

**Repeal:**

Sec. 10-4, Artificially Coloring Birds

Sec. 10-6, Depositing Poisonous Substances

Sec. 10-10, Feeding of Wild Animals and Birds

Article 2, Exotic Animals

Sec. 10-61, Female Dogs

Sec. 10-67, Creating Nuisance

**Amend:**

Sec. 10-2, Animals Prohibited; Exceptions

Sec. 10-3, Disturbing Birds or Nests

Sec. 10-8, Creating Nuisance

Sec. 10-57, License Fee; Expiration Date; Tag or Collar

## **Sec. 10-2. - Animals prohibited; exceptions.**

Unless expressly authorized in this Chapter, no person shall keep or house any animals within the city except dogs cats, birds, or animals commonly classified as pets. No horse, cow, calf, swine, sheep, goat, chickens, geese or ducks shall be kept in any dwelling or part thereof, except as authorized by Section 10-1. Nor shall any such animal be kept on the same lot or premises with a dwelling. This offense is punishable by up to 90 days in jail and/or \$500.00 fine. Exception; domesticated hens. A public, charter, or parochial school may apply for a permit to keep up to 12 domesticated hens for educational purposes. A domesticated hen shall mean a female chicken. A domesticated hen does not include any other type of fowl or a male chicken.

(1) *License required.* An educational institution serving wishing to keep up to 12 domesticated hens shall obtain a license from the city and pay the required license fee, as established by city council. This license shall be valid for three-years and subject to renewal each September 1st. Only one license and fee per educational institution shall be required for all domesticated hens allowed under this section.

(2) *Adequate shelter, care and control required.* Any educational institution licensed to keep hens under this section shall comply with all of the provisions and definitions of this Code regarding care, shelter, sanitation, health, rodent control, cruelty, neglect, noise, reasonable control and any other requirements pertaining to the adequate care and control of animals in the city.

(3) *Inspection required.* Any educational institution wishing or licensed to keep hens under this section shall submit to a physical inspection by the chief building inspector prior to the issuance or renewal of said license to ensure compliance with this section.

(3) *No ground feeding.* Ground feeding shall be prohibited. A feeding container shall be used for feeding and all unused or unconsumed food shall be adequately secured and stored after

every feeding as to prevent access by other animals or rodents. All feeding shall be conducted in a manner as to prevent unconsumed food to be left open or accessible by other animals or rodents.

(5) *Further prohibitions.* Educational institutions may not keep any chicken within 50 feet of any dwelling, street, alley or public place; permit any chicken owned by it or in its possession or control to run at large in any street, alley or public place, or upon the premises of another.

(Code 1962, § 7-502; Ord. No. 392, 8-5-2013)

**Sec. 10-3. - Disturbing birds or nests.**

It shall be unlawful for any person to willfully injure, molest or disturb in any way any birds or the nest, eggs, young or brood of any such birds, except as authorized by a law enforcement or animal control officer acting in an official capacity.

(Code 1962, § 7-503)

**Sec. 10-8. - Creating nuisance.**

It shall be unlawful for any owner or person in control of any animal to permit such animal to discharge excreta upon any public or private property within the city, unless such owner or person in charge of such animal shall immediately remove and clean up such animal excreta from the public or private property. It shall be unlawful to own, possess, shelter, keep, harbor or maintain any animal under such conditions or in such a manner as to create a nuisance by way of excessive noise, odor, menace to health, property or otherwise. The public safety department shall impound or, if unable to apprehend the same, may destroy any sick, diseased or abandoned animal which shall be running at large and shall be creating a nuisance by way of excessive noise, odor, menace or otherwise.

**Sec. 10-57. - License fee; expiration date; tag and collar.**

Each license shall expire on May 15 next succeeding the date of issuance of the license. The license fee dog shall be as prescribed by the city council from time except that a dog which is registered with the Michigan Department of Civil Rights as a Service Animal shall not be subject to any additional licensing requirement. After May 15 of each year, the fee for dog licensure will be raised as prescribed by the city council from time to time. Upon granting of the application for the license, the public safety department shall issue a metal tag to the applicant in such form as is determined by the city. The owner of each dog licensed shall provide it with a substantial collar to which the metal tag shall be affixed and at all times kept on the dog. No person except the owner, or authorized custodian shall remove any collar or tag from any dog wearing the same.