

Chapter 8.09

PROVIDING FOR THE REGULATION AND CONTROL OF DOGS WITHIN THE CITY LIMITS OF  
OF THE CITY OF HARLOWTON, MONTANA

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8.09.010 Definitions

- A. "CITY": Means the City of Harlowton, Wheatland County, Montana.
- B. "DOGS": Any male or female canine carnivorous domesticated mammal.
- C. "OWNER": Any person or persons, firm, association or corporation owning, keeping or harboring a dog.
- D. "RUNNING AT LARGE": A dog is defined as running at large which is off the owned or leased premises of the dog owner, unless such dog shall be under leash and under control of a competent person.

8.09.020 HARBORING DOG WITHOUT LICENSE. It shall be unlawful for any person or persons, firm, corporation or any other entity to own, keep or harbor any dog in the City of Harlowton, Wheatland County, Montana without first obtaining a license to do so as hereinafter provided by this ordinance.

8.09.030 REGISTERING AND LICENSING. The owner or keeper of any dog of an age of six (6) months or older residing within the corporate limits of the City of Harlowton, shall, on or before the first day of March each year, cause said dog to be registered and licensed by the City and shall pay to the City the appropriate licensing fee. If the dog license is purchased on or before February 28 of each calendar year, the licensing fees shall be five dollars (\$5.00) for each neutered male or spayed female dog and ten dollars (\$10.00) for each unneutered male or unspayed female dog. If the license is purchased after March 1 of each calendar year, the licensing fees shall be ten dollars (\$10.00) for each neutered male or spayed female dog and twenty dollars (\$20.00) for each unneutered male or unspayed female dog.

Failure of a dog owner or dog keeper to register and license a dog with the City by



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Failure of a dog owner or dog keeper to register and license a dog with the City by



Failure of a dog owner or keeper to obtain a kennel license as provided for in this ordinance, shall constitute a misdemeanor offense. Conviction or plea of guilty shall result in a fine of not less than fifty dollars (\$50.00) or more than two hundred fifty dollars (\$250.00).

8.09.040 MANNER OF REGISTERING SAID DOG. The registration provided for in 8.09.030 shall be completed in duplicate and shall contain the name of the owner of the dog, the number of the dog tags issued, the date of issue, the amount of payment received by the City and the breed of the dog, it's sex and the dog's name.

8.09.050 RUNNING AT LARGE. No person who is the owner or keeper of any dog, shall permit or suffer the same to run at large in any street, alley, park, vacant lots or any public place in the City of Harlowton, Montana.

8.09.060 VICIOUS DOGS. It shall be unlawful for any owner to keep, feed, harbor or allow to stay upon the premises occupied by said owner within the City of Harlowton any vicious, unruly, or ferocious dog, cat or domestic pet.

Any dog, cat or domestic pet which bites or attempts to bite any human being without provocation, and said person at the time being engaged in lawful conduct, and any dog, cat or domestic pet which harasses, chases, bites or attempts to bite any other



animal, which includes all livestock and any domestic pet, is hereby declared to be vicious, unruly or ferocious. The City Judge hereby has the authority to order any such dog or cat destroyed. The City Judge has the further authority to order any such dog or cat destroyed after an impoundment as specifies by a doctor of veterinary medicine to determine the health condition of the dog, cat or domestic pet. If the doctor recommends, based on the health condition of the animal be destroyed it shall be so ordered.

8.09.070 DOGS CAUSING ANNOYANCE OR DISTURBANCE. It shall be unlawful for any owner to keep, feed, harbor or allow to stay upon the premises occupied by said owner within the City of Harlowton any dog which causes annoyance or disturbance to residents of the City of Harlowton by loud and frequent barking, howling or yelping.

8.09.080 DESTROYING UNCLAIMED DOGS. If any dog is impounded for violation of any sections of this ordinance and is not claimed within three (3) days from the date of impoundment and all impoundment charges, including kennel charges, rabies inoculation and City license paid by the person or owner claiming the dog, the City shall have the dog destroyed at City expense unless a Doctor of Veterinary Medicine requires or orders that the dog be held for a longer period of time for derermination of the presence or absence of rabies.

8.09.090 IMPOUNDING OF DOG FOR DETERMINING RABIES. If any dog shall bite a human being or appear to be mad, and said dog is not ordered destroyed by the City Judge, the City Judge or the Harlowton Chief of Police shall order the dog to be impounded at its owner's cost and expense for a period of time designated by a Doctor of Veterinary Medicine for determination of the presence or absence of rabies. If rabies is found, said dog shall be disposed of directed by the Doctor of Veterinary Medicine. If rabies is not found, the dog shall be released to its owner upon said owner paying all board, room, medical and other charges. If such charges are not paid by the owner of the dog at the expiration of the rabies incubation period plus 72 hours, said dog shall be destroyed at the cost of the City and the City shall pay all charges incident to such impoundment.

8.09.100 PENALTIES. Conviction or a plea of guilty by the owner or keeper of a dog his/her first violation of the Running at Large Section of the ordinance (8.09.050) shall result in a fine of thirty five(\$35.00) dollars. Conviction or a plea of guilty by an owner or keeper of a dog of the second offense of Running at Large shall result in a fine of fifty five (\$55.00) dollars. A third or subsequent offense of this provision of the ordinance shall be punished by a fine of ninety dollars (\$90.00).

Conviction or a plea of guilty by the owner or keeper of a dog of his/her first violation of the Vicious Dog Section of this ordinance(8.09.060) shall result in a fine or sixty five dollars(\$65.00). Conviction or a plea of guilty by an owner or keeper of a dog of the second offense of Vicious Dogs shall result in a fine of one hundred fifteen dollars(\$115.00). A third or subsequent offense of this provision of the ordinance shall result in a fine of one hundred fifteen dollars (\$115.00) and said dog shall be destroyed.

8.09.110 REPEAL OF CONFLICTING ORDINANCES. All ordinances and parts of ordinances contrary to or inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.





8.09.120 SEVERABILITY PROVISION. If any provision of this ordinance is declared unconstitutional, or the applicability thereof to any person or circumstances is held invalid, the constitutionality of the remainder of the ordinance and the applicability thereof to other persons and circumstances shall not be affected thereby.

8.09.130 EFFECTIVE DATE. This ordinance shall take effect on September 19, 1977 at 8:00 o'clock am and shall remain in effect until its repeal.



March 1 of each calendar year shall constitute a misdemeanor offense.

The City Clerk shall cause notice of these Amendments to be published in the Times Clarion for 2 weeks prior to the effective date, unless there is a newspaper article regarding the same and published for the same length of time.

Upon payment of the above-provided fee, and upon satisfactory proof of current rabies vaccination, the City shall cause the dog to be registered and deliver to the owner a dog tag, which dog tags shall be numbered consecutively and issued in order of registry and the number of such dog tag shall be noted on the registration slip to be completed for each dog so registered. Each tag so issued will be of a different color than that of the preceding year and shall be stamped with year of issue.

Each dog licensed as provided herein shall at all times wear around its neck a well made, strong collar of leather, chain or other durable material.

The dog tags so issued shall be securely fastened to the dog's collar and shall constitute a license for said dog for one year.

The City shall not license or register any dog that is not currently vaccinated for rabies.

The maximum number of dogs allowed at any municipal residence is two (2). In order to have more than the two (2) dog maximum limit, regardless of who owns the dog or dogs at a residence, the owner, tenant or occupants of the premises must apply for and receive a kennel license. The restriction applies regardless of the fact that the dog or dogs are spayed or not spayed. The kennel license is in addition to an individual license for each dog.

Said kennel license must be purchased from the City on or before March 1 of each year. The fee for said license will be fifty dollars (\$50.00). Persons applying for kennel license must provide proof of current City dog license and rabies vaccination for each dog over six (6) months of age, on the premises.

Faint, illegible text, possibly bleed-through from the reverse side of the page. The text is arranged in several paragraphs and is too light to transcribe accurately.