

ORDINANCE NO. 2008-6

AN ORDINANCE PERTAINING TO THE CONTROL OF DOGS

WHEREAS, it is in the best interests of the residents of the Town of Swink, Colorado to amend Code Section No. 6 concerning the control of dogs;

WHEREAS, it is necessary for the public peace, health and welfare of the inhabitants of the Town of Swink that dogs be controlled and licensed.

Be it ordained by the Board of Trustees of the Town of Swink as follows:

1. Number of dogs permitted. No person, firm, corporation or other entity shall own, keep or harbor more than three (3) dogs over six (6) months of age within the incorporated town limits of the Town of Swink, State of Colorado. The keeping of more than three (3) dogs on the premises that are over six (6) months of age shall be prima facie evidence of a violation of this section. It is an affirmative defense to this section to demonstrate that the dogs are less than six months of age, but only by production of credible evidence of the birth date of said animals.

2. Penalties. Whomever shall violate any provision of this section shall be punished by a fine of not less than twenty-five (\$25) and not more than one-thousand-dollars (\$1000), or imprisonment of not more than one year, or by both such fine and imprisonment.

3. Exemptions. The provisions of this section shall not apply to premises used as a normal place of business by dog hospitals or veterinarians as properly zoned within the Town Limits.

4. Removal of dog feces. It shall be the responsibility of the dog owner to promptly remove all dog feces from any place where dogs may be housed upon the owner's property. Removal shall be in such a timely manner so as to minimize the adverse effects of smell, flies and unsanitary conditions.

5. Removal of dog feces. It shall be the responsibility of the dog owner to immediately remove all dog feces from any place where said dog deposits the same upon any public place or upon any property not owned by the dog owner. Removal shall be in an immediate manner so as minimize the adverse effects of smell, flies and unsanitary conditions.

6. Conflicting Code Provisions, Ordinance or Resolutions.
All existing Town of Swink code sections, ordinances or resolutions that conflict with these provisions are hereby amended and/or repealed

7. **Effective Date.** This ordinance shall be effective November 1, 2008.

INTRODUCED, READ, PASSED ON 1ST READING AND ORDERED PUBLISHED THIS 8TH DAY OF SEPTEMBER, 2008.

ADOPTED and approved on 2nd reading this 13th day of October, 2008.

TOWN OF SWINK

By: Steve Cordova, Mayor

ATTEST:

Terry Clodfelter, Town Clerk