

TITLE III: Public Health and Safety

ARTICLE 1. Animals, Vegetable or Mineral Matter (revised by Ordinance No. 2003-03)

Section 1. No person shall throw, put or deposit, or cause or permit any person in his or her employee to throw, put or deposit any vegetable, animal, or mineral matter, straw, shavings, leather, paper, glass, tin, iron, earthenware or parts thereof, slops, manure, offal, or filth, or who shall cause, permit the flow or stagnation of any filthy or stinking liquid on any public square, commons, unenclosed grounds, street, alley, highway, sidewalk, or gutter in the Town of Bloomfield

Section 2. It shall be the duty of any person who may be the owner of any dead animal substance within the corporation to remove the same not less than 1/4 of a mile beyond the corporation limits, or bury it at least three feet underground within six hours after being requested to do so by any person. If the owner is unknown, the marshal shall cause such removal to be made at the expense of the Town. When any dead animal whose owner is unknown is found on the premises of another person, such person shall have the animal removed at his own expense.

Section 3. No person having a vertebrate animal in his custody shall recklessly, knowingly or intentionally abandon or neglect the animal.

Section 4. No person shall knowingly or intentionally:

- a) torture, beat, or mutilate a vertebrate animal so as to result in serious injury or death to the animal; or
- b) kill a vertebrate animal without authority of the owner of the animal.

Section 5. It shall be unlawful to harbor or keep any dogs which disturb the peace by barking, baying or whining at any time of the day or night.

Section 6. a.) No person shall permit any dog to run at large, at any time or any place in the town., or upon the private property of another without the consent of the owner of such private property. A warning ticket may be issued for the first known offense under this section, at the discretion of the officer observing or investigating the offense.

b.) Any dog found to be running at large in the town or upon the private property of another without the consent of the owner of such private property may be taken by the town police, town marshal, or the agent of the humane shelter and impounded in an animal shelter and there confined in a humane matter.

c.) After an animal has been impounded under this section and unredeemed at the animal shelter for a period of three days, it may be disposed of by the humane shelter 1) by adopting the animal pursuant to the humane shelter's policies to some person who will provide the animal a suitable home, 2) by destroying the animal in a manner permitted by law, or 3) by otherwise disposing of the animal as provided by law.

d.) In addition to, or in lieu of, impounding an animal found running at large or upon the private property of another without the consent of the owner of such private property, the town police or town marshal may issue to the known owner of such animal a notice of ordinance violation. Such notice shall impose on the owner a penalty of \$30.00 for the first known impoundment or ordinance violation. A fine of \$50.00 shall be imposed for the second known impoundment or ordinance violation. A fine of \$100.00 shall be imposed for the third known impoundment or ordinance violation and for each and every impoundment or ordinance violation thereafter. All fines shall be paid to and through the Clerk-Treasurer of the Town of Bloomfield within 72 hours. The owner of the animal shall be able to redeem the animal from the humane shelter if, within the time period provided in subsection c) of this section, the owner pays all fines payable to the town and all fees payable to the humane shelter.

Section 7. Any dog found in the town running at large under conditions set forth above is hereby declared to be a nuisance and the town marshal and the deputy town marshals are authorized to kill any such dog when it is necessary for the protection of any person or property.

Section 8. Whenever any dog bites a person, the owner of such dog shall immediately

notify the town marshal who shall order the dog held on the owner's premises or shall have it impounded for a period of two weeks. The dog shall be examined immediately after it has bitten

anyone and again at the end of the two week period. If at the end of two weeks a veterinarian is convinced that the dog is then free from rabies the dog shall be released. If the dog dies in the meanwhile its head shall be sent to the state department of health for examination for rabies.

Section 9. It shall be unlawful to permit any cattle horse, swine, sheep, goats, or poultry to run at large in the town. It shall further be unlawful to picket or tie any such animal in any of the streets of the town for the purpose of grazing or feeding.

Section 10. a) No animal afflicted with a contagious or infectious disease shall be allowed to run at large, or to be exposed in any public place whereby the health of a human being or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof, except under the supervision of the town marshal.

b) The town marshal shall secure such disposition of any diseased animal and such treatment of affected premises as to prevent the communication and spread of the contagion or infection, except in cases where the state veterinarian is empowered to act.

Section 11. a) No person shall cause or allow any stable, kennel, pen or place where any animal is or may be kept to become unclean, or unwholesome, or ill smelling and it shall be unlawful to keep any live swine or pigs in the town.

b) It shall be unlawful to keep or have any goats anywhere in the town, or any cattle or chickens within 150 feet of any residence, other than the residence of the person so keeping or having such animals, anywhere in the town.

Section 12. As used in Article I of Title III of the Municipal code, the meaning of terms are as follows:

a) Owner means any person, partnership or corporation owning, keeping or harboring animals;

b) Kennel means any person, partnership or corporation engaged in the business of breeding, buying, selling, or boarding dogs and cats;

c) Pet shop means any person, partnership or corporation engaged in the business of breeding, buying, selling, or boarding animals of the species;

d) Veterinary hospital means any establishment maintained and operated by a licensed veterinarian for the diagnosis and treatment of diseases and injuries of animals;

e) Animal means any living creature, domestic or wild other than human beings;

Section 13. A violation of any section of this Article shall be a class C infraction. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.