than the owner except in defense of the owner, his family, or property.

Section 3: It shall be unlawful for any person to permit any vicious dog owned or controlled by him to run at large within the Town without a muzzle so as to prevent such dog from biting or injuring any person or other animal. A vicious dog is hereby defined to be any dog that bites or snaps at persons upon the streets or other public places or snaps at or bites animals or vehicles upon the streets or other public places within the Town and it shall not be necessary to show knowledge on the part of the keeper or owner of any such dog in order to convict for a violation of the provisions of this Section.

Section 4: The running at large of any dog within the Town of Peetz shall be deemed and the same is hereby declared a public nuisance. Any dog found running at large in violation of this Ordinance shall be impounded for a period of twenty-four hours. At the time of the impounding, the Mayor of Peetz or a person authorized to act on his behalf shall post or cause a notice to be posted

at the front of the pound and on the Post Office bulletin board stating the time of impounding and fines and that, if the owner is not found or known within twenty-four hours from the date of impounding, the dog shall be killed. If at the expiration of twenty-four hours from the time of impounding the owner of the dog cannot be found, then the Mayor or a person acting on his behalf shall kill the dog or cause same to be done and thus abate the nuisance.

Section 5: There shall be appointed by the Mayor of Peetz a dog warden with such duties as may be assigned to him by this Ordinance and such other duties as may be assigned to him from time to time by the Mayor of Peetz.

Section 6: The dog warden and his assistants shall enforce all the provisions of this Ordinance within the limits of the Town of Peetz whether on public or private property.

Section 7: All Ordinances and part of Ordinances in conflict herewith shall be and the same are hereby repealed.

Section 8: If any portion of this Ordinance shall be declared unconstitutional or beyond the powers of the Town of Peetz, such determination shall not affect or impair the enforcement of such provisions thereof as may be constitutional and within the powers of the Town of Peetz.

Section 9: It is hereby declared that an emergency exists and that this Ordinance is necessary for the immediate preservation of the public peace, health, and safety. Therefore, this Ordinance shall be in full force and effect upon the expiration of five days from and after the final passage and publication of said Ordinance.

PASSED AND ADOPTED this 5th day of March, 1979.

ATTEST:

Delbert S. Johnson  
Town Clerk

George L. Dardiner  
Mayor

I, Delbert S. Johnson, Town Clerk of the Town of Peetz, do hereby certify that the above and foregoing Ordinance was duly, regularly, and finally adopted and passed by the Board of Trustees of said Town of Peetz at the regular meeting thereof at the Town Hall in said Town on the 5th day of March, 1979.

Delbert S. Johnson  
Town Clerk