

AN ORDINANCE PERTAINING TO ANIMAL TETHERING

Sponsored by: Councilor Richardson

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA AS FOLLOWS:

Section 1:

Sec. 7-23. of the Mobile City Code, 1991, is hereby amended and restated in its entirety to read as follows:

Sec. 7-23. Animals at large; Tethering

a) It shall be unlawful for any Person to allow any Animal in his control or possession to go, stray or wander upon the public right of way or property of another Person. An Animal is running at large if it is not Under control of the Owner and is not:

(1) Confined within a fence, electronic fence, wall, or other enclosure in such a manner so as to effectively prevent the Animal from traveling onto the public right of way or property of another Person;

(2) On a leash not more than ten (10) feet in length and secured by a collar or harness; or,

(3) On a single Animal trolley or pulley system on a cable run that is fixed in a manner allowing smooth freedom of movement of the Animal without becoming tangled, wrapped around an object or shortened, and:

(A) is at least twelve (12) feet in length and mounted between four (4) and seven (7) feet off the ground, but does not allow the Animal access to the public right of way or property of another Person;

(B) allows the Animal access to water and Shelter;

(C) is an appropriate strength and weight given the size of the Animal and is affixed to the Animal by a proper fitting nylon or leather harness or collar with swivel attachment; choke, pinch and prong collars are prohibited for this purpose.

b) Sub-section a), above, shall not apply to an Animal that is:

(1) At a designated Animal or Dog park or in attendance at any legal event in which the Animal is a permitted attendee;

(2) Actively shepherding or herding cattle or livestock or assisting in cultivating agricultural products;

(3) Under the care a veterinarian or groomer;

(4) Being utilized or trained in a law enforcement capacity;

(5) Being legally used for hunting.

c) It shall be unlawful for any Person to allow any Animal in his control or possession to be tied, leashed or chained to a doghouse, tree, post, stake, barrel, or other stationary object for a time period exceeding fifteen (15) minutes unless its Owner is physically present within sight of the Animal.

Section 2 - Miscellaneous Provisions:

(a) The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, that declaration shall not affect the part or parts that remain.

(b) This Ordinance shall become effective within the City of Mobile sixty (60) days after its adoption and publication as required by law.

Approved:

City Clerk