

TITLE II - COMMUNITY PROTECTION

DIVISION 2 - ENFORCEMENT: ANIMAL PROTECTION AND CONTROL

CHAPTER 85

CONTROL OF DOGS AND OTHER ANIMALS

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85.01 DEFINITIONS. The following terms are defined for use in this chapter.

1. "At large" means off the premises of the owner and not under the control of a competent person, restrained within a motor vehicle, or housed in a veterinary hospital or kennel.

2. "Euthanasia" means the humane destruction of an animal accomplished by a method that involves instantaneous unconsciousness and immediate death or by a method that involves anesthesia, produced by an agent which causes painless loss of consciousness, and death during the loss of consciousness.

(Code of Iowa, Sec. 162.2)

3. "Owner" means any person owning, keeping, sheltering or harboring an animal.

85.02 LIVESTOCK. It is unlawful for a person to keep livestock within the City except in compliance with the City's zoning regulations.

85.03 RUNNING AT LARGE. It is unlawful for any owner to allow an animal to run at large within the corporate limits of the City. Animals found at large in violation of this chapter, whether or not they have been vaccinated for rabies, shall be seized and impounded, or at the discretion of the peace officer, the owner may be served a summons to appear before a proper court to answer charges made thereunder.

(Code of Iowa, Sec. 351.41)

85.04 DAMAGE OR INTERFERENCE. It is unlawful for the owner of an animal to allow or permit such animal to pass upon the premises of another thereby causing damage to, or interference with, the premises.



85.05 ANNOYANCE OR DISTURBANCE. It is unlawful for the owner of a dog to allow or permit such dog to cause serious annoyance or disturbance to any person or persons by frequent and habitual howling, yelping, barking, or otherwise; or, by running after or chasing persons, bicycles, automobiles or other vehicles.

85.06 RABIES VACCINATION. Every owner of a dog shall obtain a rabies vaccination for such animal. It shall be unlawful for any person to own or have a dog in the person's possession, six months of age or over, which has not been vaccinated against rabies. Dogs kept in kennels and not allowed to run at large are not subject to these vaccination requirements.

(Code of Iowa, Sec. 351.33)

85.07 APPREHENSION AND IMPOUNDAGE. When an animal has been apprehended and impounded, written notice shall be given to the owner, if the owner's name and current address can reasonably be determined by accessing a tag or other device that is on or part of the animal. The notice shall provide that if the owner does not redeem the animal within seven days from the date that the notice is delivered, the animal may be humanely destroyed or otherwise disposed of in accordance with law. For purposes of this section, notice is delivered when the notice is mailed which may be by regular mail. An owner may redeem an animal by having it immediately vaccinated and paying the cost of impoundment. If the owner of the impounded animal fails to redeem the animal within seven days from date of the delivery of the notice to the animal's owner as provided in this section, the animal may be disposed of in accordance with law. If the animal is destroyed, it must be destroyed by euthanasia.

(Code of Iowa, Sec. 351.37)

85.08 IMPOUNDING COSTS. Impounding costs shall be established by resolution of the Council.

85.09 OWNER'S DUTY. It shall be the duty of the owner of any dog, cat or other animal which has bitten or attacked a person or any person having knowledge of such bite or attack to report this act to a local health or law enforcement official. It shall be the duty of physicians and veterinarians to report to the local board of health the existence of any animal known or suspected to be suffering from rabies.

(Code of Iowa, Sec. 351.38)

85.10 CONFINEMENT. If a local board of health receives information that an animal has bitten a person or that a dog or animal is suspected of having rabies, the board shall order the owner to confine such animal in the manner it directs. If the owner fails to confine such animal in the manner directed, the animal shall be apprehended and impounded by such board, and after ten days the board may humanely destroy the animal. If such animal is returned to its owner, the owner



shall pay the cost of impoundment. This section shall not apply if a police service dog or a horse used by a law enforcement agency and acting in the performance of its duties has bitten a person.

(Code of Iowa, Sec. 351.39)

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