

## **Addenda to Animal Control Ordinances for City of Statham**

### **ORDINANCE TO PROHIBIT CHAINING OR TETHERING OF DOGS AND MANDATING EXERCISE SPACE OF 150 FEET PER DOG OVER 6 MONTHS OF AGE.**

1. No person shall, at any time, fasten, chain, or tie any dog or cause such dog to be fastened, chained or tied while such dog is on the dog owner's property or on the property of the dog owner's landlord, or on any property within the corporate limits of the City of Statham.
2. Any dogs confined within a fenced yard must have an adequate space for exercise based on a dimension of at least 150 square feet per dog. Provided further that where dogs are kept or housed on property without a fenced yard, the owner of such dogs or persons having custody of such dogs shall provide an enclosure for such dogs meeting the 150 square foot dog dimension. Such enclosure shall be constructed of chain link or similar type materials with all four sides enclosed. The enclosure shall be of sufficient height to prevent the dog from escaping from such enclosure. The top of such enclosure shall be covered with materials to provide the dog with shade and protection from the elements.
3. Nothing in this ordinance shall be construed to prohibit owners from allowing dogs to be attached to overhead runs (i.e. leash or chain attached to an overhead wire at least 15 feet long, that allows the dog to move unheeded.)

### **KENNELS**

1. Where there are 4 or more domestic dogs, each over the age of 6 months, kept, maintained or harbored on an appropriately zoned premises, the premises shall be deemed to constitute a kennel; and every kennel shall be subject to regulation and inspection by the code enforcement officer. Three domestic dogs or less, not including their issue, shall be allowed in every zoning district. A premises occupied by more than three domestic dogs shall fall into one of two categories. These categories are Hobby kennels or Commercial kennels. Hobby kennels shall be allowed in the R-1 and RM-1 (single-family residential) zoning districts with a minimum of 1 acre and a maximum of (10) domestic dogs, not including their issue. Hobby kennels shall be restricted to a casual sale. Commercial kennels shall only be allowed in the C-1, CH or C2 commercial Districts. Commercial sales may be allowed within a commercial kennel.
2. The breeding and sale of dogs or their issue for commercial purposes without adequate care and breeding and maintaining of the dogs, resulting in unhealthy or genetically inferior animals being offered for sale shall be prohibited.

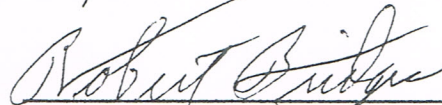
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3. The owner or person in possession of the premises where the Hobby kennel is located shall be required to apply to the City of Statham for a Business License. Each license shall be valid for one year from date of issue. All sales from a Hobby kennel shall be recorded. Additionally, such records shall be subject to review of the City of Statham. All Commercial kennels are subject to a Business License fee from the City of Statham.

### APPEALS PROCESS

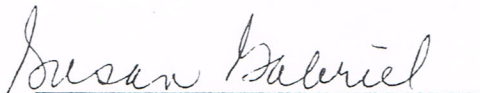
Appeals shall follow the process defined in Chapter 6.07 in the City of Statham's Zoning Ordinance.

1. All ordinances, parts of ordinances, or regulations in conflict with this ordinance are hereby repealed.
2. This Ordinance shall become a part of the Animal Control Ordinance of the City of Statham.
3. This Ordinance shall become effective immediately after the adoption by the City Council.

SO ORDAINED THIS 18th DAY OF September, 2007.

  
Robert Bridges, Mayor

Attest:

  
Susan Gabriel, City Clerk