

**AN ORDINANCE AMENDING ORDINANCE 2015-16 OF THE VILLAGE OF SUNRISE BEACH, MISSOURI, ESTABLISHING REGULATIONS FOR THE CONTROL AND CARE OF ANIMALS IN THE VILLAGE OF SUNRISE BEACH**

**WHEREAS**, Ordinance 2015-16 of the Village of Sunrise Beach established certain provisions for the control and care of animals in the Village of Sunrise Beach; and

**WHEREAS**, the Board of Trustees desires to amend Ordinance 2015-16 to provide for certain rules and regulations relating to animals running at large in the Village of Sunrise Beach, as authorized under RSMo. 80.170;

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF SUNRISE BEACH, MISSOURI, AS FOLLOWS:**

**SECTION ONE.** Ordinance 2015-16 of the Village of Sunrise Beach is hereby amended to read as follows:

- A. **ANIMALS RUNNING AT-LARGE PROHIBITED.** No person shall allow an animal to run at large in the Village of Sunrise Beach, Missouri, unless confined to the property of the owner by a fence, electronic fence or device which prevents the animal from leaving the property of the animal owner, or as may be otherwise authorized by the provisions of this ordinance. Any Health Official, Animal Control Officer, or law enforcement officer is authorized to capture and impound any animal that may be found running or being at large in the Village of Sunrise Beach, Missouri.
- B. Every person who owns or possesses any animal shall attend to the needs of such animal by providing wholesome food, clean water, shelter and health care as necessary to maintain the animal's good health, and shall not allow animal to exist in an unhealthy or unsafe environment or in extreme temperature circumstances that may cause harm or death to the animal. Any Animal Control Officer, law enforcement officer, or Health Officer may enter a residence or vehicle in the event an animal is in danger of imminent injury or death.
- C. No person shall abandon an animal in the Village of Sunrise Beach, Missouri. If found guilty of animal abandonment, said person shall be levied a fine of \$500.00 for each abandoned animal. Abandoned animals may be placed for adoption.
- D. Every person who owns or possesses any animal shall take all reasonable and necessary steps and precautions to protect other people, property, and animals from injuries or damage which might result from their animal's behavior regardless of whether such behavior is motivated by mischievousness, playfulness, or ferocity. Owner may be held financially responsible for any and all damages or injury to person and property.

E. **DOGS, IN GENERAL.** It shall be unlawful for any dog to be unconfined or unrestrained. No person who owns or possesses an animal shall permit such animal to be unconfined or unrestricted, unless such animal is on real estate owned or lawfully possessed by another person that has expressly consented to the presence of such dog; or such dog is in a motor vehicle being driven or parked upon a public road (provided animal is protected from temperature extremes), or such dog is engaged with its owner or possessor in hunting or trailing, or such dog is under immediate control of its owner or possessor by means of a leash, electronic collar or device or trained command. The provisions of this section are not intended, nor shall be construed to abrogate or modify any other provision of law pertaining to trespass or the rights and privileges pertaining to ownership or possession of real or personal property.

a. The owner or possessor of a female dog in heat or estrus shall confine the animal within a building or secure enclosure, or otherwise handle such dog in a manner that it is not accessible to other dogs, except for planned breeding.

b. No person who owns or possesses a dog shall permit such dog to bite or attack a human being or domesticated animal except use by law enforcement police dogs, or dogs in defense training involving a person properly prepared as an attack target, or dogs lawfully defending persons or property. Owner shall be financially responsible for any injuries due to bites or attacks.

F. **IMPOUNDMENT, GENERAL.** Any animal owned, possessed or otherwise found to be in violation of this Ordinance or other provision of State law may be impounded and placed in an animal shelter by a health official, an animal control officer or a law enforcement officer.

G. **DOG AND CAT IMPOUNDMENT FOR OBSERVATION.** Any dog or cat without proof of current rabies vaccination which bites or otherwise injures any human being shall be impounded for observation and be securely confined by an animal control officer or law enforcement officer at an animal shelter or by a licensed veterinarian of the owner's / possessor's choice for a period of ten (10) days after the reported bite or injury for observation for symptoms or manifestation of rabies at owner's full expense.

a. Dogs or cats with proof of current rabies vaccination which bites or injures a human being may be quarantined at the owner's home for ten (10) days after the incident at the discretion and approval of the Animal Control Officer. Animal Control Officer retains right to monitor status of quarantined animal on minimum of daily basis. If found to be noncompliant with quarantine requirements, animal will be seized and taken to licensed veterinarian's office or animal shelter for remainder of quarantine at full expense of owner.

b. If such dog or cat exhibits symptoms or manifestation of being infected with rabies, in the opinion of a licensed veterinarian, Animal Control Officer, or Health Director; then such dog or cat shall be humanely euthanized and head of animal submitted for rabies testing through MO State Public Health Laboratory.

- c. If dog or cat exhibits no symptoms or manifestations of rabies after required observation period, then such animal shall be returned to its owner/possessor, if known. Otherwise it shall be vaccinated against rabies and put up for adoption.

SECTION TWO. This ordinance shall be in full force and effect from and after the date of its passage and approval.

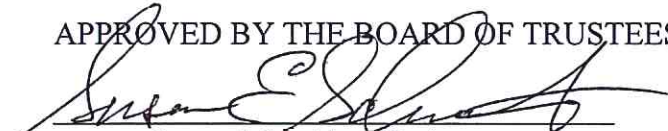
SECTION THREE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

PASSED BY THE BOARD OF TRUSTEES THIS 11 DAY OF December, 2023.

First Reading Date: December 11, 2023  
Second Reading Date: December 11, 2023

Roll Call Vote: Yeas: Greg Gordon, Steve Barthol, Susan Schneides, Michael George, Steve Carter  
Nays: None

APPROVED BY THE BOARD OF TRUSTEES THIS 11 DAY OF December, 2023.

  
Susan Schneider, Chair

Attest:

  
Erin Hays  
City Clerk