

CITY OF GREENFIELD, MISSOURI  
ORDINANCE NO. 02-2019

Title: AN ORDINANCE FOR THE CITY OF GREENFIELD, MISSOURI AMENDING SECTIONS 205.010, 205.020, 205.030, 205.040, 205.050, 205.060, 205.070, 205.080, 205.085, & 205.090.

Whereas, Sections 205.010, 205.020, 205.030, 205.040, 205.050, 205.060, 205.070, 205.080, 205.085, & 205.090. of the Ordinances of the City of Greenfield, Dade County, Missouri set forth certain general provisions concerning the keeping of dogs within the City's limits,

**and,**

Whereas, the City has determined that the above cited Ordinances are in need of clarification, and the procedure for the licensing of dogs made more efficient,

**and,**

Whereas, following an extensive examination and debate of the relevant issues the City has determined that Sections 205.010, 205.020, 205.030, 205.040, 205.050, 205.060, 205.070, 205.080, 205.085, & 205.090. should be fully repealed and replaced by a comprehensive revision.

**Therefore, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF GREENFIELD, MISSOURI, AS FOLLOWS:**

Section 1: Sections 205.010, 205.020, 205.030, 205.040, 205.050, 205.060, 205.070, 205.080, 205.085, & 205.090. of the Greenfield City Ordinances, as presently constituted, are hereby repealed and in all respects replaced by the following Sections, to-wit:

§205.010 Definitions used in this Article, the following terms shall have these prescribed meanings:

**DOGS or CATS**

All animals of the canine or feline species, both male and female.

**OWNER or KEEPER**

Any person having a right of property in a dog or cat, or who keeps or harbors a dog or cat, or who has it in his/her care or acts as its custodian, or who knowingly permits a dog or cat to remain on or about any premises owned or occupied by him/her.

**PIT BULL DOG**

Shall be held and construed to mean any and all of the following dogs:

1. The Staffordshire Bull Terrier breed of dogs.
2. The American Staffordshire Terrier breed of dogs.
3. The American Pit Bull Terrier breed of dogs.
4. Dogs which have the appearance and characteristics of being predominately of the breeds of the dogs known as Staffordshire Bull Terrier, American Pit Bull Terrier, or American Staffordshire Terrier.

**RUNNING AT LARGE**

Allowing a dog to be off the private premises of the owner or keeper, or his/her agent or servant, and not on a leash or confined to the arms, motor vehicle, trailer or other conveyance of the owner or keeper, his/her agent or servant.

**INJURY GREATER THAN NOMINAL**

Physical injury that creates a risk of death or that causes actual disfigurement or protracted loss or impairment of the function of any part of the body.

### TRESPASSER

A person upon the premises of the owner or keeper of the dog in question without license or privilege to be upon said premises.

### UNRESTRAINED DOG

Any dog running at large or a dog on the premises of its owner or keeper but not confined to said premises by a leash, fence, structure or other means that would prevent the dog from leaving such premises.

### VICIOUS DOG

1. Any dog, whether or not running at large and whether or not unrestrained, that without provocation has bitten, or otherwise attacked, any person not a trespasser causing serious physical injury to that person that exceeds purely nominal damage.
2. Any unrestrained dog, whether or not running at large, that without provocation has attempted to bite or otherwise attack, any person not a trespasser.
3. Any unrestrained dog, whether or not running at large, that without provocation, has placed any person not a trespasser in apprehension of immediate serious physical injury.
4. Any dog that has killed another dog, cat, or other domestic animal without provocation.

### §205.020 Vaccination and Tag.

A. Dog License Required. It shall be unlawful for any person to own, possess, harbor or keep any dog within the City limits of the City of Greenfield without having purchased a dog license for such dog, and securely attaching said license on the collar of such dog. Said licenses shall be provided by the City with each license being manufactured from a durable material and identified by a number and color indicating date of expiration. The fee for issuance of such license shall be Nine Dollars (\$9.00) and each license shall be valid for a term of Three (3) years from the date of issuance. Tags must be renewed tri-annually in order to comply with this regulation. The City Clerk shall keep a record of all such licenses issued and the City shall presume that the person obtaining such license is the legal owner of the dog wearing such license. A copy of an accurate photograph identifying the dog in question shall be provided to the City Clerk, by the Applicant. Said photograph shall be kept as a part of the file concerning the dog's license. If the amount the City pays for a dog tag increases, the cost of the license fee shall automatically increase by a like amount. Dog licenses may hereafter be issued at such time and for such periods of time as the City Clerk may determine.

B. Rabies Vaccination Required. It shall be unlawful to possess, harbor or keep any dog within the City limits of the City of Greenfield that has not been inoculated for rabies. The City Clerk may not issue any license as provided in the preceding paragraph except upon presentation of a currently valid certificate, or other satisfactory evidence, showing affirmatively that such dog has been vaccinated against rabies and that such vaccination is currently effective against rabies.

C. The City Clerk may not issue any license, as provided above, for any Pit Bull Dog. In the event that any dog already licensed in accordance with these regulations is due for the annual renewal of its license and it is alleged to be a Pit Bull Dog the City Clerk may renew such dog's license through the following procedure:

1. The Clerk will review the records of the City in order to determine whether or not the dog in question has been found running at large or been otherwise alleged to be a vicious dog as defined herein;
2. The Owner or Keeper of the said dog shall deliver their duly executed Affidavit to the City Clerk certifying that, irrespective of the said dog's appearance, it has never exhibited the aggressive behavioral traits associated with Pit Bull Dogs and guaranteeing that the said dog is of a docile nature.

In the event that the City Clerk finds both of the criteria set forth above are in the dog's favor, its license may be renewed for another year.

D. Identification Tags On Dogs Required. Any dog found within the City limits of the City of Greenfield that is not wearing a collar with the City license as provided above shall be liable to be impounded as provided in Section 205.050 of this Chapter.

§205.030 Running at Large Prohibited — Impoundment.

It shall be unlawful for the owner or keeper of any dog to permit the same to run at large within the City of Greenfield at any time. Any dog found without the tag described in §205.020 or otherwise running at large shall be impounded.

§205.040 Vicious Dogs Prohibited

It shall be unlawful to own, keep or harbor a vicious dog in the City of Greenfield.

§205.050 Duty to Impound

It shall be the duty of the Chief of Police, the City Police, and any other person especially designated by the Board of Aldermen and the Mayor for such purpose, to take up any dog without a valid license tag or any dog running at large, and impound the same. In effecting the capture of any such dog the Officers are authorized and directed to use traps, nets, tranquilizer guns, or any other humane method.

§205.060 Notice of Impoundment

Every officer impounding a dog under this Chapter shall, within twenty-four (24) hours after such impounding, enter upon a registry open to the public and in plain public view at the City Hall of the City a description of such dog, including breed, color and approximate size, and the date apprehended and, if the owner or keeper is known, the name and address of such owner or keeper; or the owner or keeper shall be given actual notice of the impoundment of such dog before disposition of such dog.

§205.070 Reimbursement of Costs

As a part of the process of recovering any dog impounded under this Chapter, and in addition to any Court Costs and fines which might accrue as a consequence of any alleged ordinance violations, the Owner or Keeper thereof may reclaim the same by paying to the City Clerk or other official especially designated to receive the same, the sum of Ten Dollars per day for the purpose of reimbursing the City for its costs in feeding and caring for such dog, and keeping it impounded. In addition, the Owner must pay a dog recovery charge in the amount of Fifty Dollars (\$50.00). If the Owner has previously recovered the same dog from the City, the recovery charge shall be One Hundred Dollars (\$100.00).

§205.080 Period of Impound

It shall be the duty of any Officer impounding any dog under this Chapter to keep the same impounded for a period of ten (10) days, unless such dog shall be reclaimed by his/her owner under 205.070. If, after the expiration of ten (10) days from the date of such impoundment, such dog has not been reclaimed, the same shall be transferred to a new owner or disposed of in humane manner. The City assumes no liability to the Owner of the dog after the expiration of the ten (10) day impoundment period, in any event.

§205.085 Retrieval from Impound

I. In order to retrieve an impounded dog the Owner thereof must, within ten (10) days of the dog having been impounded, proceed in the following fashion, to-wit:

- a. Report to the Greenfield Police Department and accept any Summons issue regarding the particular facts and circumstances surrounding the impoundment of the animal,
- b. Provide proof of their own identity, the dog's valid license, and proof of the dog's current rabies vaccination,
- c. Reimburse the City for the expense of impound and release in accord with the provisions of §205.070.

Exception: Any dog alleged to have bitten or otherwise exposed another person or animal to rabies shall not be released until such time as the said dog can be definitively certified to be free of the rabies virus. In such case the dog may be impounded longer than the 10 days authorized by these Ordinances so long as the Owner/Keeper of the said animal delivers a written notice to the City Clerk declaring his or her intention to personally pay the dog's expenses for such period as

therein defined.

§205.090 Acquiring a Dog

A. Any person may acquire an unclaimed dog from the City impoundment upon payment of a fee in the sum of five dollars (\$5.00).

B. If a person acquiring a dog from the City impoundment intends to keep the dog within the City, he or she shall immediately obtain a dog license and show proof that the dog has an effective rabies vaccination as required by Section 205.020. No person may acquire and keep a Pit Bull Dog or vicious dog, as defined by Section 205.010, within the City.

C. No person who has received a citation for allowing or permitting a dog to run at large in violation of Section 205.030 shall be allowed to acquire the dog without paying to the City the cost of keeping such dog impounded and the recovery charge as provided in Section 205.070.

D. All references to section numbers are to the corresponding section in Chapter 205 of the Municipal Code. "Citation" as used in this Section shall mean a summons issued to appear in the Municipal Court of the City of Greenfield, Missouri.

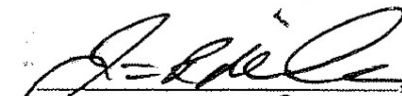
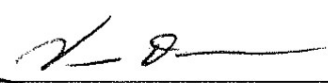
Section 2: Effective Date.

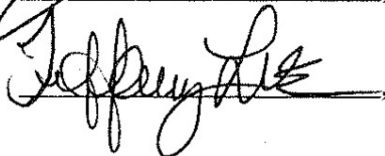
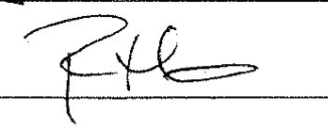
This Ordinance shall be in full force and effect from and after the date of its passage and approval.

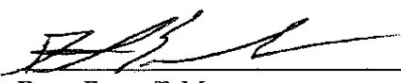
First reading by title this 21st day of May, 2019.

Final reading by title this 21st day of May, 2019.

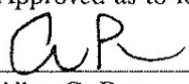
Approved with the following votes:

 Aye;  Aye;

 Aye;  Nay;

  
Dave Engroff, Mayor

ATTEST:  
  
Mark Davis,  
City Clerk

Approved as to form:  
  
Allen G. Rose  
Municipal Counsel