



Legislation Details (With Text)

File #: O-48-20 **Version:** 1 **Name:**

Type: Ordinance **Status:** Withdrawn

File created: 11/18/2020 **In control:** Finance Committee

On agenda: 11/23/2020 **Final action:** 2/8/2021

Title: Animal Control - Canine Leash Laws - For the purpose of prohibiting unrestrained dogs in public recreation areas, or at large; authorizing the Police Department to enforce the City’s leash laws; and making technical and stylistic changes to the City’s animal control laws.

Sponsors: Fred Paone, Elly Tierney, Brooks Schandelmeier

Indexes: Finance Committee, Housing and Human Welfare Committee, Public Safety Committee, Rules and City Government Committee

Code sections:

Attachments: 1. O-48-20 First Reader, 2. O-48-20 Staff Report, 3. O-48-20 Fiscal Impact Note

Date	Ver.	Action By	Action	Result
2/8/2021	1	City Council	withdrawn without objection	Pass
1/5/2021	1	Rules and City Government Committee	postpone	Pass
12/21/2020	1	City Council	refer to Annapolis Education Commission	
12/21/2020	1	City Council	declare the public hearing closed	
11/23/2020	1	City Council	refer to Annapolis Education Commission	
11/23/2020	1	City Council	adopt on first reader	Pass
11/23/2020	1	City Council	refer to Annapolis Education Commission	
11/23/2020	1	City Council	refer to Annapolis Education Commission	
11/23/2020	1	City Council	refer to Annapolis Education Commission	
11/23/2020	1	City Council	Cosponsor added	
11/23/2020	1	City Council	refer to Annapolis Education Commission	

Animal Control - Canine Leash Laws - For the purpose of prohibiting unrestrained dogs in public recreation areas, or at large; authorizing the Police Department to enforce the City’s leash laws; and making technical and stylistic changes to the City’s animal control laws.

**CITY COUNCIL OF THE
City of Annapolis**

Ordinance 48-20

Introduced by: Alderman Paone
Co-sponsored by: Alderwoman Tierney, Alderman Schandelmeier

**Referred to
Housing and Human Welfare Committee
Public Safety Committee**

**Rules and City Government Committee
Finance Committee**

AN ORDINANCE concerning

Animal Control - Canine Leash Laws

FOR the purpose of prohibiting unrestrained dogs in public recreation areas, or at large; authorizing the Police Department to enforce the City's leash laws; and making technical and stylistic changes to the City's animal control laws.

BY repealing and re-enacting with amendments the following portions of the Code of the City of Annapolis, 2019 Edition
8.04.020
8.04.030

BY adding the following portions to the Code of the City of Annapolis, 2019 Edition
8.04.050
8.04.060

SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that the Code of the City of Annapolis shall be amended to read as follows:

Title 8 - ANIMALS

Chapter 8.04 - ANIMAL CONTROL

Section 8.04.020 - County provisions adopted.

- A. Except as otherwise provided by this chapter, the provisions of the Anne Arundel County Code NOVEMBER 9, 2005~~1986~~ edition and supplements, Article 12, Animal Control, ~~as the same from time to time may be amended,~~ are applicable and effective within the City as ~~though~~ IF those provisions were FULLY set forth ~~at length in this chapter.~~ The County shall administer and enforce those regulations in the City in the same manner as they are administered and enforced in the non-municipal areas of the County.
- B. In addition to THE provisions of the Anne Arundel County Code made applicable within the City pursuant to the preceding subsection, the City Council may provide for additional animal control through the adoption of provisions ~~to~~ IN this chapter. ~~All such additional animal control provisions shall be administered and enforced by the Department of Planning and Zoning.~~ IN ADDITION TO ANY OTHER AGENCY, THE POLICE DEPARTMENT OF THE CITY OF ANNAPOLIS SHALL HAVE THE AUTHORITY TO ENFORCE ALL ANIMAL CONTROL PROVISIONS.

Section 8.04.030 - Animal disturbance prohibited.

- A. ~~Any~~ person who owns, keeps, or has possession of an animal may not permit the animal to disturb the quiet of a person or the neighborhood.
- B. ~~After one warning any~~ A person WHO VIOLATES ~~violating~~ the provisions of this section is ~~guilty of~~ SUBJECT TO a municipal infraction and is ~~subject to~~ a fine as established by resolution of the City Council.

SECTION 8.04.050 - DOGS AT LARGE - PROHIBITED.

A. FOR PURPOSES OF SECTIONS 8.04.050 AND 8.04.060, “AT LARGE” MEANS A DOG THAT IS OFF THE PROPERTY OF ITS OWNER AND NOT LEASHED, OR CONTROLLED BY A SIMILAR RESTRAINING DEVICE, AND UNDER THE CONTROL OF A RESPONSIBLE PERSON.

A DOG IS NOT AT LARGE FOR PURPOSES OF THIS SECTION IF THE DOG IS:

1. ACTIVELY ENGAGED IN SEARCH AND RESCUE OPERATION TRAINING, IN THE SPORT OF HUNTING, OR IN OTHER LEGAL DOG SPORT ACTIVITIES OR COMPETITIONS IN AUTHORIZED AREAS WHILE SUPERVISED BY A RESPONSIBLE INDIVIDUAL;
2. UNDERGOING SUPERVISED TRAINING AS PART OF AN ORGANIZED OBEDIENCE CLASS AND THE OWNER OF THE ANIMAL HAS WRITTEN PERMISSION FROM THE LANDOWNER OR THE LANDOWNER’S AGENT OR LESSEE TO ENGAGE IN THE TRAINING ON THE PROPERTY;
3. IN A DOG EXERCISE AREA DESIGNATED BY THE CITY OF ANNAPOLIS AS AN “OFF-LEASH DOG PARK” AND IS UNDER THE SUPERVISION OF A RESPONSIBLE INDIVIDUAL; OR
4. IN A SECURED DOG EXERCISE AREA DESIGNATED BY THE PROPERTY OWNER, HOMEOWNER’S ASSOCIATION, CONDOMINIUM, OR COOPERATIVE AS AN “OFF-LEASH DOG PARK.”

B. FOR PURPOSES OF THIS SECTION, THE COMMON AREA OF A HOMEOWNER’S ASSOCIATION, CONDOMINIUM, OR COOPERATIVE IS NOT THE OWNER’S PROPERTY.

C. A PERSON WHO IS AWARE OF A DOG AT LARGE MAY REPORT THE CONDITION TO THE POLICE DEPARTMENT BY ANY MEANS, INCLUDING BY TELEPHONE.

D. A POLICE OFFICER MAY PURSUE A DOG AT LARGE ON PUBLIC PROPERTY OR ON THE EXTERIOR PREMISES OF PRIVATE PROPERTY.

E. A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT TO A MUNICIPAL INFRACTION AND A FINE AS ESTABLISHED BY RESOLUTION OF THE CITY COUNCIL.

SECTION 8.04.060 - DOGS IN PUBLIC RECREATION AREAS - GENERALLY PROHIBITED.

A. WITHOUT PERMISSION OF THE PROPER AUTHORITIES, THE OWNER OF A DOG MAY NOT PERMIT THE DOG TO BE AT LARGE IN A PUBLIC RECREATION AREA UNLESS AN ORGANIZED ACTIVITY, SUCH AS A DOG SHOW, IS BEING CONDUCTED AND THE DOG IS ASSOCIATED WITH THE ORGANIZED ACTIVITY.

B. IF A POLICE OFFICER OBSERVES A VIOLATION OF THIS SECTION, OR UPON RECEIPT OF A SWORN AFFIDAVIT FROM AN INDIVIDUAL WHO OBSERVED THE VIOLATION, THE POLICE OFFICER MAY ISSUE A MUNICIPAL CITATION TO THE OWNER OF THE DOG OR TO THE PERSON RESPONSIBLE FOR THE DOG.

C. A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT TO A MUNICIPAL INFRACTION AND A FINE AS ESTABLISHED BY RESOLUTION OF THE CITY COUNCIL.

SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this ordinance shall take effect from the date of its passage.

Explanation:

UPPERCASE indicates matter added to existing law.

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining indicates amendments.