

VILLAGE OF PERRINTON

ORDINANCE 119

This ordinance establishes the rules regarding the running at large of dogs in the Village of Perrinton

At large means off the premises of the owner and not under the control of the owner or other responsible person by means of a leash, cord, or chain not more than six (6) feet in length.

The owner or keeper of any dog shall not permit the dog to run at large.

No person shall keep or harbor a dog that howls or barks to the annoyance of persons within the neighborhood.

Every owner of a dog is liable for damages for any and all injuries to any person or property that may be caused by the dog.

It shall be unlawful to keep, harbor, own, or in any way possess within the limits of the village any vicious dog.

Vicious dog is defined to mean:

- (1) Any dog with a propensity, tendency or disposition to attack, to cause injury or to otherwise endanger the safety of human beings or other domestic animals or
- (2) Any dog which attacks, attempts to attack, or which by its actions gives indication that it is liable to attack a human being or other domestic animal.

Determination -- The animal control officer or any police officer shall investigate all complaints of a vicious dog. In the event that the animal control officer or any police officer has reasonable cause to believe that a dog is vicious, he or she shall institute proceedings in the District Court for the County of Gratiot, requesting the court to conduct a hearing as to whether or not the dog should be declared vicious. The issue of whether the dog is vicious shall be decided based upon a preponderance of evidence. It may be ordered that the dog be removed from the village limits or that such dog be euthanized. Court costs for such action shall be taxed against the owner of the dog.

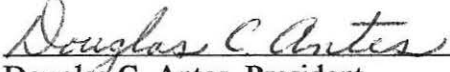
There shall be a rebuttable presumption that a pit bull dog is a vicious dog for purposes of this ordinance. "Pit bull" dog is defined for the purposes of this ordinance to mean the Bull Terrier breed of dog, the Stafford shire Bull Terrier breed of dog, the American Pit Bull Terrier breed of dog, the American Staffordshire Terrier breed of dog, dogs of mixed breeds or other breeds which breed or mixed breeds are known as pit bulls, pit bulldogs, or pit bull terriers, and any dog which has the appearance and characteristics of being

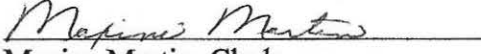
predominantly of the breeds of Bull Terrier, Stafford shire Bull Terrier, American Pit Bull Terrier, American Stafford shire Terrier or any other breed commonly known as pit bulls, pit bulldogs, or pit bull terriers or a combination of any of these breeds.

Any person violating or permitting the violation of any provision of this ordinance shall upon conviction, be fined a sum of not more than five hundred dollars (\$500.00). In addition to the fine imposed, the court may sentence the defendant to imprisonment in the county jail for a period not to exceed ninety (90) days. In addition, the court may order the dog which is the subject of a violation of this division to be:

- (1) Temporarily or permanently impounded;
- (2) Temporarily or permanently removed from the village
- (3) killed.

We, the undersigned, President and Clerk of the Village of Perrinton, Michigan, do hereby certify that the above and foregoing ordinance, known as Ordinance No. 119 of the Village of Perrinton was passed at the regular meeting held on November 1, 2004, and will be placed into effect on January 1, 2005.


Douglas C. Antes, President


Maxine Martin, Clerk