

CHAPTER 2
ANIMAL CONTROL
ARTICLE A. ANIMALS

SECTION:

- 4-2A-1: Animal Confinement
- 4-2A-2: Running At Large
- 4-2A-3: Animal Pens
- 4-2A-4: Filth That May Produce Disease
- 4-2A-5: Filthy, Unwholesome Or Offensive Premises
- 4-2A-6: Keeping Of Certain Animals; Restrictions Within The Town

4-2A-1: **ANIMAL CONFINEMENT:**

A. Prohibited: It shall be unlawful for any person, company, corporation or anyone else to confine any livestock on property less than two (2) contiguous acres (87,120 square feet).

B. Definition: The term "livestock" shall include cattle, horses, pigs, lambs, sheep, goats and all exotic animals. (Ord. 58, 9-11-2014)

4-2A-2: **RUNNING AT LARGE¹:**

A. Prohibited: It shall be unlawful for any person, company or corporation, or anybody else to allow or permit any livestock, dogs or other animals to run at large within the limits of the town.

B. Penalty: Anyone violating the provisions of this article shall, upon conviction, be subject to penalty as provided in section 1-4-1 of this code in addition to being liable for any damages done to any person or person's property. (Ord. 58, 9-11-2014)

1. For power to regulate or prohibit, WS § 15-1-03(a)(xiv).

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4-2A-3: ANIMAL PENS:

- A. **Allowing To Become Offensive Or Annoying Prohibited:** It shall be unlawful for any person, firm or corporation to keep, use or maintain any yard, pen or place on his or their premises, or premises under his control within the incorporated town, in which any number of cattle, swine or other animals may be kept in such manner as to become offensive to any person residing within the vicinity or annoying to the public.
- B. **Violation:** If any person, firm or corporation shall own, keep or use any yard, pen or place on his or their premises, or premises under his or their control, within the town, in or upon which any number of cattle, swine or other animals shall be kept in such manner as to become offensive to any persons residing within the vicinity, or annoying to the public, such person, firm or corporation shall be deemed guilty of a misdemeanor and be deemed to maintain a nuisance in the town.
- C. **Penalty:** Any person found guilty of the violation of this section before a municipal judge of the town shall be subject to penalty as provided in section 1-4-1 of this code. (Ord. 58, 9-11-2014)

4-2A-4: FILTH THAT MAY PRODUCE DISEASE:

- A. **Order Of Mayor To Abate:** Whenever any place within the corporate limits of the town shall, in the judgment of the mayor, tend to produce sickness or disease, the mayor shall order the owner, lessee, or occupant of said premises within such time as the mayor may direct, to cleanse, purify the same and abate any nuisance therein and remove therefrom all substances in his judgment tending to produce sickness.
- B. **Failure To Comply; Abatement By Town:** In case of failure or refusal on the part of said owner, occupant or lessee to comply with such order within such time, it shall be lawful for the mayor to cause said premises to be cleansed and purified and all nuisances therein to be abated.
- C. **Deposit Or Accumulation Prohibited¹:** It shall be unlawful for any person owning, occupying or using any place or premises within the corporate limits of the town to deposit in the streets or alleys adjacent thereto, or permit to accumulate in the streets or alleys any filth, straw, tree branches or limbs, manure, offal, rubbish or other accumulation and any person so doing shall be punished as provided in subsection D of this section.

1. See also subsection 3-2-2A of this code.

- D. Penalty: Any person failing or refusing to obey any order of the mayor given in pursuance of this section, shall, upon conviction thereof before the municipal court of the town, be subject to penalty as provided in section 1-4-1 of this code, and for each day's continuance, which shall be deemed a separate offense, a like penalty shall be imposed. (Ord. 58, 9-11-2014)

4-2A-5: **FILTHY, UNWHOLESOME OR OFFENSIVE PREMISES:**

- A. Maintenance Prohibited: Any person or association of persons, corporation or corporations who shall maintain a filthy, unwholesome, or offensive house, hotel, bathhouse, sanatorium, dwelling, stable, privy or privy vault, drain pipe or sewer which shall be a menace to the public health shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code.
- B. Dead Animals: Any person who shall deposit or leave, or cause to be deposited or left, the carcass of any dead animal in any part of this town without the same being buried, limited to small animals, shall be deemed guilty of a nuisance and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code. Burial of livestock is not permitted. (Ord. 58, 9-11-2014; amd. Ord. 76, 6-8-2023)

4-2A-6: **KEEPING OF CERTAIN ANIMALS; RESTRICTIONS WITHIN THE TOWN:**

Chickens may be kept in the town; subject to the following requirements and all other applicable provisions of this chapter:

- A. It will be unlawful to keep more than 20 chickens on one property at one time. (Ord. 76, 6-8-2023; amd. Ord. 82, 11-9-2023)