

ORDINANCE NO. 110, 1977

AN ORDINANCE REQUIRING THE LICENSING OF DOGS, PROHIBITING DOGS FROM RUNNING AT LARGE, AND FOR SETTING FEES AND PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUDSON, COLORADO:

Section 1. "Dog Defined. The word "dog" as used in this section shall be construed to mean any dog, bitch or whelp over six (6) months old.

Section 2. License Required. The owner, possessor or keeper of any dog within this Town shall secure a license for such dog from the Town of Hudson on or before the first day of March of each year or within thirty (30) days after the dog reaches the age of six (6) months. Dogs purchased, obtained or otherwise acquired subsequent to the first day of March in any calendar year shall be licensed within thirty (30) days after such acquisition. New residents of this Town shall have thirty (30) days after becoming such residents to secure a license hereunder.

Section 3. Fees. The annual license fee for dogs within this Town shall be three dollars (\$3.00) for all dogs.

Section 4. Rabies Vaccination Required. The owner, possessor or keeper of every dog within the Town shall have such dog inoculated against rabies between January 1 and March 1 of each year. Dogs purchased obtained or otherwise acquired or brought into the Town of Hudson subsequent to the first day of March in any calendar year shall be inoculated within thirty (30) days after such acquisition or being brought into the Town of Hudson.

Section 5. By Licensed Veterinarian. The inoculation required by the preceding section shall be made by any veterinarian licensed to practice veterinarian medicine in this State.

Section 6. Prerequisite to Issuance of License; Form of Application for License. Upon application for a dog license, the applicant shall exhibit to the Town of Hudson a certificate from a licensed veterinarian that the dog has been inoculated against rabies as required by this section. All applications for licenses shall be made on forms provided by the Town of Hudson.

Section 7. Tags Issuance. It Shall be the duty of the Town of Hudson to deliver or cause to be delivered to each person making application for a license, paying the license fee provided for in this article and presenting the certificate of inoculation required by article on a dog tag for each dog licensed and inoculated.

Section 8. Possession. Only those persons who own, possess or keep a dog duly licensed and inoculated in accordance with the provisions of this section shall be permitted to possess a dog tag as herein provided for.

Section 9. Description. The dog tag provided for in this article shall be of such size, shape, color and material as may be deemed expedient and suitable by the Town of Hudson; provided, however, that the color therefore be changed each year.

Section 10. Attachment to Dog's Collar or Harness. Every owner, possessor or keeper of a dog within the Town of Hudson shall place upon such dog a collar or harness made of durable material to which the dog tag herein provided for shall be attached.

Section 11. To Be Worn Only by Licensed Dogs. No person shall affix to the collar or harness of any dog or permit to remain so affixed a tag evidencing licensing and rabies inoculation except the dog tag issued to that dog at the time of issuance of its license.

Section 12. Records to be Kept of Issuance; Duplicates; Transfers.

The Town of Hudson shall keep a record of the date of issue of each dog tag provided for in this article and the person to whom such is issued and the number thereof. If the dog tag herein provided for is lost or destroyed, a duplicate tag may be obtained from the Town of Hudson upon the payment of a fee of one dollar (1.00). In the event that the ownership of possession of a dog is changed, a new dog tag must be obtained and such new dog tag shall be issued by the Town of Hudson upon proof being presented that the inoculation and licensing requirements of this section have been complied with and upon the payment of the fee of one dollar (\$1.00).

Section 13. Impoundment Generally. It shall be lawful for a Town Official, or other authorized person, to impound any dog which is not wearing a dog tag as herein provided and any dog which they reasonably feel to be in violation of any of the provisions of this section, whether such dog is wearing a dog tag or not. It shall be lawful for a Town Official, or other authorized person, to go upon private property for the purpose of catching any dog to be impounded.

Section 14. Establishment and Operation of Pound. The Town Board shall have the right to establish a dog pound for this Town to be operated by Town personnel, or at its election, it may contract with a public or private person or organization for the operation of a dog pound for and on behalf of the Town of Hudson.

Section 15. Notice to Owner or Keeper of Dog. As soon as practicable after the date of impoundment, a Town Official, or other authorized person, shall send by regular mail a written notice of such impoundment to the owner, possessor or keeper of such dog if the address of such person be known; if the owner, possessor or keeper of such dog is not known or if his address cannot be determined, a Town Official, or other authorized person shall cause to be posted in a conspicuous place in the Town for three (3) consecutive days a notice of impoundment. Whether the notice herein provided be mailed or posted, it shall describe the dog, set forth the date of impoundment and set forth the location from which the dog was taken up.

Section 16. Redemption Fees. Any owner, possessor or keeper of a dog desiring to redeem such dog from the pound shall pay the Town the sum of twenty dollars (\$20.00) as an impoundment fee together with the sum of three dollars (\$3.00) for each day of impoundment for room and board and any and all license or rabies inoculation fees provided for in this section. If the dog has been delivered to either the Weld or Adams County Humane Society, the owner, possessor or keeper of the dog shall pay to the Humane Society any fees required in addition to those payable to the Town of Hudson.

Section 17. Interference with Dog Catcher Performing Duties. It shall be unlawful for any person to interfere with, molest, hinder or obstruct the dog catcher, a Town Official or other authorized person in the discharge of their official duties under this section.

Section 18. Instigating or Encouraging Dog Fights Prohibited. No person shall cause, instigate or encourage any dog fight within the Town of Hudson.

Section 19. Confinement or Muzzling of Dogs During Rabies Danger; Impoundment of Dogs not Confined or Muzzled. Whenever the Mayor shall be of the opinion that any danger exists from rabies in the Town of Hudson or other danger exists from dogs running at large within the Town of Hudson, he shall issue his proclamation requiring every owner, Possessor, or keeper of any dog within the Town of Hudson to confine or securely muzzle the same for such time as he may designate, during which time it shall be unlawful for any dog to be within the Town of Hudson unless so securely muzzled within a good and substantial wire or leather muzzle securely fastened and put on so as to prevent such dog from biting. It shall be the duty of the Town Official, or other authorized person, of the Town of Hudson to take up and impound any dog that may be found during the time so designated by the Mayor as aforesaid unless muzzled or confined as herein provided.

Section 20. Female dogs in Heat. Any unspayed female dog, while in heat, shall be securely confined during such period in the owner's yard, pen or other enclosure.

Section 21. Running At Large Prohibited. It shall be unlawful for any owner, possessor or keeper of any dog in the Town of Hudson to permit the same to run at large within the Town of Hudson. A dog shall be deemed to be running at large when off or away from the premises of the owner, possessor or keeper thereof and not under the control of such owner, possessor or keeper or his agent or servant or a member of his immediate family, either by leash, cord or chain, not more than ten (10) feet in length.

Section 22. Confinement of Biting Dogs. The owner, possessor or keeper of any dog which has bitten or which is suspected to have bitten any person or which is suspected of having rabies shall immediately notify a Town Official, or other authorized person, of such fact.

Any dog which has bitten or which is suspected to have bitten any person or which is believed to have rabies or to have been exposed to rabies shall be confined, upon order of a Town Official, or other authorized person, for a period of ten (10) days for observation. Such dog shall either be confined at the residence of the owner, possessor keeper thereof, is such confinement can be accomplished without exposing such dog to the public, or, at the option of a Town Official, or other authorized person, such dog shall be confined at the Town Pound, or at a private veterinary hospital at the expense of the owner, possessor, or keeper of the dog. It shall be unlawful for any owner, possessor or keeper of such dog to permit such dog during confinement to come into contact with the public.

Section 23. Notice of Knowledge of Violation of Section Not Necessary for Prosecution of Owner or Keeper. For the purpose of prosecution for violations of this section, it shall not be necessary in order to obtain a conviction to prove notice or knowledge on the part of the owner, possessor or keeper of the dog in question that such dog was violating any of the provisions of this section at the time and place charged, it being the purpose and intent of this section to impose strict liability upon the owner, possessor or keeper of any dog for the actions, conduct and condition of such dog.

Section 24. Previous Ordinances Repealed. All Ordinances and parts of ordinances of a general and permanent nature adopted by the Town of Hudson before the effective date of this Ordinance, and in conflict herewith, are hereby repealed.

Section 25. Penalty. Any person convicted of any violation of this Ordinance shall be fined not exceeding three hundred (\$300.00) Dollars or by imprisonment not exceeding ninety (90) days.

The Board of Trustees finds that an emergency exists and this Ordinance is necessary for the immediate preservation of the public peace, health, and safety of the people of the Town of Hudson and this Ordinance shall be in force and become effective five (5) days after its final publication.

PASSED AND ADOPTED, SIGNED AND APPROVED THIS 12 DAY
of January, 1977.

Victor J. Wang
Mayor

ATTEST:

Debra M. Rice
Town Clerk

(SEAL)