

## VILLAGE OF RESERVE

### VILLAGE OF RESERVE ORDINANCE NO. A - 1989

AN ORDINANCE REGULATING THE KEEPING OF CERTAIN ANIMALS WITHIN THE VILLAGE OF RESERVE, NEW MEXICO, PROVIDING FOR PERMITS FOR SUCH ANIMALS; PROVIDING A PENALTY; REVOKING ALL PREVIOUSLY ISSUED ANIMAL PERMITS AND REPEALING ORDINANCE NO. A-1981.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF RESERVE, NEW MEXICO;

#### Section 1. Definitions.

The word "animal" or "animals" herein shall be limited to all hard-hoofed animals, and fowl of any species. The word "Person" shall mean any person, firm, partnership, corporation or association.

#### Section 2.

It shall be unlawful for any person to keep or harbor any hard-hoofed animals within the corporate limits of the Village, except as follows:

- A. Veterinarian hospitals where duly licensed veterinarian is actively engaged in, and in charge of operations.
- B. Duly licensed wholesale and retail shops operated in areas where such businesses are permitted under any zoning ordinance of the Village.
- C. Small domestic animals, fish or birds, customarily kept in the home for noncommercial purposes, so long as the same shall not constitute a "public nuisance."
- D. All other animals for which a permit has been secured from the governing body of the Village.

**Section 3. Permits.** A permit for any animal must be secured from the governing body: Before issuing such permits the governing body shall determine by an inspection that the keeping of such animals shall not endanger the peace, health or welfare of the inhabitants of the Village, and may make such permits subject to restrictions as to sanitary conditions, number of animals, location of the same and such other conditions as may be deemed necessary. A one time permit fee shall be \$3.00 and such permit shall be subject to revocation for violations for the terms of the permit. The permit fee will be waived for all 4-H and FFA animals.

#### Section 4. Premises Kept Clean.

Any person who keeps animals shall keep all buildings and premises in a clean and sanitary condition including the control of flies and odors.

#### Section 5. Maltreatment.

It shall be unlawful for any person to abuse, injure or maltreat any animal.

#### Section 6. Running at large.

It shall be unlawful for any person to allow or permit any animal or fowl owned by him or in his control to run or be at large within the Village.

#### Section 7. Right of Entry.

Whenever there is reasonable cause to believe that an unhealthful or unsanitary condition exists on any private premises, which might endanger the general health of the community, the Village shall have the right to enter such premises and thoroughly investigate the same.

#### Section 8. Penalties.

Violation of any of the requirements of this ordinance, or failure to continue to comply with any conditions herein set forth shall constitute a misdemeanor and upon conviction thereof shall be punishable by a fine not exceeding \$300.00 or by imprisonment in the county jail for a period not exceeding thirty (30) days.

#### Section 9. Repeal.

Animal Ordinance No. A-1981 adopted by the governing body of the Village of Reserve on April 6, 1981, is hereby repealed.

**Section 10. Effective Date.** This ordinance will take effect five (5) days after its passage and publication provided by law.

PASSED, ADOPTED, AND APPROVED this 10<sup>th</sup> day of April, 1989.

