

AN ORDINANCE AMENDING THE EXISTING ORDINANCES OF THE CITY OF CLINTON AS TO THE REGULATION AND CONTROL OF ANIMALS AND FOWLS WITHIN THE MUNICIPAL LIMITS, BY ADDING THE DEFINITION OF VICIOUS DOG AND BANNING SPECIFIC BREEDS OF DOGS FROM THE CITY OF CLINTON AND FOR RELATED PURPOSES

BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that the existing ordinances of the City of Clinton as to the regulation and control of animals and fowls be amended as follows:

1. The following section is added as Section 1-1(j):

(j) vicious dog: any dog that without provocation kills or injures any person or kills or injures any domestic animal or livestock when not on the offending dog owner's real property or approaches a person when not on the offending owner's property in a vicious or terrorizing manner, in an apparent attitude of attack upon the sworn affidavit of at least two witnesses.

The following section is added as Section 1-6.1:

2. Section 1-6.1 Banning of Specific Breeds of Dogs. "Banned Breeds of Dogs" are banned entirely and may not be owned, harbored or kept within the City of Clinton, Mississippi. "Banned Breeds of Dogs" are defined as any one of the following:

- A. American Pit Bull Terrier;
- B. Staffordshire Bull Terrier;
- C. American Staffordshire Terrier;
- D. Rottweiler;
- E. Any dog whose sire or dam is a dog of a breed which is defined as a banned breed of dog under this Section 1-6.1;
- F. Any dog whose owner registers, defines, admits, or otherwise identifies said dog as being of a banned breed;
- G. Any dog conforming, or substantially conforming, to the breed of American Pit Bull Terrier, American Staffordshire Terrier, Staffordshire Bull Terrier or Rottweiler as

defined by the United Kennel Club or American Kennel Club. Technical deficiencies in the dog's conformance to these standards shall not be construed to indicate that the subject dog is not a Banned Breed of Dog under this ordinance; or

H. Any dog which is of the breed commonly referred to "pit bull" or "rottweiler" and commonly recognizable and identifiable as such;

I. Any vicious dog which is found at large in violation of this Ordinance.

In the event that the animal control officer finds any of the Banned Breeds of Dogs within the City, he shall attempt to capture the dog and hold the dog until such time as a judge determines that the dog is a Banned Breed of Dog. If the animal control officer cannot capture the dog the officer shall proceed as set forth in this Ordinance. In the event the animal control officer captures the dog, the dog will be held until the case is disposed of by the court or the dog is turned over for disposition by the animal control officer.

3. This Ordinance shall become effective 30 days from and after its adoption.

ORDAINED, ADOPTED AND APPROVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, at a meeting thereof held on the 18th day of July, 2006.

A Motion for adoption was made by Alderman Bishop and seconded by Alderman Barnett and the foregoing Ordinance having been first reduced to writing, and no request being made by the Mayor or any member of the Board of Aldermen that the Ordinance be read by the City Clerk, before any vote was taken, it was submitted to the Board of Aldermen for the passage or rejection on roll call vote upon the vote being as follows, to-wit:

Alderman Brabham: no

Alderman Hisaw: yes

Alderman Greer: yes
Alderman Bishop: yes
Alderman Fisher: ABSENT
Alderman Morgan: yes
Alderman Barnett: yes

Whereupon the Mayor declared the Motion carried and the Ordinance approved and adopted.

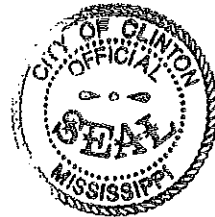
The foregoing Ordinance was approved this the 18th day of July 2006.

CITY OF CLINTON, MISSISSIPPI

By: Rosemary A. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

By: Russell L. Wall
RUSSELL WALL, City Clerk



I, RUSSELL L. WALL, City Clerk in and for the City of Clinton, Mississippi, do hereby certify that the above is a true and correct copy of a Resolution passed and adopted at the July 18, 2006 regular meeting of the Mayor and Board of Aldermen of said City.

Witness my hand and Official Seal of the City of Clinton, Mississippi.
This the 18th day of August, 2006.

Signed: Russell L. Wall
Russell L. Wall, City Clerk

Clinton-ordinance-vicious dog
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