

RESOLUTION

WHEREAS, an Animal Control Ordinance was previously adopted on August 28, 2001,
and

WHEREAS, the County desires to repeal, in its entirety, the previous animal control ordinance and adopt in its place the ordinance attached hereto as Exhibit "A".

NOW THEREFORE, be it resolved by the governing authority of Chattooga County, Georgia, that the Animal Control Ordinance adopted on August 28, 2001, is hereby repealed in its entirety. Be it further resolved that the ordinance attached hereto as Exhibit "A" is hereby adopted and approved by the governing authority of Chattooga County, Georgia, and is hereby made effective immediately. The Commissioner of Chattooga County, Georgia, is hereby authorized to take any actions necessary to enact this ordinance. All prior enactments that conflict with the ordinance hereby adopted are repealed.

SO RESOLVED, this 24th day of July, 2017.

 (SEAL)
JASON WINTERS, COMMISSIONER OF
CHATTOOGA COUNTY, GOERGIA

ATTEST:



MARTHA TUCKER, CLERK

I hereby certify that the above and foregoing Resolution was duly entered upon the Minutes of the Commissioner this 24th day of July, 2017.

 (SEAL)
Martha Tucker, Clerk

CHATTOOGA COUNTY ANIMAL CONTROL ORDINANCE

Section 1. Definitions

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Domesticated animal means any animal raised so as to live in close proximity to humans. Such animals include dogs, cats, poultry, livestock or reptiles.

Domesticated animal at large means any domesticated animal not under the restraint of a person capable of controlling it on or off the premises of the owner.

Exotic animal means any live alligator, crocodile, canine, fox, bear, sea mammal, poisonous snake, member of the feline species other than domestic cat (*felis domesticus*), member of the canine species other than domestic dog (*canus familiaris*) or any other animal that would require a standard of care and control greater than that required for customary domestic animals or household pets sold by commercial pet shops, or required for traditional farm animals. Exotic animal also means those animals as defined in Chapter 5 of Title 27 of the Official Code of Georgia Annotated.

Wild animal means any live monkey, nonhuman primate, raccoon, skunk, fox, leopard, panther, tiger, lion, lynx or any other warm blooded animal that can normally be found in the wild state. The term “wild animal” does not include: domestic dogs (excluding hybrids with wolves, coyotes or jackals), domestic cats (excluding hybrids with ocelots or margays), farm animals, rodents, any hybrid animal that is part wild, a captive breed species of common cage birds. Wild animals shall also mean those animals as defined in Chapter 5 of Title 27 of the Official Code of

Georgia Annotated.

Wild carnivore means any meat eating wild animal (as defined above) including, but not limited to, members of any species in the order carnivora, the order primates, or the class reptilia, if the species eats meat as a part of a normal diet.

Owner means any person who owns, possesses, harbors or keeps or knowingly permits an animal to be harbored or kept or has an animal in his care or who permits an animal to remain on or about his premises for more than three days.

Public nuisance means any animal that unreasonably annoys humans, endangers the life or health of other animals or persons or substantially interferes with the rights of citizens other than its owner to enjoyment of life or property. The term “public nuisance” means and includes, but is not

limited to any animal that:

- (1) Is found at large;
- (2) Damages the property of anyone other than its owner;
- (3) Chases vehicles;
- (4) Attacks other domestic animals;
- (5) Unprovoked, attacks pedestrians or passersby;
- (6) Has been found by the animal control officer to be a public nuisance animal by virtue of being a menace to the public health, welfare, or safety;
- (7) Habitually barks, howls, crows, or makes any other loud noises in such a way as to at any time, day or night causes, annoyance or discomfort to people living in the neighborhood;
- (8) Soils, defiles or defecates on public or private property other than the property of the owner/keeper unless it is immediately removed and properly disposed of by the