

## SANTA ROSA ANIMAL CONTROL ORDINANCE

### ORDINANCE NO. 329

AN ORDINANCE PERTAINING TO THE RESTRAINT AND CONTROL OF CANINES WITHIN THE MUNICIPALITY OF SANTA ROSA, NEW MEXICO, WHETHER INOCULATED AND/OR LICENSED AND DECLARING A NUISANCE FOR ANY DOG OR DOGS TO RUN UNRESTRAINED OR WITHOUT PHYSICAL RESTRAINT OUTSIDE THE BOUNDARIES OF ITS OWNERS PROPERTY. A NUISANCE SHALL ALSO BE DECLARED FOR THAT OR ANY OTHER DOG THAT PERSISTENTLY AND ANNOYINGLY BARKS, GROWLS, HOWLS AND YELPS AT INAPPROPRIATE TIMES OF NIGHT OR DAY AND/OR CAUSES A NUISANCE BY PERSISTENT AND AGGRAVATING ACTION THAT CAUSES UNDUE HARDSHIP, INCONVENIENCE OR HEALTH CONCERNS, AND PROVIDING FOR PENALTIES FOR VIOLATION OF ALL OR PARTS OF THIS ORDINANCE.

#### SECTION 1.

It shall be unlawful hereafter for any owner or owners of a dog or dogs whether licensed and/or inoculated, to permit such dog or dogs to run at large within the limits of the City of Santa Rosa, New Mexico; and that such dog or dogs shall be restrained and properly kept within the confines of the owner or owners property and at such time that the dog or dogs are taken beyond the confines of the property that the dog or dogs be physically restrained and controlled by leash.

#### SECTION 2.

It shall be unlawful for any person or persons to own a dog that persistently and annoyingly barks, growls, howls and yelps day or night to the extent that it causes inconvenience, discomfort, and/or loss of sleep to those residents dwelling within the proximity where such dog or dogs are kept.

#### SECTION 3.

It is hereby declared to be a nuisance to own or possess a dog or dogs that by its very nature may cause undue harm, and/or a health and safety concerns or exhibits such manners as described in Section 2 hereof.

#### SECTION 4.

It shall be the duty of the Animal Control Officer of the City of Santa Rosa, New Mexico to apprehend, hold and/or restrain any dog or dogs classified under Sections 2 and 3 hereof, and to file a Complaint against the owner or owners of such dog or dogs with the Municipal Judge of the City of Santa Rosa, New Mexico.

#### SECTION 5.

Any person or persons, the owner of a dog or dogs described in Sections 2, 3, and 4 hereof, who violates any of the provisions of this Ordinance shall be, upon conviction of any of

the provisions of this Ordinance, fined in a sum not less than \$25.00 and not more than \$100.00, and may be imprisoned for not less than five and not more than ten days, or by both such fine and imprisoned at the discretion of the Municipal Judge.

#### SECTION 6.

This Ordinance shall be in full force and effect from and after its adoption, approval and publication.

Passed, Approved, and Adopted this 14th day Of November 2000.

