

TITLE 4
POLICE REGULATIONS

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CHAPTER 1

GENERAL OFFENSES

SECTION:

- 4-1-1: Breach Of Peace
- 4-1-2: Fight Or Encourage To Fight
- 4-1-3: Firearms
- 4-1-4: Gambling
- 4-1-5: Obstruction Of Peace Officers
- 4-1-6: Public Intoxication
- 4-1-7: Unlawful Touching
- 4-1-8: Use Of Obscene, Indecent Language
- 4-1-9: Penalty

4-1-1: **BREACH OF PEACE¹:** Every person who shall, within the corporate limits of the town, either upon private or public property, wilfully disturb the peace and quiet of any person, family, neighborhood, social or religious meeting, or private or public gathering of any character, either by words, language or conduct, shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-2: **FIGHT OR ENCOURAGE TO FIGHT²:** Every person who shall fight with any other person or persons or engage in any way in any fight, or encourage another to fight, either by word or act, within the corporate limits of the town shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-3: **FIREARMS:**

- A. Draw In Hostile Manner; Concealed Weapons: (Rep. by Ord. 57, 9-11-2014)

1. WS § 6-6-102.

2. WS § 6-6-101.

- B. Discharge Prohibited; Exception: Every person, who shall, within the corporate limits of the town, discharge or shoot any firearm or gun of any description, save and excepting the town marshal or deputy marshal or any other officer of the law in the discharge of their duty, without reasonable cause or necessity for so doing, shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-4: **GAMBLING¹:** Every person who shall, within the limits of the incorporated town, deal, play, carry on, open or cause to be opened, or who shall conduct, either as owner or employee, whether for hire or not, any slot machine, game of faro, monte, roulette, lansquenet, rondo, vingt-et-un, commonly known as twenty one, keno, props, or any other game played with cards, dice or other device of whatever nature, for money, checks, credits, or other representative of value, shall be subject to penalty as provided in section 4-1-9 of this chapter. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-5: **OBSTRUCTION OF PEACE OFFICERS:** Every person who shall, within the corporate limits of the town, resist, oppose, obstruct, threaten, or in any manner attempt to intimidate, obstruct, or resist the town marshal or any of his deputies or any other officer of the law in the discharge of any of his or their official duties, shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-6: **PUBLIC INTOXICATION:** Every person who shall become intoxicated and be or appear upon any street, avenue, alley, lane or other public place, or in any private dwelling or place and disturb the occupants thereof or any other persons within the corporate limits of the town shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-7: **UNLAWFUL TOUCHING:** Any person within the incorporated limits of the town who shall, in a rude, insolent and angry manner, unlawfully touch another shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in section 4-1-9 of this chapter. (Ord. 3, 1-7-1969; amd. 2011 Code)

1. For power to prohibit, WS § 15-1-103(a)(xvi)(A).

4-1-8: **USE OF OBSCENE, INDECENT LANGUAGE:** Any person who shall use any obscene, indecent or profane language in any private or public place within the corporate limits of the town, to the disturbance or annoyance of any person, family or neighborhood, shall be deemed guilty of a misdemeanor. (Ord. 3, 1-7-1969; amd. 2011 Code)

4-1-9: **PENALTY:** Any person who shall violate any of the provisions of this chapter shall be guilty of a misdemeanor and, upon conviction, shall be subject to penalty as provided in section 1-4-1 of this code. (2011 Code)



CHAPTER 2

ANIMAL CONTROL

ARTICLE A. ANIMALS

SECTION:

- 4-2A-1: Animal Confinement
- 4-2A-2: Running At Large
- 4-2A-3: Animal Pens
- 4-2A-4: Filth That May Produce Disease
- 4-2A-5: Filthy, Unwholesome Or Offensive Premises
- 4-2A-6: Keeping Of Certain Animals; Restrictions Within The Town

4-2A-1: ANIMAL CONFINEMENT:

A. Prohibited: It shall be unlawful for any person, company, corporation or anyone else to confine any livestock on property less than two (2) contiguous acres (87,120 square feet).

B. Definition: The term "livestock" shall include cattle, horses, pigs, lambs, sheep, goats and all exotic animals. (Ord. 58, 9-11-2014)

4-2A-2: RUNNING AT LARGE¹:

A. Prohibited: It shall be unlawful for any person, company or corporation, or anybody else to allow or permit any livestock, dogs or other animals to run at large within the limits of the town.

B. Penalty: Anyone violating the provisions of this article shall, upon conviction, be subject to penalty as provided in section 1-4-1 of this code in addition to being liable for any damages done to any person or person's property. (Ord. 58, 9-11-2014)

1. For power to regulate or prohibit, WS § 15-1-03(a)(xiv).

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4-2A-3: ANIMAL PENS:

- A. **Allowing To Become Offensive Or Annoying Prohibited:** It shall be unlawful for any person, firm or corporation to keep, use or maintain any yard, pen or place on his or their premises, or premises under his control within the incorporated town, in which any number of cattle, swine or other animals may be kept in such manner as to become offensive to any person residing within the vicinity or annoying to the public.
- B. **Violation:** If any person, firm or corporation shall own, keep or use any yard, pen or place on his or their premises, or premises under his or their control, within the town, in or upon which any number of cattle, swine or other animals shall be kept in such manner as to become offensive to any persons residing within the vicinity, or annoying to the public, such person, firm or corporation shall be deemed guilty of a misdemeanor and be deemed to maintain a nuisance in the town.
- C. **Penalty:** Any person found guilty of the violation of this section before a municipal judge of the town shall be subject to penalty as provided in section 1-4-1 of this code. (Ord. 58, 9-11-2014)

4-2A-4: FILTH THAT MAY PRODUCE DISEASE:

- A. **Order Of Mayor To Abate:** Whenever any place within the corporate limits of the town shall, in the judgment of the mayor, tend to produce sickness or disease, the mayor shall order the owner, lessee, or occupant of said premises within such time as the mayor may direct, to cleanse, purify the same and abate any nuisance therein and remove therefrom all substances in his judgment tending to produce sickness.
- B. **Failure To Comply; Abatement By Town:** In case of failure or refusal on the part of said owner, occupant or lessee to comply with such order within such time, it shall be lawful for the mayor to cause said premises to be cleansed and purified and all nuisances therein to be abated.
- C. **Deposit Or Accumulation Prohibited¹:** It shall be unlawful for any person owning, occupying or using any place or premises within the corporate limits of the town to deposit in the streets or alleys adjacent thereto, or permit to accumulate in the streets or alleys any filth, straw, tree branches or limbs, manure, offal, rubbish or other accumulation and any person so doing shall be punished as provided in subsection D of this section.

1. See also subsection 3-2-2A of this code.

- D. Penalty: Any person failing or refusing to obey any order of the mayor given in pursuance of this section, shall, upon conviction thereof before the municipal court of the town, be subject to penalty as provided in section 1-4-1 of this code, and for each day's continuance, which shall be deemed a separate offense, a like penalty shall be imposed. (Ord. 58, 9-11-2014)

4-2A-5: FILTHY, UNWHOLESOME OR OFFENSIVE PREMISES:

- A. Maintenance Prohibited: Any person or association of persons, corporation or corporations who shall maintain a filthy, unwholesome, or offensive house, hotel, bathhouse, sanatorium, dwelling, stable, privy or privy vault, drain pipe or sewer which shall be a menace to the public health shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code.
- B. Dead Animals: Any person who shall deposit or leave, or cause to be deposited or left, the carcass of any dead animal in any part of this town without the same being buried, limited to small animals, shall be deemed guilty of a nuisance and, upon conviction thereof, shall be subject to penalty as provided in section 1-4-1 of this code. Burial of livestock is not permitted. (Ord. 58, 9-11-2014; amd. Ord. 76, 6-8-2023)

4-2A-6: KEEPING OF CERTAIN ANIMALS; RESTRICTIONS WITHIN THE TOWN:

Chickens may be kept in the town; subject to the following requirements and all other applicable provisions of this chapter:

- A. It will be unlawful to keep more than 20 chickens on one property at one time. (Ord. 76, 6-8-2023; amd. Ord. 82, 11-9-2023)

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CHAPTER 2
ANIMAL CONTROL
ARTICLE B. DOGS

SECTION:

- 4-2B-1: Definitions
- 4-2B-2: Dog License
- 4-2B-3: Tampering With License
- 4-2B-4: Kennel License Prohibited; Number Of Dogs Allowed
- 4-2B-5: Running At Large
- 4-2B-6: Abandonment
- 4-2B-7: Nuisance Dogs (Rep. by Ord. 77, 6-8-2023)
- 4-2B-8: Vicious Dogs
- 4-2B-9: Impoundment
- 4-2B-10: Right Of Entry
- 4-2B-11: Hindering Animal Control Officer

4-2B-1: **DEFINITIONS:**

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

ANIMAL CONTROL OFFICER:	Any law enforcement officer employed by the Town and any other person designated by the Town Council to enforce this article.
AT LARGE:	Off the premises of the owner and not under the control of the owner or any other person by means of leash, rope, chain or otherwise.
DOG:	All dogs, whether male, female, or neutered.
OWNER:	Any person, firm, association, or corporation owning, keeping, or harboring any dog.

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VICIOUS DOG: A dog which, by its unprovoked actions, puts any person in reasonable fear of bodily injury, or actually injures or attacks any person while such person is engaged in any lawful activity. (Ord. 31, 1-9-2003; amd. Ord. 31A, 10-12-2006; Ord. 77, 6-8-2023)

4-2B-2: DOG LICENSE:

- A. Required: It shall be unlawful for any owner to keep or harbor any dog over the age of six (6) months within the limits of the Town without having first obtained a license therefor as provided by this section.
- B. Rabies Vaccination Required: No license shall be issued under the provisions of this section unless the applicant therefor shall have first exhibited to the Town Clerk a certificate or tag issued by a licensed veterinarian showing that said dog sought to be licensed has been vaccinated for rabies and is current on vaccination immediately preceding the date of the application.
- C. License Expiration And Renewal: Any license issued under the provisions of this section may be issued at any time during the year and shall expire on January 1 each year, at which time such license shall be renewed upon payment of the required fee.
- D. License Fees: Any person obtaining a license under the provisions of this section shall pay therefor to the Town Clerk for each dog the required rate stated in the Rate Schedule Policy in the office of the Town Clerk.
- E. Penalties For Violation: Any person who shall keep or harbor any dog in violation of this section, or who shall attempt to evade any of the provisions hereof, shall be deemed guilty of a misdemeanor.
 - 1. First Conviction: Upon the first conviction hereof, such person shall be fined the sum of fifty dollars (\$50.00), plus court costs.
 - 2. Second Conviction: Within five (5) business days and upon the second conviction hereof, such person shall be fined the sum of one hundred dollars (\$100.00), plus court costs.
 - 3. Third Conviction: Upon the third conviction hereof, such person shall be fined the sum of one hundred fifty dollars (\$150.00), plus court costs and dog(s) stated in the conviction will be required to be removed from town limits indefinitely. (Ord. 31, 1-9-2003; amd. Ord. 31A-2, 6-25-2012; Ord. 65, 11-9-2017 Ord. 77, 6-8-2023)

4-2B-3: TAMPERING WITH LICENSE:

Any person who shall deprive a licensed dog of its tag or collar or shall put a registered tag on any dog not registered shall be deemed guilty of a misdemeanor and, upon conviction thereof, be fined one hundred dollars (\$100.00), plus court costs. (Ord. 31A-2, 6-25-2012)

4-2B-4: KENNEL LICENSE PROHIBITED; NUMBER OF DOGS ALLOWED:

- A. Prohibited: Kennel licenses are not permitted in the corporate limits of the Town of LaGrange.
- B. Limitation: It shall be unlawful for any owner to keep or harbor more than three (3) adult dogs, over the age of six (6) months, longer than seven (7) days on any premises within the corporate limits of the Town.
- C. Penalties For Violation: Any person who shall keep or harbor any dog in violation of this section, or who shall attempt to evade any of the provisions hereof, shall be deemed guilty of a misdemeanor.
 - 1. First Conviction: Upon the first conviction hereof, such person shall be fined the sum of fifty dollars (\$50.00), plus court costs.
 - 2. Second Conviction: Upon the second conviction hereof, such person shall be fined the sum of one hundred dollars (\$100.00), plus court costs.
 - 3. Third Conviction: Upon the third conviction hereof, such person shall be fined the sum of one hundred fifty dollars (\$150.00), plus court costs and dog(s) must be removed from household to meet the number of dogs allowed by ordinance. (Ord. 31A-2, 6-25-2012; amd. Ord. 65, 11-9-2017; Ord. 77, 6-8-2023)

4-2B-5: RUNNING AT LARGE:

- A. Prohibited: It shall be unlawful for the owner of any dog to permit the same to run at large whether licensed or unlicensed.
- B. Penalty: The violation of this section by any person is hereby declared to be a misdemeanor.
 - 1. First Apprehension: Upon the first apprehension hereof, such person shall be fined the sum of fifty dollars (\$50.00), plus court costs.

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2. Second Apprehension: Upon the second apprehension hereof, such person shall be fined the sum of one hundred dollars (\$100.00), plus court costs.

3. Third Apprehension: Upon the third apprehension hereof, such person shall be fined the sum of one hundred fifty dollars (\$150.00), plus court costs and dog(s) stated in the conviction will be required to be removed from town limits indefinitely. (Ord. 31A-2, 6-25-2012; amd. Ord. 65, 11-9-2017; Ord. 77, 6-8-2023)

4-2B-6: ABANDONMENT:

- A. Definition: "Abandonment" shall include leaving an animal for a period in excess of twenty four (24) hours without food, water, and reasonable supervision of the animal's condition.
- B. Prohibited: It is unlawful for any person to abandon, release or allow to be released any animal within the Town. All animals which are abandoned shall be considered surrendered to the Town for impoundment or disposal.
- C. Right Of Entry; Care Furnished By Town: If an animal is restrained or confined without food, water or proper attention or is injured or threatened with injury, the Town may enter into and upon any property where the animal is restrained or confined and supply it with necessary food, water or attention.
- D. Impoundment: If necessary for the health of the animal, the Town may remove and impound the animal, all at the expense of the owner or keeper thereof.
- E. Liability: The Town shall not be liable to any action for entry or for taking possession of any such animal.
- F. Penalty: Any person who shall violate any provision of this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be subject to penalty as provided in section 1-4-1 of this Code. (Ord. 31, 1-9-2003; amd. 2011 Code)

4-2B-7: NUISANCE DOGS:

(Rep. by Ord. 77, 6-8-2023)

4-2B-8: VICIOUS DOGS:

- A. Prohibited: Any owner who shall keep or allow to run at large any vicious dog shall be deemed guilty of a misdemeanor.
- B. Penalty: Any dog suspected to be a vicious dog will be apprehended and kept in an animal control facility at the expense of the owner until a court decision has been made.
 - 1. First Conviction: Upon the first conviction hereof, such person shall be fined the sum of two hundred dollars (\$200.00), plus court costs and said animal must leave Town or be destroyed by order of the court. (Ord. 58, 9-11-2014; amd. Ord. 65, 11-9-2017; Ord. 77, 6-8-2023)

4-2B-9: IMPOUNDMENT:

- A. Duty To Impound: It shall be the duty of the animal control officer of the Town to apprehend any dog found by them to be in violation of this article, if deemed necessary to enforce provisions herein.
- B. Notice Of Impoundment: Upon the capture of any dog, it shall be the duty of the law enforcement officer to notify the owner, thereof, if such owner can be ascertained, which notice may be given by telephone or in person, and shall advise of the fact of the capture and the date of the impounding of said dog. If the owner of any dog so captured and impounded is unknown or notice cannot be given to such owner, then and in such event notice shall be given by posting the same at three (3) conspicuous places within the Town, describing the dog so impounded and the place and time of taking such dog.
- C. Unlicensed Dogs: No unlicensed dog may be reclaimed, unless the person reclaiming the dog shall pay the required license fees to properly license such dog in accordance with this article.
- D. Failure To Reclaim: Any dog impounded under the provisions of this article which shall not have been reclaimed as herein provided within five (5) days after being impounded shall be destroyed. Any person whether he be the owner thereof or not, may, after three (3) days, redeem any dog impounded. (Ord. 58, 9-11-2014)

4-2B-10: RIGHT OF ENTRY:

In the enforcement of any of the provisions of this article, the animal control officer of the Town is authorized to enter the premises of any person and take possession

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of licensed or unlicensed dogs when in fresh pursuit of such dog at the time the dog goes upon private property. (Ord. 31A, 10-12-2006)

4-2B-11: **HINDERING ANIMAL CONTROL OFFICER:**

Any person who shall hinder any animal control officer in the discharge of his duties as provided in this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not greater than two hundred dollars (\$200.00), plus court costs. (Ord. 31A, 10-12-2006)