

ARTICLE I. IN GENERAL

Secs. 10-1—10-30. Reserved.

ARTICLE II. DOGS*

DIVISION 1. GENERALLY

Sec. 10-31. Penalty.

Any person who shall violate any of the provisions of this article shall, upon conviction thereof, be sentenced to pay a fine not to exceed \$100.00 and costs of prosecution, or to imprisonment, at the discretion of the court.
(Ord. No. 70-110, § 19, eff. 10-16-1970)

Sec. 10-32. Impoundment authorized.

It shall be the duty of the police department of the city, or other persons authorized for that purpose, to take up, seize and place in the dog pound all dogs that may be found running at large or being kept or harbored in any place within the city contrary to the provisions of this article.
(Ord. No. 70-110, § 13, eff. 10-16-1970)

Sec. 10-33. Impoundment fees.

(a) No dog shall be released from the pound unless the owner or his authorized agent shall pay to the police department a fee as set by resolution of the city council.

(b) No dog shall be released from the pound unless the dog is properly immunized and licensed, and the cost of such immunization and licensing shall be paid by the owner in addition to the fees provided for in this section.

(c) The police department shall keep a record of all seizures of dogs and the collection of all fees and other monies and shall deliver all fees collected to the city treasurer.
(Ord. No. 70-110, § 14, eff. 10-16-1970)

*State law reference—Regulations pertaining to dogs, MCL 287.261 et seq., MSA 12.511 et seq.

Sec. 10-34. Disposition of impounded dogs.

All dogs not claimed and released within 72 hours after being impounded shall be destroyed, or if the animal is deemed valuable it may be sold by the police department provided the dog is properly immunized and licensed at the cost of the purchaser. Dogs impounded having been exposed to rabies, or any dog that has attacked a person, shall be kept until such time and under such conditions as shall be required by the police department or the health department.
(Ord. No. 70-110, § 15, eff. 10-16-1970)

Sec. 10-35. Destruction of dogs impounded for biting person.

Whenever a dog is brought to the pound for having bitten a person, the police department may, if deemed necessary and advisable, and after holding such dog a sufficient length of time to meet the requirements of the health department for investigation, cause such dog to be destroyed as a vicious dog. Unless waived in writing, notice of intent to so destroy such dog shall be given to the owner, if known, and the owner shall have 48 hours in which to seek a review by the district court of the order of the police department for the destruction of such dog.
(Ord. No. 70-110, § 12, eff. 10-16-1970)

Sec. 10-36. Responsibility for ownership.

Every person in possession of any dog who shall suffer such dog to remain on or about his premises for a period of five days shall be deemed the owner thereof.
(Ord. No. 70-110, § 2, eff. 10-16-1970)

Sec. 10-37. Liability for injuries or damage caused by dog.

Every owner of a dog shall be liable for damages for any and all injuries to person or property caused by such dog, to be determined and collected in appropriate civil proceedings, and nothing in this article shall be construed to impose any liability upon the city or its agents or employees for damages caused by such dog.
(Ord. No. 70-110, § 7, eff. 10-16-1970)

Sec. 10-38. Dogs off premises of owner.

It shall be unlawful for:

- (1) Any owner of any female dog to permit the female dog to go beyond the premises of such owner when she is in heat, unless the female dog is held properly in leash;
- (2) Any owner to allow any dog to stray beyond his premises unless under reasonable control of some person; or
- (3) Any owner to allow any dog to leave his premises under any conditions unless such dog has been immunized against rabies, provided that nothing in this section shall be interpreted to prevent an owner taking his dog to the offices of a veterinarian for purposes of having the dog immunized.

(Ord. No. 70-110, § 6, eff. 10-16-1970)

Sec. 10-39. Noisy dogs.

No person shall harbor or keep any dog which by loud or frequent or habitual barking, yelping or howling shall cause a serious annoyance to the neighborhood, or to people passing to and fro upon the street.

(Ord. No. 70-110, § 8, eff. 10-16-1970)

Sec. 10-40. Destruction of vicious and rabid dogs.

No person shall own or harbor a fierce or vicious dog, or any dog that has been bitten by any animal known to have been afflicted with rabies. All dogs found to be vicious and all rabid dogs shall be destroyed, unless otherwise disposed of by the owner thereof.

(Ord. No. 70-110, § 9, eff. 10-16-1970)

Secs. 10-41—10-60. Reserved.

DIVISION 2. LICENSE

Sec. 10-61. Required.

No person shall own, possess or harbor any dog six months old or over in the city unless the dog is licensed.

(Ord. No. 70-110, § 1, eff. 10-16-1970)

Sec. 10-62. Application.

(a) Every owner or custodian of a dog residing within the city shall file an application with the city clerk giving his legal name and address and the breed, sex, age, color and markings of the dog.

(b) Every owner, custodian or other person applying for a license for any dog shall present to the city clerk or authorized agent at the time of filing such application a certificate of rabies vaccination signed by a licensed and registered veterinarian, which certificate shall state the type of vaccine; the date administered; the veterinarian's name, address and telephone number; the name and address of the dog's owner; and a description of the animal so vaccinated.

(Ord. No. 70-110, §§ 3, 4, eff. 10-16-1970; Ord. No. 75-157, § 1, eff. 10-16-1975)

Sec. 10-63. Fee; issuance of tag; duplicate licenses.

(a) Upon payment of the license fee, the city clerk or his authorized agent shall issue to each applicant a license to own or harbor a dog for the term commencing on July 1 and terminating on June 30 next following. The city clerk shall, at the time of issuing the license, and of each renewal thereof, collect of each applicant a license fee as set by resolution of the city council. An additional fee as set by resolution of the city council shall be collected for each license after August 1 of each year unless the applicant shows to the satisfaction of the city clerk that a license was not required as of the previous July 1. Upon the issuance of a license, the city clerk shall deliver to the applicant a metal or fiber tag which shall be dated and bear a serial number together with the words "City of Belleville." No tag shall be used on the collar or harness of any dog other than the dog for which it was issued.

(b) Duplicate licenses can be obtained upon application and payment of a fee as set by resolution of the city council.

(Ord. No. 70-110, § 3, eff. 10-16-1970; Ord. No. 75-157, § 1, eff. 10-16-1975)

Sec. 10-64. Wearing of collar and tag.

No person shall own, possess or harbor any dog six months old or over in the city that does not at all times wear a collar or harness with suitable tag attached.

(Ord. No. 70-110, § 1, eff. 10-16-1970)

Secs. 10-65—10-80. Reserved.**DIVISION 3. RABIES CONTROL****Sec. 10-81. Vaccination required.**

It shall be unlawful for the owner or custodian of any dog to keep or maintain such dog unless it shall have been vaccinated by a licensed and registered veterinarian with antirabies vaccine within one year preceding the date on which such dog is kept or maintained.

(Ord. No. 70-110, § 5, eff. 10-16-1970)

Sec. 10-82. Surrender and confinement of dogs suspected of having rabies.

Any person who shall have in his possession a dog which has contracted rabies, or which has been subjected to rabies, or which is suspected of having rabies, or which has bitten any person, shall, upon demand of the police department, produce and surrender up such dog to the police department, to be held in the city dog pound or approved kennel for treatment and observation for a period of ten days. In lieu of such delivering up of such dog, such person shall have the option of delivering such dog to an approved kennel, there to held for treatment and observation for such ten-day period, and shall furnish to the police department written evidence that the dog has been so delivered. If such dog is confined to a private kennel, such confinement shall be at the sole expense of the owner of the dog, and without expense or risk on the part of the city. If the dog is kept in the city pound or an approved kennel, the owner shall be liable for the board of the dog as provided in this article for an impounded dog.

(Ord. No. 70-110, § 10, eff. 10-16-1970)

Sec. 10-83. Report of dog bitten by rabid animal.

It shall be the duty of any person owning or harboring a dog which has been attacked or bitten by another dog or other animal showing symptoms of rabies to immediately notify the police department that such person has such dog in his

possession, and such person shall comply with all lawful orders and requirements of the police department.

(Ord. No. 70-110, § 11, eff. 10-16-1970)

Sec. 10-84. Quarantines.

The health officer of the city is hereby authorized to require that any dog be quarantined, or that a quarantine be established in the city for any defined period, when in his opinion such measures are necessary in order to protect the health of the inhabitants of the city.

(Ord. No. 70-110, § 16, eff. 10-16-1970)