CITY OF MULBERRY, ARKANSAS

ORDINANCE NO. 2020-06

AN ORDINANCE REGULATING THE KEEPING OF ANIMALS WITHIN THE CITY OF MULBERRY, REPEALING CONFLICTING ORDINANCES, AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Mulberry deems it advisable to update its ordinances regarding the keeping of animals within the city in order to protect the safety and welfare of its citizens.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MULBERRY, ARKANSAS, AS FOLLOWS:

SECTION 1: No person shall own, keep, or harbor any animal within the city unless such animal has reasonable and adequate access to food, water, and shelter.

SECTION 2: Dogs shall be restrained by fences, collar restraints, or similar devices. Any restraint shall allow freedom of movement and access to food, water, and shelter. Suitable devices shall include tethers, trolleys, or other similar devices.

SECTION 3: (a) The provisions of this ordinance shall be enforced by the Mulberry Police Department and by the City Attorney, upon receipt of a complaint, or violation observed by them.

(b) No person shall interfere with, hinder, or harass the Mulberry Police Department or its officers in the performance of their duties or seek to release any animal in the custody of the department, except as herein provided.

(c) The Police Department is hereby authorized to issue citations to any person for violation of any provision of this ordinance. Such citation shall designate the offense charged and shall require the person so charged to appear before the Mulberry Municipal Court or successor court on a date certain to answer the charges therein contained.

(d) Any person violating this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than fifty dollars ($50), nor more than five hundred dollars ($500), and if such violation be continued, each day's violation shall be a separate offense. The maximum fine per day for a continuing violation shall be two hundred fifty dollars ($250). For second and all subsequent violations of this ordinance in any twelve (12) month period, the minimum fine shall increase by fifty dollars ($50) up to the maximum amount allowed of five hundred dollars ($500).

(e) In addition to the punishment provided in paragraph (d) of this section the court may impose additional conditions that must be satisfied by the owner of the animal.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED THIS 15th DAY OF December IN THE YEAR 2020

APPROVED:

MAYOR

ATTESTED:

RECORDER/TREASURER