

ORDINANCE NO. 2009-004

AN ORDINANCE AMENDING ORDINANCE NUMBER 1992-6 PROVIDING FOR THE SEIZURE AND IMPOUNDMENT OF VICIOUS DOGS, AMONG OTHER THINGS, AND ORDINANCE NUMBER 1998-4 PROHIBITING DOGS FROM RUNNING AT LARGE AND PROVIDING FOR THE IMPOUNDMENT THEREOF, AMONG OTHER THINGS, IN ORDER TO COMPLY WITH ACT 33 OF 2009 REQUIREMENTS FOR DISPOSITION OF VICTIMS OF ANIMAL CRUELTY.

WHEREAS, Act No. 33 of the 2009 General Assembly of the State of Arkansas (Act 33) concerning cruelty to dogs and other animals established requirements concerning the disposition of dogs that are victims of animal cruelty, and it is necessary to amend existing ordinances concerning the impoundment and disposition of dogs to conform to the requirements of said Act 33.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Tyrone, Arkansas, as follows:

SECTION 1. That Section 1 of Ordinance No. 1992-6 providing for the seizure and impoundment of vicious dogs, among other things, shall be amended by adding the following sentence at the end of Sec. 1 thereof, to-wit:

Provided, however, that the impoundment and disposition of any dog that is the victim of animal cruelty as proscribed by Act 33 of the 2009 Arkansas General Assembly shall be performed in accordance with Sec. 17 of Ordinance No. 1998-4, as amended by Ordinance No. 2009-4.

SECTION 2. That Ordinance No. 1998-4 prohibiting dogs from running at large and providing for the impoundment thereof shall be amended by adding the following section:

SECTION 17. DISPOSITION OF VICTIM OF ANIMAL CRUELTY Act 33 of the 2009 Arkansas General Assembly concerning cruelty to animals imposes requirements upon cities in connection with the disposition of dogs that are the victims of any form of animal cruelty proscribed by such act, including, but not limited to, the requirement to keep any victim of animal cruelty at an appropriate place of custody for at least 15 consecutive days,

including weekends and holidays, after written notice in the form and manner required by such act is received by the owner. Therefore, the impoundment, notice and reclamation provisions of such ordinance shall be, and hereby are, amended to conform to the requirements of said Act 33, such being incorporated by reference herein, but only for animals that are victims of animal cruelty in any form proscribed by such act.

SECTION 3. That as it is necessary for existing ordinances concerning impoundment of dogs to comply with Act No. 33 of the 2009 Arkansas General Assembly, an emergency is declared to exist, and this ordinance being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage.

PASSED AND ADOPTED this 14th day of July, 2009.

CITY OF TYRONZA

By: Marion Bearden  
Mayor

ATTEST:

Donna O'Neal  
Recorder/Treasurer

(SEAL)