

MARANA ORDINANCE NO. 2018.016

RELATING TO ANIMAL CONTROL; AMENDING TOWN CODE TITLE 6 (ANIMAL CONTROL), CHAPTER 6-2 (ENFORCEMENT) AND CHAPTER 6-4 (DOGS AT LARGE; DOGS ON SCHOOL GROUNDS); REVISING SECTION 6-2-2 (APPOINTMENT OF ANIMAL CONTROL OFFICERS; AUTHORITY) TO CLARIFY ANIMAL CONTROL OFFICER AUTHORITY; REVISING SECTION 6-4-1 (DOGS AT LARGE PROHIBITED; EXCEPTIONS; CLASSIFICATION) TO CLARIFY LEASH REQUIREMENTS; AND DESIGNATING AN EFFECTIVE DATE

WHEREAS the Town Council is authorized by A.R.S. §§ 9-240, 9-499.04, 9-500.32, 11-1018, 11-1029, 13-2910, and 13-4281 to adopt animal control regulations; and

WHEREAS on May 2, 2017, the Town Council adopted Ordinance No. 2017.011, approving a comprehensive rewrite of the Title 6 (Animal Control) of the Town Code; and

WHEREAS the Town Council finds that the amendments to the animal control regulations established by this ordinance are necessary for the public health, safety and general welfare of the Town of Marana.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, as follows:

SECTION 1. Marana Town Code Title 6 (Animal Control) is hereby amended to revise section 6-2-2 (Appointment of animal control officers; authority) as follows (with deletions shown with ~~strikeouts~~ and additions shown with double underlining):

6-2-2 Appointment of animal control officers; authority

[Paragraph A remains unchanged]

B. Animal control officers shall be designated as deputies to the town enforcement agent and may commence an action or proceeding before a court for any violation of this code title or any town ordinance or state statute relating to rabies or animal control that occurs within the jurisdiction of the town.

[Paragraph C remains unchanged]

SECTION 2. Marana Town Code Title 6 (Animal Control) is hereby amended to revise section 6-4-1 (Dogs at large prohibited; exceptions; classification) as follows (with additions shown with double underlining):

6-4-1 Dogs at large prohibited; exceptions; classification

A. Any dog owned, possessed, harbored, kept or maintained on public streets, sidewalks, alleys, parks or other public property shall be restrained by a leash, chain, rope, cord, or similar device of sufficient strength to restrain the dog, and the person handling the dog shall use the leash, chain, rope, cord, or similar device as it was designed and intended to be used to control the dog.

[Paragraphs B through E remain unchanged]

SECTION 3. The various town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

SECTION 4. All ordinances, resolutions, or motions and parts of ordinances, resolutions, or motions of the Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 6. This ordinance shall become effective on the thirty-first day after its adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, ARIZONA, this 4th day of September, 2018.

Mayor Ed Honea

ATTEST:

APPROVED AS TO FORM:

Jocelyn C. Bronson, Town Clerk

Frank Cassidy, Town Attorney