

ORDINANCE NO. 05-20

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA, ADOPTING A DEFINITION OF VICIOUS ANIMALS AND DOGS AND CREATING AUTHORITY FOR LAW ENFORCEMENT OFFICIALS TO SECURE SUCH ANIMALS AND TAKE ACTIONS AS ARE NECESSARY TO PROTECT RESIDENTS AND PROPERTY.

WHEREAS, in the interests of the public health and safety, it is necessary to provide for the containment and possible destruction of vicious and/or violent animals; and,

WHEREAS, the Town of Dewey-Humboldt desires to eliminate the potential destruction of livestock and human life;

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, AS FOLLOWS:

**SECTION 1. Definitions**

1. "Dangerous or Vicious Animal" – Any animal that bites without provocation, is known to have a propensity, tendency or disposition to bite, or kills or causes injury; including injury to domesticated animals.

**SECTION 2. Determination of the Town Magistrate**

1. Following a hearing, the Town Magistrate may declare an animal to be dangerous or vicious if the animal is found to have exhibited a pattern of aggressive behavior which threatens the safety or well-being of persons or domesticated animals, or has caused injury, reasonable apprehension of such injury, or intimidation to any person.

**SECTION 3. Control of Dangerous Animal**

1. No person having charge, care, custody or control of an animal determined to be a vicious or dangerous animal shall permit such animal off their premises unless such animal is securely restrained.

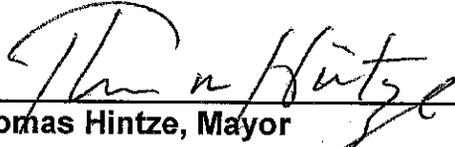
**SECTION 4. Killing of Dangerous Animals**

1. Any Law Enforcement Officer is hereby authorized to destroy any animal determined to be a dangerous or vicious animal when immediately necessary to protect any person or property.

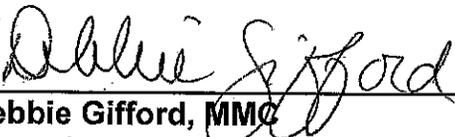
**SECTION 5. Penalties and Fines**

1. Any person violating the conditions herein, or is in charge of a dangerous animal as defined herein, may be fined in the amount \$250.00 and be liable for reimbursement of any costs incurred by Law Enforcement Officials in the exercising of their duties.

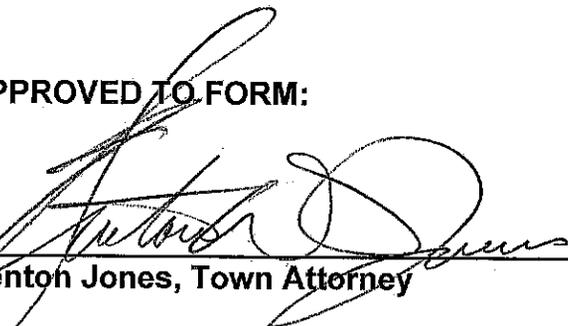
PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Yavapai County, Arizona, this 15<sup>th</sup> day of November, 2005.

  
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Thomas Hintze, Mayor

**ATTEST:**

  
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Debbie Gifford, MMC  
Town Clerk

**APPROVED TO FORM:**

  
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Kenton Jones, Town Attorney