

ANIMAL CONTROL FEE AND FINE SCHEDULE

Attack Liability: Not to exceed \$1000 plus medical, veterinarian and legal fees Associate with the incident.

Failure to Register Dogs by September 30 of each year: \$3.00 registration fee plus \$5.00 for each month in arrears. (e.g. Owner registering dog(s) in October: \$8.00 due for each dog, November: \$13.00 per dog, December: \$18.00 per dog etc.

Failure to Have Current Rabies Vaccination: (Rabies Certificate required or Batch # and Expiration Date if administered by owner) \$50 per incident, per dog

Dogs in Excess of Allowable Number: (4 per household, unless acquired prior to August 12, 2014) \$100 per dog. The owner is required to comply with stipulation within 60 days or be fined an additional \$100 for each month of non-compliance.

Failure to Leash Dog When it is Off Owner's Property: 1st Offense is a Warning, 2nd Offense is \$25.00, ALL additional violations are \$50.00 per incident.

Nuisance Complaints about Disruptive and/or Barking Dogs: 1st Offense is a Warning, 2nd Offense is \$25.00, ALL additional violations are \$50.00 per incident.

ANIMAL CONTROL ORDINANCE

BILL NO. 03-004

ORDINANCE NO. 14-007

This supersedes Ordinance: 06-004 (Bill No. 03-004), 02-001 (Bill No. 03-007), 00-001 (Bill No. 03-001) & 10-006 (Bill No. 03-004)

Dog attack liability

The owner or possessor of any dog that bites, without provocation, any person while such person is on public property, or lawfully on private property, including the property of the owner or possessor of the dog, is strictly liable for damages suffered by persons bitten, regardless of the former viciousness of the dog or the owner's or possessor's knowledge of such viciousness. Owners and possessors of dogs shall also be strictly liable for any property caused by their dogs. If it is determined that the damaged party had fault in the incident, any damages owed by the owner or possessor of the biting dog shall be reduced by the same percentage that damaged party's fault contributed to the incident.

Any person, who is held liable under the provisions of this Ordinance, shall be fined by the Board of Trustees, City of Loma Linda, Mo., not to exceed one thousand dollars, plus medical, veterinarian and legal fees associated with incident resolution.

Newton County Sheriff's Department: will be the arbiter of any documented report of a dog attack, and if the situation is determined guilty by definition of this Ordinance, the dog owner is responsible for all veterinarian, medical, applicable legal and court costs.

Additionally, the following 7 (seven) stipulations establish dog owner requirements within the Town of Loma Linda, MO., with the intent to minimize the threat of dog attacks.

Stipulation 1: Dog Owner Definition: a person that harbors a dog at their property.

Stipulation 2: Rabies Vaccination/Registration: It is the responsibility of every resident of the Town of Loma Linda, Missouri, who harbors or keeps one or more dogs, within the boundaries of the Town, to have their dog(s) vaccinated for rabies annually, by a duly licensed veterinarian, and to display on each dog, proof the rabies shots are current. The annual dog registration period is September 1 through September 30 when license fees are due and payable at the City Office.

Stipulation 3: Number of Dogs: The number of dogs permitted per household is limited to four (4), from this date forward. Current ownership is grandfathered, but required to comply with the 4 dogs limit, through natural attrition.

Stipulation 4: Dog Run: maximum 200 square feet; limit one dog run on a residential lot. Chain link fencing is permitted.

Stipulation 5: Dogs on leash: Dogs shall not be permitted to run-at-large, off the owner's property, within the Loma Linda, Missouri, town limits. In public areas, a dog is to be on a leash, with a responsible individual capable of controlling the dog.

Stipulation 6: Nuisance Complaints: Complainants of disruptive, barking dogs are to submit a detailed, written statement to the Town Clerk. The arbiter of each complaint is the Board of Trustees.

Stipulation 7: Ordinance Consequences: Violation of this Ordinance shall be subject to fines, court costs and/or reparation of damages, determined by the Loma Linda Board of Trustees.