

CHAPTER 21

ANIMALS AND FOWL

ARTICLE A: REGULATION AND KEEPING OF ANIMALS AND DOGS WITHIN THE LIMITS OF THE TOWN OF BLANCHARD.

SECTION 1.

The Town of Blanchard does hereby adopt the provisions of Ordinance No. 4395 of 2005 of the Caddo Parish Commission, hereinafter referred to as ‘The Animal Control Ordinance for Caddo Parish, such Ordinance being recorded as Original Instrument No. 2003928 of the records of Caddo Parish, Louisiana.

SECTION 2 ANIMAL CONTROL ORDINANCES

(21.1) The keeping, care, management, sale, regulation and control of animals and fowl within the Town of Blanchard shall be governed by the provisions of Ordinance No. 4395 of 2005 of the Caddo Parish Commission, as recorded in Original Instrument No. 2003928 of the records of Caddo Parish, Louisiana, and in accordance with Section 4-2 of Chapter 4 of the Caddo Parish Code of Ordinance.

ORDINANCE NO.4395 OF 2005

ANIMAL CONTROL

BY THE CADDO PARISH COMMISSION

AN ORDINANCE TO AMEND AND RE-ENACT CHAPTER 4, ENTITLED “ANIMALS AND FOWL”, OF THE CODE OF ORDINANCES OF THE PARISH OF CADDO, AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

CHAPTER 4. ANIMALS AND FOWL

ARTICLE I. IN GENERAL

Sec. 4-1. Penalty.

Except as otherwise provided in this chapter, any person violating any of the provisions of this chapter shall be punished as provided in Section 1-8.

Sec. 4-2. Applicability.

This article shall be effective in and apply within Caddo Parish, Louisiana, outside the boundaries of incorporated municipalities and within the boundaries of any incorporated

municipalities which pass ordinances adopting the provisions of this article and shall hereinafter be referred to as "The Animal Control Ordinance for Caddo Parish."

Sec. 4-3. Definitions. For the purposes of this chapter, the following definitions shall apply:

(a) **Abandoned** shall mean to completely forsake and desert an animal previously under the custody or possession of a person without making reasonable arrangements for its proper care, sustenance, and shelter for a period of twenty-four (24) hours.

(b) **Administrator of Caddo Parish** shall mean that person appointed by the Caddo Parish Commission under Section 4-01 of the Home Rule Charter of the Parish of Caddo.

(c) **Animal** shall mean any living vertebrate creature except human beings, including but not limited to mammals, birds, fowl, reptiles and fish, except when referring specifically to the control of rabies where the meaning of the word "animal" shall be limited to mammals, domestic and wild.

(d) **Animal establishment** shall mean a facility operated as a pet shop, grooming shop, commercial kennel, commercial livery stable, permanent or transient zoo, circus or performing animal act, or for the boarding of dogs and cats or the training of dogs for any purpose. Animal shelters operated by public authorities and veterinary medical facilities are exempt from this definition.

(e) **At large stray** shall mean any animal that is not within the confines of a home or under authorization of the owner thereof, in a pen or cage, on a leash or in the physical possession of the owner or the owner's agent. Hunting or stock dogs, and show dogs and cats or other animals, while being worked or shown under the supervision of their owners or the agents or employees of said owners, are exempt from this definition.

(f) **Bite** shall mean the breaking of the skin of a human being by an animal's teeth, mouth, claws or beak.

(g) **Breeder** shall mean any person who breeds a female dog or cat for the purpose of obtaining a monetary gain from the sale of any portion of the litter produced.

(h) **Carrier** shall mean any airline, railroad, motor carrier, shipping line, or other enterprise engaged in the business of transporting for hire.

(i) **Cat** shall mean any member of the Felidae (feline) family.

(j) **Circus** shall mean a commercial variety show featuring animal acts for public entertainment.

(k) **Collar** shall mean a band, choke chain, harness, or other device worn around the neck of an animal in a humane way to which a vaccination tag may be affixed.

(l) **Commercial kennel** shall mean any person, partnership, or corporation engaged in the commercial breeding of dogs or cats or both for sale individually or in litter lots, or in the boarding, training, sale or hire of dogs or cats for compensation, or operation of a guard dog service. Animal hospitals operated by licensed veterinarians as a part of the practice of veterinary medicine, shelters operated by public authorities, and tax-exempt humane organizations shall not be considered commercial kennels.

(m) **Commercial livery stable** shall mean any establishment where one or more horses are let for hire to be ridden or driven, or where one or more horses are boarded for a fee.

(n) **Cruelly-ill treat** shall mean every act or failure to act whereby unjustifiable physical pain or suffering is caused or permitted.

(o) **Dangerous Dog** shall mean any dog that when unprovoked, shall be deemed a dangerous dog if it:

- (1) Bites, injures, or inflicts a bite on a human being or domestic animal either upon public property or those areas of private property that are unfenced and normally accessible to the public.
- (2) Chases or approaches a person upon the streets, sidewalks or public grounds in a terrorizing or menacing fashion or apparent attitude of attack.
- (3) Bites or injures animals or persons authorized to enter upon the owner's premises such as letter carriers, meter readers, trash collectors, repair persons, delivery persons or business customers provided that the persons authorized to enter upon the owner's premises shall not include unauthorized intruders such as burglars or trespassers in the owner's business, house or apartment or within a fenced area on the premises not normally accessible to the public.

The Director and/or his agents shall make all determinations that a dog is a dangerous dog.

(p) **Dealer** shall mean any person, not a public entity, who, as a business, sells, exchanges, or donates or offers to sell, exchange, or donate animals to any person.

(q) **Department** shall mean the department of animal services and mosquito control (CPAS).

(r) **Director** shall mean that person designated by the parish administrator or his agent as responsible for the administration of the Caddo Parish Animal Services and Mosquito Control Department, and, except where clearly limited by the context, shall include duly-appointed officers and others duly authorized and acting under the authority of the director.

(s) **Dog** shall mean any member of the Canidae (canine) family.

(t) **Dwelling** shall mean the house or other structure in which one or more persons live. For determining the maximum number of dogs, only one dwelling per subdivided lot will be used to establish the number of dogs per permitted.

(u) **Excessive barking** shall mean unprovoked animal noises of such a loudness, intensity and duration as to prevent or interfere with a person's ability to enjoy his property, included but not limited to situations where:

- (1) On more than one (1) occasion has awakened the complainant up from sleep; or

- (2) Continues in such a manner so as to cause mental anguish or suffering, loss of sleep or a disturbance of the peace.

(v) **Grooming shop** shall mean a commercial establishment where animals are bathed, clipped, plucked, or otherwise groomed, excluding animal shelters.

(w) **Guard Dog** shall mean any dog that is utilized at a commercial establishment or that is used by commercial entity to provide security protection for employees, employers, property, goods and or equipment.

(x) **Horse** shall mean any horse, pony, donkey, or mule.

(y) **Indoor Dog** shall mean any dog that:

- (1) Lives inside the dwelling
- (2) Is not left outside unattended.
- (3) Eats and sleeps in dwelling.

(z) **Isolation** shall mean the secure, humane confinement of a dog or cat that has been bitten by a known rabid animal so as to prevent such dog or cat from coming in contact with any other animal. Isolation enclosures shall be so constructed and secured that entry will be limited to the owner of the confined dog or cat, with the primary enclosure so located within a secondary enclosure to prevent accessibility to the public.

(aa) **Non-commercial kennel** shall mean a private residence which exceeds the maximum allowable number of dogs in which the Director of Caddo Parish Animal Services has deemed it appropriate to issue a non-commercial permit. The kennel must be in compliance with all applicable local, state and federal laws.

(bb) **Nuisance** by an animal shall mean the damaging, soiling, defiling, urinating or defecating upon, or repeatedly trespassing upon property other than its owner's, excessive barking or noise making so as to disturb the peace and repose of persons living or working nearby, molesting, threatening, attacking or interfering with persons on private or public property, chasing motor vehicles or bicycles, attacking other domestic animals, or disturbing or turning over garbage or trash containers, or causing unsanitary conditions or odors on or about the premises of its owner by urination or defecation.

(cc) **Owner** shall mean any person who has a right of property in an animal, or who keeps an animal in his care, harbors an animal, acts as custodian for an animal, or who permits an animal to remain on or about his premises.

(dd) **Person** shall mean any person, firm, partnership, association, corporation, or entity of any kind.

(ee) **Pet shop** shall mean any person who obtains animals for sale, exchange, or barter, to the general public, or who grooms animals, as a principal or agent, or who holds himself out to be so engaged.

(ff) **Primary enclosure** shall mean any structure used to immediately restrict an animal or animals to a limited amount of space such as a house, room, pen, run, cage, compartment, or hutch.

(gg) **Proper food** shall mean providing each animal with daily food of sufficient quality and quantity to prevent unnecessary or unjustifiable suffering by the animal.

(hh) **Proper shelter** shall mean providing each animal with adequate shelter from the elements as required preventing unnecessary or unjustifiable suffering by the animal.

(ii) **Proper veterinary care** shall mean providing each animal with veterinary care sufficient to prevent unnecessary or unjustifiable physical pain or suffering by the animal.

(jj) **Proper water** shall mean providing each animal with daily water of sufficient quality and quantity to prevent unnecessary or unjustifiable suffering by the animal.

(kk) **Vaccination against rabies** shall mean the injection subcutaneously or otherwise by a licensed veterinarian, or by a person under his supervision, of animal rabies vaccine approved by the state health officer or the director.

(ll) **Vaccination certificate** shall mean a serially-numbered certificate on a form approved by the director, and signed by a veterinarian or his representative, stating the name of the owner of the dog or cat to which issued and a description of the dog or cat to which issued, indicating the year for which issued, certifying that such dog or cat was inoculated or vaccinated against rabies, and stating the date thereof.

(mm) **Vaccination tag** shall mean a suitable tag, bearing the same number as the vaccination certificate and indicating the year for which it was issued.

(nn) **Vicious dog** shall mean a dog which has:

- (a) Attacked and caused severe and gross injuries or death to a human being;
- (b) Previously been classified as "dangerous" and subsequent thereto a violation of Section 4-10.1 (a) occurs.
- (c) Has previously been classified as dangerous and is found to be at large two (2) or more times.
- (d) Extenuating circumstances may allow the Director or Animal Advisory Board additional discretion in determining if an animal is vicious. No dog shall be deemed vicious simply by its breed.

(oo) **Working days** shall mean Mondays through Fridays, excluding legal holidays recognized by the Caddo Parish Commission.

Sec. 4-4. Authority and duties of director.

(a) The director shall administer the department, shall have the authority and duty to enforce the provisions of this chapter, and shall be authorized to represent Caddo Parish in all actions resulting from enforcement or attempted enforcement of this chapter.

(b) The director shall appoint animal control officers who shall have the authority to investigate complaints and to enforce the requirements of this chapter.

(c) The director shall exercise every reasonable care to prevent injury, illness, death, escape, or pilfering of an animal with which he deals in carrying out the provisions of this chapter.

(d) If, in the opinion of the director, the incidence of rabies or other disease transmissible by animals to man, either directly or indirectly, be such as to justify control measures more stringent than provided herein, the director shall determine and proclaim the existence of a state of emergency in the interest of public health. All parish departments and agencies and personnel therefrom shall be made available to assist in a carrying out necessary control measures during the existence of such emergency.

(e) The director shall grant, deny, revoke and suspend permits required by section 4-17 of the Code.

Sec. 4-5. Owner's responsibilities. Owners of dogs and cats shall be responsible for compliance with the following:

(a) All dogs and cats, except cats which have been properly vaccinated for rabies, neutered or spayed and properly tagged except any dog that is being trained for, or being used for the common and accepted practices associated with search and rescue and the legal hunting of game, including birds and animals, and the herding of livestock, shall be kept from running at large and must be confined. The owner of a cat or dog which causes damage to another person's property shall be responsible for that damage. If a cat is shown to have damaged, with its claws, another person's property, the Director of Caddo Parish Animal Services may instruct the owner to either have the cat declawed, claws trimmed or confine the cat indoors. If a dog causes damage to another person's property, the director may classify the dog as dangerous and enforce the guidelines as set forth in this code. Failure of the owner to follow the instructions of the Director may result in the animal being seized and humanely disposed of.

(b) Owners shall be responsible for practicing a flea and tick program.

(c) Owners of animals that bite an individual are responsible for notifying CPAS.

(d) It shall be the responsibility of the owner to confine outside animals in an enclosed area. The primary enclosure should contain a minimum of 48 square feet (6ft. x 8ft.) per animal. NOTE: THERE SHALL BE NO TETHERING OF ANIMALS WITH CHAINS, CABLES, ROPES OR ANY OTHER SUCH DEVICE IN LIEU OF A PROPER ENCLOSURE Outside animals that reside in a neighborhood with fencing restrictions must be kept inside or confined in an outside kennel with the minimum square footage as stated above. Any animal found in violation will be seized. The Owner will have 5 days to correct the discrepancy or the animal will become the property of CPAS. Whether or not the animal is redeemed, the owner will be responsible for all fees. Whoever is found to be guilty of failing to provide the proper enclosure shall be fined not less than \$250.00 nor more than \$500.00 or serve five days in jail.

(e) The owner of any dog housed outside shall provide a proper shelter which will provide adequate protection from the elements. This includes but is not limited to a dog house, enclosure, or ready access to an already existing structure. The shelter must provide basic protection from the elements. In addition, the owner shall provide the dog access to an adequate water supply. The owner shall provide adequate food for the dog and must feed the dog at least once per each two (2) day period. Any fenced or walled enclosure will consist of a chain link, wood, brick, vinyl fencing or any other material deemed appropriate by the Director of Caddo

Parish Animal Services. The barrier will be a minimum of four (4) feet high but at all times will be of a sufficient height to preclude the dog from escaping over the barrier. No fence or wall will have openings greater than 2 inches in diameter.

(f) No owner shall tether a dog to moveable object in which the dog must physically move the object in order to move about the enclosure.

(g) No owner shall position their dogs in a manner that would prevent emergency personnel from gaining safe and immediate access to main entrance to the residence.

(h) Any owner who legally tethers their dog must ensure:

- (1) The dog is tethered within an enclosed area,
- (2) The dog is secured in such a way where the tether will not become wrapped or entangled as to restrict the original length of the tether,
- (3) The tether must provide the animal a minimum of sixty-four square feet of space to freely move about.

(i) It shall be unlawful for any occupant or owner of a dwelling to keep or allow to be kept outdoors on the premises of any dwelling more than four (4) dogs, except that a litter of pups may be kept for a period of time not exceeding five (5) months from birth. This provision shall not apply to any establishment where dogs are lawfully kept for breeding, sale, sporting purposes or boarding. In a case where the numbers of dogs exceed the legal limit, the owner may apply to the director for a non-commercial kennel permit. The directors will approval the permit if the following conditions exist:

- (1) There is adequate space to house the dogs.
- (2) The additional dogs not create a health risk for the humans or other animals which occupy the residence.
- (3) The additional dogs not degrade the environment for the surrounding residences.
- (4) All animals on the property have been properly vaccinated
- (5) There is there an adequate tick and flee control program.
- (6) The applicant is in compliance with all other portions of this chapter.
- (7) The applicant and or owner/caretaker of the dwelling have not received any legitimate dog complaints from adjacent residences or the surrounding neighborhood. If the director finds that all of the above conditions exist, he may issue a non-commercial permit. If the director finds that one or more of the conditions as listed above are in compliance, he may deny the permit and the applicant will be required to come into compliance. If the applicant disagrees with the decision of the director he may appeal that decision as stated below in sub section 4-5(j) (1)-(2).

(j) For indoor dogs, there shall be no limit unless those dogs create a nuisance. The director may enforce the maximum limits as stated for outdoor dogs for any owner who permits his indoor dogs to create a nuisance.

(1) If the owner disagrees with the decision of the director, he may appeal that decision to the animal services board. The director's decision shall be revoked only by a majority vote of the animal services board. If the board does not revoke the decision, the owner will have an additional ten (10) days to request an appeal. If an appeal is not requested the owner must comply with the director's decision and the number of dogs must be brought into compliance. The owner must be present or legally represented at the hearing or any right to the appeal will be deemed waived and the ruling of the director will be final.

(2) Any person aggrieved by any action of the animal services board may appeal said action to the Caddo Parish Commission. Written notice of such appeal must be submitted to the Clerk of Caddo Parish Commission within three (3) working days of the action of the animal services board from which the appeal is taken or the right of appeal will be deemed waived and the ruling of the board will be final. The Caddo Parish Commission shall hear the appeal at the first available regularly scheduled meeting after receipt of said notice of appeal by the parish clerk of commission. To overturn the rulings of the Animal Services Board, it will require a majority vote of the Caddo Parish Commission. An issue so appealed shall be taken to the First Judicial District Court by filing an appropriate petition within ten (10) days of receipt of notice of the decision of said body. Failure to timely file said petition shall constitute a waiver of the right of appeal and the decision of the Caddo Parish Commission will be final.

(k) Must ensure any guard dog is registered with the CPAS

(l) Owners of dogs that have been declared "dangerous" must register the dogs with CPAS and abide by the provisions set forth in Sec. 4-10.1

(m) Owners are responsible for limiting the number of cats in their possession as to when they will not create a nuisance.

Sec. 4-6. Rabies tags required for dogs and cats.

(a) It shall be the duty of the owners of dogs and cats to obtain and retain at all times a rabies tag for each such animal. Tags containing vaccination numbers shall be securely fastened at all times to a collar or harness and worn at all times by the dog or cat for which the tags were issued. Hunting or stock dogs, show dogs and cats, and law enforcement dogs are excepted from wearing tags while being worked, conditioned or shown under the supervision of their owners or agents thereof.

(b) Fees for tags for dogs and cats shall be paid to the designated licensing agents by their owners.

(c) Rabies tags shall be renewed annually during their anniversary month.

(d) The requirements imposed by this section shall not apply to dogs or cats kept by regularly chartered medical schools, veterinary schools, veterinary hospitals and public animal control centers and tax-exempt humane organization shelters.

(e) Persons failing to obtain a rabies tag required by this section shall be subject to the penalty set forth in section 1-8.

(f) Any person who counterfeits or imitates the rabies tag provided by the licensing authority, or who shall put on a dog or cat any such counterfeit or imitation tag shall be subject to the penalties provided in section 1-8

(g) Rabies tags are not transferable.

Sec. 4-7. Vaccinations of dogs and cats.

(a) No person shall own, keep or have in his custody or possession any dog, cat or ferret over four (4) months of age which has not been vaccinated against rabies by a licensed veterinarian within one preceding year.

(b) At the time of vaccination, the veterinarian shall issue the owner of the dog or cat a vaccination certificate and a tag, which shall be securely fastened to the collar or the harness of the dog or cat and worn in accordance with the provisions of Section 4-6.

(c) No owner or person having custody or possession of any dog or cat shall permit such dog or cat to wear any tag not issued to that particular dog or cat, nor shall any person having secured a tag for any dog or cat allow any other dog or cat to wear said tag.

(d) It shall be unlawful for rabies vaccine to be administered by anyone other than a licensed veterinarian, or a person acting under the direct supervision thereof.

(e) It shall be unlawful for anyone other than a licensed veterinarian to sell rabies vaccine except for livestock purposes.

Sec. 4-8. Impoundment of dogs and cats, identification and classification

(a) It shall be the duty of the director to seize and impound any at large stray dog or cat not tagged with the current official vaccination and license tags. Any dog or cat so seized and impounded shall be held for a period of at least four (4) working days during which time the owner may reclaim the dog or cat. The director may also seize and impound tagged dogs which are at large in violation of section 4-12. Any tagged dog which is impounded shall be held for a period of seven (7) working days during which time the owner may reclaim the dog. To reclaim

an impounded dog or cat, the owner must pay redemption and board fees as provided in section 4-23, and provide satisfactory proof of ownership. If the dog or cat is not legally vaccinated and licensed, the owner shall be required to pay an additional fee as provided in section 4-23 to cover the cost of licensing and vaccination.

(b) Any dog or cat impounded by the department and not reclaimed by the owner within the prescribed time limits may be placed for adoption as a pet or humanely euthanized. A good faith attempt to notify the owner at his last known address shall be made first if the name of the owner is known. Upon notification, the owner shall have three (3) working days from such notice to redeem the animal after which it may be disposed of. If, upon notification, the owner does not wish to reclaim the animal and signs a release of his rights therein, the animal may be disposed of immediately.

(c) The director may, order the timely euthanasia for any animal lawfully taken into custody at the animal shelter which, in the opinion of the director, is necessary by reason of age or physical condition of the animal or as is required for other humane reasons. The director, with the concurrence of the Animal Services Board Veterinarian, may order the timely euthanasia for any animal lawfully taken into custody at the animal shelter which, in the opinion of the director, is appropriate by reason of the animal's temperament.

(d) Owners of unwanted animals may bring the animals to the animal shelter and release them to be disposed of at the discretion of the director. Should an owner want to redeem an animal which has been released, all impoundment, board, vaccination, and license fees as applicable, must be paid.

(e) It shall be the duty of the director to seize any domesticated animal, in addition to dogs and cats, found to be at large, and any non-domesticated (wild) animal that is a potential public health hazard, a nuisance, or is sick or injured.

(f) Domesticated animals other than dogs and cats will be held for a period of at least four working days during which time they may, after payment of impoundment and board fees, be claimed by their owners. If the owner does not claim any such animal, the animal may be disposed of at the discretion of the director.

(g) Non-domesticated animals shall be relocated or humanely euthanized at the discretion of the director.

(h) Any person adopting an unspayed or unneutered animal from the department must sign an agreement to have the animal spayed or neutered within thirty (30) days or by six (6) months of age for a female or nine (9) months of age for a male, and must leave a deposit in an amount established by the director with the department to be applied toward such veterinary services. The department will issue a receipt for said deposit and the amount thereof will be paid to the veterinarian selected by the adopting party to perform the surgery, as a credit upon the charge for such service. The department shall perform follow-up investigations to confirm compliance with this section, and failure to comply shall constitute a waiver of all rights of the adopting party and in and to the animal, returning full custody of the animal to the department and shall further constitute forfeiture of all fees paid by said party in connection with the adoption.

Sec. 4-9. Animals which bite or scratch persons.

(a) If any person shall report to the police department, Sheriff's office, Caddo/Shreveport Health Unit or the Caddo Parish Animal Services and Mosquito Control Department that a dog or cat has bitten or scratched him or any other person, the director shall direct the owner of the dog or cat to confine it for a ten-day observation period in the rabies observation cages maintained on the premises of the department of animal services shelter or, should the owner prefer, in an established veterinary hospital. If the owner of the dog or cat having bitten or scratched a person cannot be determined, the animal will be observed for four (4) days, at which time the dog or cat will be euthanized and its head submitted to the laboratory for testing for rabies.

(b) When an owner chooses to confine his dog or cat within a veterinary hospital, the owner shall have twelve (12) hours from the time of the bite or scratch to do so. The animal must be confined in Caddo Parish. The owner shall advise the director of what veterinary hospital the dog or cat will be confined in and shall advise the veterinarian that the dog or cat is to be placed under observation for biting or scratching. If the dog or cat is not confined within twelve (12) hours, the director may issue a citation to the owner or the dog or cat shall be apprehended and confined by the department.

(c) Each veterinarian caring for a dog or cat quarantined for biting or scratching shall submit a report to the director as to the health status of the dog or cat observed by him at the end of the ten-day observation period.

(d) If any dog or cat dies during the ten-day observation period, whether at the veterinary hospital or at the Animal Shelter, the director shall have the head of such dog or cat submitted to the Louisiana Department of Health and Human Resources laboratory for examination for rabies.

(e) If any dog or cat placed under observation for biting or scratching has been injured or becomes sick, in such a state that its recovery is seriously in doubt, or if the sickness of such dog or cat endangers the health of other animals or persons, the director shall have said dog or cat euthanized and its head submitted to the Department of Health and Human Resources laboratory for examination for rabies.

(f) Home confinement for observation of a dog or cat involved in a bite or scratch may be allowed, at the discretion of the director, if the following conditions are met:

- (1) The dog or cat is currently licensed and vaccinated with an approved rabies vaccine.
- (2) The owner was in compliance with the applicable leash or confinement and restraint requirements of this chapter at the time of the bite.
- (3) The confinement and conditions thereof have specific approval of the bitten or scratched party, or his proper legal representative, as evidenced by a signed, written agreement, which agreement shall hold the director and the parish harmless for any loss or damage whatsoever which may result from the allowance of such confinement.

- (4) The dog or cat is examined by a licensed veterinarian after the bite or scratch and written certificate by said veterinarian that the animal appears to be in good health is supplied to the director within twenty-four (24) hours after the bite or scratch.
- (5) Immediately upon expiration of the ten-day observation period, a licensed veterinarian shall examine the dog or cat and certify to the director in writing the health and condition of the animal.
- (6) If the director determines that a dog or cat may be confined at the home of its owner, the owner shall notify the Caddo-Shreveport Health Unit's medical director or the department immediately if the animal shows any symptoms of sickness or abnormal behavior or escapes or dies during confinement. Persons having custody there shall surrender the carcass of the dog or cat which dies during confinement to the health unit or the department.

(g) In order for an animal to remain impounded, the victim must have the bite or scratch verified by a licensed medical doctor. Proof of the visit must be provided to the CPAS.

(h) Any doctor, hospital, clinic, or other medical facility within Caddo Parish that exams and or treats an animal bite of any nature must notify the CPAS.

(i) Any certified enforcement dog belonging to a law enforcement agency is exempt from this requirement of this section. Vaccination status of all enforcement dogs shall be retained by the agency involved.

Sec. 4-10. Release of dogs or cats impounded for observation; fees.

(a) The owner shall also be responsible for redeeming their animal as soon as the quarantine period is over. On the twelfth (12th) day, the animal becomes the property of CPAS.

(b) Any owner redeeming a dog or cat impounded for a ten-day observation period shall pay an impounding fee and board fee as provided in section 4-23.

Sec. 4-10.1. Dangerous dog, vicious dog.

(1) Dangerous Dog:

(a) The animal control center may investigate reported incidents involving dogs that may be "Dangerous". Upon such investigation, if the director finds the dog to constitute a dangerous dog as defined in this section, said dog shall be so classified. The owner shall receive written notification of the animal control center's classification of

the animal. A record of the dog will be maintained in the dangerous dog data base and file system at CPAS.

(2) Appeal Process

(a) Any owner aggrieved by the director's decision to classify the dog as "dangerous" may appeal that classification to the animal services board within ten days of notification. The appeal must be heard by the animal services board within ten (10) days after the owner has submitted a notice of appeal. The classification of a dog as "dangerous" shall be revoked only by a majority vote of the animal services board

(b) Any person aggrieved by any action of the animal services board may appeal said action to the Caddo Parish Commission, as stated in Section 4-5(j)(2) of this chapter

(c) If the owner fails to appeal the classification, all restrictions concerning the dangerous dog must be adhered to. Failure to abide by the restrictions will result in the seizure of the dog. Upon seizure, the dog will become property of animal services and disposed of as deemed appropriate by the director.

(3) The owner of a dog that has been classified as dangerous shall abide by the following mandates within thirty (30) days after the dog has been so classified:

(a) A dangerous dog collar supplied by the animal control center shall be purchased and affixed to the dog to be worn at all times.

(b) A computerized micro chip will be surgically implanted by the CPAS at the owner's expense. If the dog already has a chip, that chip will be registered with the CPAS.

(c) The owner shall immediately notify the animal control center when a dangerous dog:

1. Is loose or unconfined;
2. Has bitten a human being or attacked another animal;
3. Was sold, given away, or died; or
4. Has moved to another address.

(4) A dangerous dog must be securely confined indoors or in a securely fenced enclosure and locked pen or structure, suitable to prevent the dog from coming into contact with either a human being other than the owner or any other animal, and designed to prevent the animal from escaping. The pen or structure must have minimum dimensions of six (6) feet by eight (8) feet or an enclosure not less than forty-eight (48) square feet. Such pen shall have secure sides of sufficient design to prevent the dog from escaping over, under, or through the structure. The enclosures shall provide a humane existence for the dog and protection from the

elements. The pen shall meet all of the requirements of a dog pen. The enclosures must be physical in nature, not invisible or electronic

(5) The owner shall prominently display a sign to be provided by the animal control center at the owner's expense on his premises at all entry points warning that there is a dangerous dog on the property.

(6) A dangerous dog may be off the owner's premises or out of its enclosure only if it is muzzled and restrained by a substantial chain or leash not exceeding four (4) feet in length and under the control of an adult (has attained the age of 18 years). The muzzle must be made in a manner that will not cause injury to the dog or interfere with its vision or respiration, but must prevent it from biting any person or animal.

(7) The animal control center, in its discretion, may require a dangerous dog to be spayed or neutered.

(8) The animal control center, in the exercise of its discretion, shall have the authority to make whatever inspections are deemed necessary to ensure that the provisions recited herein are complied with.

(9) Prior to a dangerous dog being sold or given away, the owner shall provide the name, address, and phone number of the new owner to the animal control center. Each owner shall execute a document to be supplied by the animal control center, acknowledging that said owner is aware of the "Dangerous" dog classification, and that said owner shall comply with the requirements of this title.

(10) An owner of a dangerous dog shall have the option to have said dog humanely euthanized at his expense by the animal control center or licensed veterinarian if said owner is unable to comply with the requirements recited herein.

(11) It shall be unlawful for any person to keep, harbor or possess a dangerous animal on a porch, patio or in any part of a house or building that would allow the animal to exit or escape on its own volition. Screened windows or screened doors alone are considered inadequate.

(12) The animal control center shall have the right to inspect the premises of dangerous animals' enclosures to ensure compliance with this part.

(13) The owner or keeper shall sign a hold-harmless and indemnification clause in favor of the city-parish.

(14) The owning, keeping or harboring of a dangerous animal in violation of this title.

(15) If the animal control center reasonably believes that an owner cannot or will not abide by the above requirements, the dog may be seized.

(16) Continuation of declaration as a dangerous dog: Any dog which has been declared a dangerous dog by any agency or department of this parish, another parish, municipality, county or state shall be subject to the provisions of this chapter for the remainder of its life. The person who owns or possesses any dog declared a dangerous dog by any parish, municipality, county, or state government must notify Caddo Parish Animal Services, if so delegated, of the dog's address and restrictions of maintenance, within ten (10) days of moving the animal into the parish. The restrictions and conditions of maintenance of any dog declared dangerous by this parish, another parish, city, county or state will continue to remain in force while the dog is in this parish.

(b) Vicious Dog:

(1) A dog will not be classified as "vicious" if the threat, injury or damage was sustained by a person who, at the time, was unlawfully on the property with the intent to commit a crime or tort upon the premises occupied by the owner of the dog, or was tormenting, abusing, or assaulting the dog or if the dog was defending or protecting its owner from unjustified attack or assault, or was protecting or defending its young or other animals from harm or attack.

(2) The animal control center may investigate reported incidents involving dogs that may be vicious. Upon such investigation, if the animal control center finds the dog to constitute a vicious dog as defined in this title, said dog shall be so classified. The owner shall receive written notification of the animal control center's classification of the animal. Said notification shall include the procedure for appeal through the animal services board.

(3) Any dog that has been classified as "vicious" shall be impounded by the animal control center. The animal will be kept at the animal control center and placed in rabies quarantine, if necessary, for the proper length of time, or held for ten (10) days after the owner's receipt of notification, and then shall be euthanized unless the owner initiates an appeal procedure within this ten-day period.

(4) Appeal process:

(a) The animal will remain impounded at the animal control center until such time as the animal services board hears and decides the appeal of the owner. The appeal must be heard by the animal services board within ten (10) days after the owner has submitted a notice of appeal.

(b) The classification of a dog as "vicious" shall be revoked only by a majority vote of the animal services board. If the board does not revoke the "vicious dog" classification, the dog will be kept an additional ten (10) days pending a request for appeal by the owner. If an appeal is not requested the dog will then be humanely euthanized at the expense of the owner by the animal control center. If the animal services board revokes the "vicious" dog classification, such dog shall then be classified as "dangerous"; and its owner shall be required to comply with section 4-10.1(a). The owner must be present or legally represented at the hearing or any right to the appeal will be deemed waived and the ruling of the director will be final.

(c) Any person aggrieved by any action of the animal services board may appeal said action to the Caddo Parish Commission as stated above in Section 4-5(j)(2) of this chapter

(d) The owner will be responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal at the animal control center through the appeals process.

Sec. 4-11. Impounding or destruction of dogs and cats bitten or scratched by known rabid animals.

(a) When a dog or cat has been bitten or scratched by a known rabid animal and the dog or cat is currently vaccinated with an approved rabies serum:

- (1) The owner shall have the dog or cat examined by a licensed veterinarian and revaccinated.
- (2) The veterinarian shall submit a written report to the department as to the health of such animal.
- (3) The owner shall place the dog or cat that has been bitten in strict isolation for a ninety-day period.
- (4) The dog or cat may be isolated with a licensed veterinary clinic or at the owner's home with the approval of the director after inspection of the home isolation facility. If the owner elects to isolate the animal on his premises, the director shall inspect the security of the animal without notice at least once each week. If the security of the animal is not as approved by the director, the animal shall be seized and transported to the Caddo Parish Animal Shelter and the owner shall be subject to the penalties set forth in section 4-22 and applicable fees set forth in section 4-23.
- (5) The owner shall have the dog or cat examined by a licensed veterinarian at the expiration of the ninety-day isolation period, and the veterinarian shall submit a written report to the director as to the health of such dog or cat.
- (6) If the owner of the dog or cat does not desire to have it isolated, he may surrender it to the department for euthanization, after which the head of such animal shall be submitted to the department of health and human resources for analysis.

(b) When a dog or cat is bitten or scratched by a known rabid animal and the dog or cat is not currently vaccinated with an approved rabies serum:

- (1) The owner shall have the dog or cat humanely euthanized by a licensed veterinarian or the department and the head of such animal submitted to the Louisiana Department of Health and Human Resources for analysis; or alternatively.
- (2) The owner shall have the dog or cat placed in isolation for a period of six (6) months at a licensed veterinary clinic, which shall examine such animal, render a written report on the health thereof to the department. The department shall cause such dog or cat to be euthanized and the head of such animal shall be submitted to the department of health and human resources laboratory for analysis.

(c) If the dog or cat should become sick during a period of isolation after being bitten by a known rabid animal, the owner, if the dog or cat is isolated on the owner's premises, or the veterinarian, if the dog or cat is isolated at a veterinary clinic, shall immediately advise the department. The department shall cause such dog or cat to be euthanized and the head of such animal shall be submitted to the department of health and human resources laboratory for analysis.

Sec. 4-12. At large dogs in municipalities, subdivisions, and other areas.

(a) No person shall suffer or permit any dog in his possession, or kept by them about his premises, to run at large on any unenclosed land, or trespass upon any enclosed or unenclosed lands of another. (LA. RS 3.2771)

(b) At large dogs not in compliance with the foregoing shall be subject to impoundment.

(c) No dog at large in violation of this section shall be harbored or withheld from animal control officers by any person

Sec. 4-13. Nuisance; owner's responsibility.

(a) No person shall willfully or knowingly harbor or keep on his premises or elsewhere any animal which causes an unreasonable disturbance of the peace of the neighbors or occupants of adjacent premises, or suffer or permit any animal to create a nuisance as defined in this chapter. This includes excessive barking. A person shall be deemed to have willfully and knowingly violated this section, if such person, having been notified by the department or law enforcement officers of such disturbances, shall have refused for a period of twenty-four (24) hours to correct same and prevent reoccurrence. In the matter of excessive barking, the remedy shall be immediate upon notification.

(b) The owner of any animal shall maintain his premises in such a manner as not to constitute either a private nuisance to adjoining property or a nuisance to the public generally. Pens or yards in which animals are confined or maintained shall be cleaned regularly so that they are kept free from offensive odors which would disturb any person residing within a reasonable

distance of said premises; and the animals themselves shall be restrained in such a fashion that noise emanating there from shall not be disturbing to such persons.

(c) Premises on which animals are kept shall be maintained so as to prevent disagreeable odors arising there from, or the presence or breeding of flies, mosquitoes, and other pests. Provisions shall be made for the removal and disposal of animal and food wastes, bedding, dead animals and debris. Disposal facilities shall be so provided and operated as to minimize vermin infestation, odors, and disease hazards.

(d) If any part of a public street or the private property of a person other than the owner of the animal shall be soiled by the excreta of that animal, whether such nuisance shall take place in the presence of the owner or not, the owner shall, upon becoming aware thereof, promptly remove such excreta and dispose of it in a sanitary manner.

Sec. 4-14. Cruelty to animals prohibited.

(a) No owner shall, intentionally or with criminal neglect, fail to provide his animals with proper food, proper water, proper shelter, proper veterinary care, or with humane care and treatment.

(b) No person shall beat, cruelly ill-treat, torment, overload, abandon, overwork or otherwise abuse an animal, or cause, instigate or permit any dog fight, bullfight or other combat between animals or between animals and humans.

(c) Any person who, as the operator of a motor vehicle, strikes a domestic animal shall stop at once and render such assistance as may be possible and shall immediately report the injury or death of the animal to the animal's owner, if the identify of the owner is apparent. If the owner cannot be ascertained or located, such motor vehicle operator shall report the accident to the department or the appropriate law enforcement agency.

(d) No person shall expose any known poisonous substance, whether mixed with food or not, so that it may be eaten by an animal, provided that it shall not be unlawful for a person to expose, on his own property, common rat poison mixed only with vegetable substances, nor shall any person in any other manner whatsoever intentionally poison any animal other than rats.

(e) No person shall color, dye, stain, or otherwise change the natural color of baby chickens, ducklings, other fowl or rabbits; nor shall any person possess for the purpose of sale any chickens, ducklings, other fowl or rabbits which have been so colored.

(f) No person shall allow any animal to be transported in the trunk of any vehicle at any time.

(g) Ponies used at concessions consisting of a wheel-like device to which they are attached, must be given sufficient resting time. Resting time shall be ½ hour after working 1 hour.

(h) No one previously convicted of cruelty to an animal shall be issued an animal establishment or kennel permit, or be permitted to adopt a pet pursuant to the provisions of this chapter.

Sec. 4-14.1. Seizure and disposition of animals cruelly treated and animals that are vicious.

(a) When a person is charged with cruelty to animals, said person's animal may be seized by the arresting officer and held pursuant to this section.

(b) The seizing officer shall:

- (1) Notify the owner of the seized animal of the provisions of this section by posting written notice at the location where the animal was seized or by leaving it with a person of suitable age and discretion residing at that location within twenty-four (24) hours of the seizure.
- (2) Contact Caddo Parish Animal Services to care for any such animal. CPAS shall retain custody of the animal or find a suitable location for the animal to be kept.

(c) The seized animal shall be held by the custodian provided for in subsection (3) for a period of fifteen (15) consecutive days, including weekends and holidays, after such notice of seizure is given. Thereafter, if a person who claims an interest in such animal has not posted bond in accordance with subsection (c), the animal may be humanely disposed of by sale, adoption, or euthanasia.

(d) A person claiming an interest in any animal seized pursuant to this section may prevent the disposition of the animal as provided for in subsection (b) by posting a bond with the Caddo Parish Animal Services within fifteen (15) days after receiving notice of such seizure in an amount sufficient to secure payment for all reasonable costs incurred in the boarding and treatment for any seized animal for a thirty-day period commencing on the date of initial seizure. Such bond shall not prevent the department, agency, humane society, or other custodian of the animal from disposing of the animal in accordance with subsection (b) at the end of the thirty-day period covered by the bond, unless the person claiming an interest posts an additional bond for such reasonable expenses for an additional thirty-day period. In addition, such bond shall not prevent disposition of the animal for humane purposes at any time, in accordance with subsection (e) of this section. The amount of the bond shall be determined by the department, agency, humane society or other custodian of the animal as authorized by the court in accordance with the current rate for board and on the condition of the animal after examination by a licensed veterinarian.

(e) Upon a person's conviction of cruelty to animals, it shall be proper for the court, in its discretion, to order the forfeiture and final determination of the custody of any animal found to be cruelly treated in accordance with this section and the forfeiture of the bond posted pursuant to subsection (c) as part of the sentence. The court may, in its discretion, order the payment of any reasonable or additional costs incurred in the boarding or veterinary treatment of any seized animal prior to its disposition, whether or not a bond was posted by the defendant. In the event of the acquittal or final discharge without conviction of the accused, the court shall, on demand, direct the delivery of any animal held in custody to the owner thereof and order the return of the bond posted pursuant to subsection (c), less reasonable administrative costs.

(f) Nothing in this section shall prevent the euthanasia of any seized animal, at any time, whether or not any bond was posted, if a licensed veterinarian determines that the animal is not likely to survive and is suffering, as a result of any physical condition. In such instances, the court, in its discretion, may order the return of any bond posted, less reasonable costs, at the time of trial.

Sec. 4-15. Importation of dogs and cats by public carrier.

(a) No dog or cat, four (4) months of age or older, shall be delivered in Caddo Parish from out of state by any public carrier unless there is a certificate of a licensed veterinarian at the point of shipment accompanying the dog or cat and the bill of lading therefore, showing that the dog or cat is in good health and has been currently vaccinated for rabies within six (6) months of the date of such delivery.

(b) All dogs or cats less than four (4) months of age brought into Caddo Parish from out of state by a public carrier shall be accompanied by a health certificate signed by a licensed veterinarian at place of shipment origin.

Sec. 4-16. Animal services board.

(a) The Caddo Parish Commission shall appoint an animal services board which shall serve without pay, meet not less than six (6) times per year and shall consist of seven (7) persons including a veterinarian actively practicing in Caddo Parish for a minimum of five (5) years immediately preceding his/her appointment, a law enforcement officer from a law enforcement agency located in Caddo Parish, an at large citizen representing a Caddo Parish municipality other than the City of Shreveport; a representative nominated by the Caddo Parish Health Unit, a representative from a tax-exempt humane organization; an at large member residing in the City of Shreveport and recommended by the parish administrator, and a permitted animal establishment operator. The director of the animal services and mosquito control department shall serve as an ex-officio, non-voting member of the board.

(b) The animal services board shall:

- (1) Conduct hearings pursuant to duly adopted procedures to consider the director decision of declaring any animal vicious as specified in section 4-5 of the Code and to require owners of vicious animals to have the same destroyed or surrendered to the director to be humanely euthanized;
- (2) Conduct hearings pursuant to duly adopted procedures to consider the director's decision of declaring any dog as dangerous as specified in section 4-5 of the code and instruct the owners of the dangerous dogs to either adhere to the requirements as set forth, have the dog euthanized, or surrender it to the director;
- (3) Conduct hearings pursuant to duly adopted procedures to consider the director's decision to restrict the number of indoor dogs or his

denial of a non commercial kennel permit as specified in section 4-5 of the code and instruct the owner to comply with restriction as set forth;

- (4) Elect from its voting members a chairman whose term shall run from January 1 through December 31 of each year;
- (5) Operate in all respects as a public body as contemplated by La. R.S. 42:4.2 and La. R.S. 44:1.

(c) The terms of the members of the board shall be four (4) years after December 31, 2005. With the respective terms to be determined by lot. Each member appointed shall serve for a term of four years. Upon the occurrence of any vacancy, the Caddo Parish Commission shall appoint a person from the same category as the person vacating the position to fill the unexpired term.

(d) Board members may be removed from office for cause. Such cause shall include but not be limited to failure to attend three (3) consecutive meetings of the board, or a majority of the meetings held by the board during a calendar year, or a clearly demonstrated conflict of interest.

Sec. 4-17. Animal establishment permits; standards.

(a) No person shall operate an animal establishment without first obtaining, and subsequently maintaining, a valid permit in compliance with this section. In the event any person shall own or operate more than one (1) facility, they shall be required to obtain a permit for each facility.

(b) Applications for such permits shall be made to the department on application forms provided by same.

(c) Upon receipt of a properly completed application, the department shall promptly investigate the applicant and the facilities sought to be permitted, to determine if they are in compliance with provisions and requirements of this chapter. They shall report its findings and recommendations to the animal services board which shall, within thirty (30) days of its receipt of same, issue or deny the permit applied for. If the permit is denied, the applicant shall be given written reasons for such denial.

(d) Each permit shall be initially effective from the date of issuance through December thirty-first of the year of issuance.

(e) Each permit shall be renewed annually and an application for renewal shall be filed with the department between October first and December first. Renewed applications shall be effective from January first to December thirty-first of the following year.

(f) Permittees must comply with the standards and regulations adopted by the department based on standards set forth in Title 9 of the Code of Federal Regulations. The department may amend such standards and regulations from time to time for purposes of public health and safety and the protection of animals. The standards and regulations shall be amended only after allowing permittees an opportunity to be heard on the proposed amendments. Notice of said hearing shall be mailed to each permittee at least ten (10) days prior to the hearing date

and at least thirty (30) days prior to the effective date of the amendment. The notice shall set forth the amendment in its entirety and shall advise of the date, time and purpose of the hearing and the effective date of the amendment.

(g) The department shall provide a copy of applicable standards and regulations with each permit application. Each applicant shall acknowledge, in his application, receipt of said standards and regulations.

(h) Representative of the department shall have the right of entry, at reasonable hours, upon the premises of permittees and into all areas thereof where animals are kept and maintained, for inspection to ascertain whether the permittee is in compliance with the provisions of this chapter and the standards and regulations established under same. Failure of any owner to comply with said provisions, standards, and regulations, or allow reasonable entry and inspection by animal services and mosquito control department representative shall be grounds for revocation of the owner's permit.

(i) If, upon inspection, department representatives determine that a permittee is in violation of this chapter, the department shall advise said permittee in writing of the violation and shall inform the permittee that its failure to comply with the provisions of this chapter within fourteen (14) days of receipt of said notice shall constitute grounds for removal of all animals from the premises or area subject to violation. If the permittee fails to comply within said period, department representatives may, with the approval of the animal services board and pursuant to a proper court order, proceed to remove the animals from said premises or area. Extended periods for compliance may be granted by the department for good cause shown. In the event it shall become necessary for the department to remove any animal as provided herein, it shall return the animals to the permittee upon termination of the violation for which the animals were removed unless the director determines that the violation justifies revocation of the permittee's permit. Such return, however, shall be contingent upon payment by the permittee of board fees incurred by the removal as established by section 4-23. Removed animals will become the property of the department fourteen (14) days after removal unless the violation is terminated and the board fees incurred as paid or an extension is granted by the director. In the event that such an extension is granted, failure to terminate the violation and pay all boarding fees incurred, including fees for the period of the extension, by the end of said extension shall result in forfeiture of the seized animals to the department. The director may, however, waive all or any portion of the boarding fees incurred under this section for good cause shown.

(j) If the owner disagrees with the decision of the director to revoke the permit, he may appeal that decision to the animal services board. The director's decision shall be revoked only by a majority vote of the animal services board. If the board does not revoke the decision, the owner will have an additional ten (10) days pending a request for appeal by the owner. If an appeal is not requested the owner must comply with the director's decision to revoke the permit. The owner must be present or legally represented at the hearing or any right to the appeal will be deemed waived and the ruling of the director will be final. If the permittee disagrees with the decision of the animal services board he may request an appeal as stated in section 4-5(J)(2) of this chapter. The effect of any decision to revoke an animal establishment permit shall be suspended during the appeal period, except that the revocation shall take effect immediately

where the board finds, and so states in its written decision, that immediate revocation is necessary for protection of public health or safety.

Sec. 4-17.1 Breeders, permits required

No private person shall breed a female dog for the purpose of selling any portion of the litter for profit without first obtaining a permit from Caddo Parish Animal Services. The applicant will provide CPAS with the dog's breed, date of birth and a copy of registration papers, if any. Fees for permits are listed in Section 4-23. Any additional licenses and permits required by local, state, and federal law, if any, must be obtained prior to the issuance of a breeder's permit.

Sec. 4-18. Reserved.

Sec. 4-19. Commercial livery stables.

In the operation of commercial livery stables:

(a) No horse shall be let for riding purposes when it has any injury, illness, or sore which may be negatively affected by such use, or when it is suffering from overheating or exhaustion.

(b) All sick horses shall be segregated so as to prevent illness or disease from being transmitted to other animals or to humans.

(c) No condition which is injurious to the health of any horse shall be knowingly permitted or maintained.

(d) All buildings and sheds used for the stabling and/or boarding of horses shall provide adequate light, ventilation, and protection from the weather, and shall be kept clean and in good repair.

(e) All stable and corral areas where horses are kept shall be sloped and drained so as to keep the surfaces thereof reasonably dry.

(f) All riding equipment furnished shall be in a safe condition and shall properly fit the horses and riders for which provided.

(g) All horses shall have hooves kept properly cleaned and trimmed and shall be properly shod.

(h) Horses shall not be worked in temperatures of ninety-five (95) degrees Fahrenheit or greater.

Sec. 4-20. Keeping of wild, exotic or vicious animals.

(a) For the purpose of this section, the following shall be designated wild or exotic animals: tigers, lions, cougars, leopards, jaguars, cheetahs, lynx, bobcats, bears, wolves, chimpanzees, gorillas, orangutans, poisonous snakes, komodo dragons, African buffalo, hyenas, coyotes, deer, or any other member of crocodilian, including but not limited to alligators,

crocodiles and gavials any other species of nonhuman primates, raccoons, skunks, squirrels, foxes, ratite birds, hybrid species consisting of wolves, coyotes, or jackals interbred with domestic dogs and ocelots or margays interbred with domestic cats.

(b) No person shall keep or permit to be kept on his premises any vicious, wild, or exotic animal for display or for exhibition purposes whether gratuitously or for a fee.

(c) No person shall keep or permit to be kept on his premises any wild or exotic animal as a pet as defined in this section except such animals that were acquired prior to the effective date of Ordinance Number 2432 [January 1, 1988].

(d) No person shall take or possess any wild animal by illegal methods.

(e) No person may offer for sale a wild or exotic animal as defined in this section, except such animals that were purchased prior to the effective date of Ordinance Number 2432.

(f) Persons following state or federal regulations and holding such permits or licenses which include, but are not limited to Chimp Haven and the Louisiana State Fair, shall be exempt from this section. Cruelty and sanitation laws shall apply to all persons holding such permits and licenses.

(g) Qualified educational institutions, zoological parks, public-operated parks or displays, performing animal exhibitions, circuses, scientific organizations, veterinary clinics, law enforcement and commercial guard dogs shall be exempt from this section.

(h) Dual violations. Violations of this section shall be dual violations in reference to violations of Title 56 of the Louisiana Department of Wildlife and Fisheries.

Sec. 4-21. Keeping of Snakes.

(a) Pythons and boas of any type in excess of three (3) feet must be registered with the Caddo Parish Animal Services.

(b) Any pet store within Caddo Parish that sells a snake listed in Section 4-21(a) must notify CPAS within three business days of the sale. Information must include the new owners name, address, type and approximate length of snake.

(c) The owner/caretaker must notify CPAS if any snake covered in this section escapes, dies, or has a change of ownership.

Sec. 4-22. Hindering or interfering with officers.

No person shall hinder, or interfere with any officer or agent of the animal services and mosquito control department engaged in, or because of, the performance of any duty provided for, directly or indirectly, by this chapter. Any person who violates this section shall be fined not less than two hundred (\$200.00) dollars nor more than five hundred (\$500.00) dollars, or shall be imprisoned for a term not to exceed thirty (30) days, or both.

Sec. 4-23. Fees.

(a) All fees authorized and collected under this article for impoundment, board, and issuance of permits shall be dedicated and used for the operation of the Caddo Parish Animal Services and Mosquito Control Department.

(b) Redemption fees for dogs and cats confined for being improperly at large shall be as follows:

(1)	Base fee	\$ 50.00
(2)	Per day boarding	\$ 10.00
(3)	Vaccination fee (if needed)	\$ 15.00
(4)	For second impoundment, base fee	\$ 60.00
(5)	For third and subsequent impoundment, base fee	\$120.00

(c) Observation fees for bite cases as follows:

(1)	Base fee	\$ 45.00
(2)	Per day boarding	\$ 15.00
(3)	Vaccination (if needed)	\$ 15.00

(d) Permit fees shall be assessed on an annual basis for the calendar year. Anyone falling into more than one category shall be required to obtain permits in each category, but shall be charged only one fee, that being for the highest fee category applicable. Annual permit fees shall be:

(1)	For each pet shop	\$ 50.00
(2)	For each dealer in animals	\$ 50.00
(3)	For each commercial kennel with 1-49 animals	\$ 50.00
(4)	For each commercial kennel with >50 animals	\$100.00
(5)	For each commercial guard dog service with 1-49 animals	\$ 50.00
(6)	For each commercial guard dog service with >50 animals	\$100.00
(7)	For each grooming shop	\$ 25.00
(8)	For each permanent zoo	\$100.00
(9)	For each transient zoo, circus, or performing animal act, per day	\$ 50.00
(10)	For each wild or exotic animal other than those in zoos, circuses, or performing animal acts	\$ 50.00
(11)	For each commercial livery stable	\$ 50.00
(12)	For each non commercial kennel	\$ 50.00
(13)	For each Breeder's permit (each dog)	\$150.00

(e) Miscellaneous Fees

(1)	Initial fee for each dangerous dog registration (includes collar & micro chip)	\$ 65.00
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| (2) | Annual fee for each dangerous dog registration | \$ 45.00 |
| (3) | For each dangerous dog sign | \$ 20.00 |
| (4) | Dangerous dog collar (replacement) | \$ 10.00 |

Sec. 4-24. Enforcement.

(a) The department shall have the authority to appoint animal control officers and such other personnel as it deems proper for maintaining a public animal shelter and to enforce the provisions of this chapter.

(b) The director shall appoint and duly commission animal control officers, who have successfully completed training offered by the [State of] Louisiana Animal Control Academy. Additionally, each animal control officer must receive euthanasia certification through the State of Louisiana State University Veterinary School.

(c) The director and duly appointed animal control officers shall have authority to exercise the following limited police powers:

- (1) Issue citations for the enforcement of this chapter, as well as take action necessary to enforce state statutes regarding animals;
- (2) Obtain warrants for such violations and assist law enforcement personnel in making arrests for such violations;
- (3) Submit affidavits to the courts regarding such violations.

(d) In enforcing the provisions of this Code, the director or his authorized representatives are authorized to enter private property without warrant to pursue, capture, or otherwise apprehend animals subject to impoundment or restraint under the provisions of this chapter. If an animal enters an uninhabited structure and the officer can safely gain entry in the same manner as the animal, the officer may enter the structure to capture the animal. If the animal enters the structure through an opening such a window, hole in the wall or like entrance, the structure will be secured and the officer will obtain permission to enter from the owner/tenant or obtain a warrant to enter the structure. If human safety is a legitimate and immediate concern, the officer may enter the uninhabited structure to capture the animal. This authority to enter does not include inhabited structures unless other justifications dictate immediate entry.

(e) All Caddo Parish sheriffs, police officers employed by municipalities within Caddo Parish, and Caddo Parish Animal Control Officers have authority to enforce provisions of this section.

(f) For any prosecution of a violation of this chapter which results a conviction, district attorney probation, or nole contendere, there shall be an administrative fee of \$20.00 in addition to any other fees. This fee shall be dedicated to the operation of Caddo Parish Animal Services and shall not be waived.

Secs. 4-25--4-40. Reserved.

ARTICLE II. LIVESTOCK

Editor's note:

State law references: Stock laws, R.S. 3:2801 et seq.; general authority to regulate cattle, R.S. 33:1236(5).

Sec. 4-41. Running at large prohibited.

(a) It shall be unlawful for any horses, mules, cattle, hogs, sheep, goats or geese to run, roam or be at large or on any of the public highways or commons or on any land other than that of the owner of such animals, within the parish.

(b) The owner of any horses, mules, cattle, hogs, sheep, goats or geese, who shall suffer or permit any of such animals to run, roam or be at large, or on any of the public highways or commons, or on any land other than that of the owner of said animals, within the parish, shall be deemed guilty of a misdemeanor.

Sec. 4-42. Impoundment--Generally.

(a) It shall be the duty of any authorized sheriff, constable or justice of the peace of the parish to seize and impound any cattle, horses, mules or other stock running at large within the parish. Any of the animals enumerated that may run, roam or be at large in violation of the provisions of this article may be taken up or confined by any resident or property owner, or any agent or employee of any resident or property owner.

(b) The person taking up or confining livestock running at large under provisions of this article shall, within twelve (12) hours thereafter, notify the sheriff, constable or justice of the peace of such taking up or confinement and shall thereupon notify the owner or owners of such livestock, if known, by posting in two (2) conspicuous places along the public road nearest the place of taking up or confinement for ten (10) days and by publication in the official journal of this parish within one week following the day of such taking up or confinement.

(c) No person shall be liable for any injury which an animal may receive while it is being taken up as provided in this article.

Sec. 4-43. Same--Fees.

The person taking up or confining any of the animals as provided in this article shall receive Fifty & No/100 (\$50.00) Dollars per head for the first impounded animal and Twenty Five & NO/100 (\$25.00) Dollars per head for each additional animal impounded per trip for each head of horses, mules, cattle, hogs, sheep or goats so taken up, together with Ten & NO/100 (\$10.00) Dollars per head per day for keeping any horses, mules, cattle, hogs, sheep or goats, or geese so taken up.

Sec. 4-44. Same--Sale.

(a) At the expiration of one week following notice of taking up or confinement of animals as provided in this article, should the owner fail to come forward and pay the charges and penalties herein provided, it shall be the duty of the sheriff of this parish or of the constable of the ward in this parish wherein the animals are confined to sell said animals at public auction to the highest bidder for cash and without appraisalment, to pay all costs, charges and penalties as herein provided.

(b) Such sale shall be made after ten (10) days' notice by publication once in the official journal of the parish.

(c) Any funds that may be realized from said sale over and above the costs, charges and penalties shall be given by the sheriff or constable to the owner of the animals sold, if he is known; but if said owner is unknown, then such surplus funds shall be given by the sheriff or constable to the treasurer of the parish, subject to their being called for by the owner or until otherwise directed by the parish commission, as to its disposition; provided, however, that in all cases of such public sales, the sheriff, constable or justice of the peace conducting said sale shall, within ten (10) days after the date thereof, make a full written report of such sale to the parish treasurer, showing all sums realized from such sales and the disposition thereof.

(d) The fee of the sheriff or constable in the case of sale of impounded livestock under provisions of this article shall be five (5) percent of the amount of the sale and Two & NO/100 (\$2.00) Dollars for giving the notice.

Secs. 4-45--4-50. Reserved.

ARTICLE III. NATIVE BIRDS

Sec. 4-51. Interfering with song or insectivorous birds.

It shall be unlawful for any person to interfere with, trap, destroy, wound, shoot or shoot at any native song or insectivorous bird, or destroy or interfere with the nest or eggs of such bird; provided, however, that persons holding state or federal permits allowing such activity and persons legally practicing the art of falconry shall be exempt from the provision of this section.

ARTICLE IV. MISCELLANEOUS PROVISIONS

Sec. 4-52 Applicability of chapter to existing conditions.

All portions of this chapter are effective immediately upon passage and enactment of said chapter with the exception of the following:

(a) Owners whose property fail to meet the proper enclosure requirement will have ninety (90) days from the effective date of this chapter to comply with enclosure requirements set forth in Section 4-5(d).

(b) Any owner whose possess an excess number of dogs allowed as set forth in Sec. 4-5(i) will have ninety (90) days to adopt out or otherwise come into compliance with the

section.

Sec. 4-53 Severability.

Chapter 4, sections 4-1 thru 4-52 and each section, subsection and provision of said Chapter there under, are hereby declared to be independent divisions and subdivisions and, notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provisions of this chapter, or the application thereof to any person or circumstance is held to be invalid, the remaining sections or provisions and the application of such sections and provisions to any person or circumstances other than those to which it is held invalid, shall not be affected thereby, and it is hereby declared that such sections and provisions are severable and would have been passed independently of such section or provision so known to be invalid.

(Ordinance 1 of 2006 – Adopted March 15, 2006)