

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

5 **..Body**

6 **CITY COUNCIL OF THE**
 7 **City of Annapolis**

8 **Ordinance 48-20**

9 **Introduced by: Alderman Paone**
 10 **Co-sponsored by: Alderwoman Tierney**

11 **Referred to**
 12 **Housing and Human Welfare Committee**
 13 **Public Safety Committee**
 14 **Rules and City Government Committee**

15 **AN ORDINANCE** concerning

16 **Animal Control – Canine Leash Laws**

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

20 **BY** repealing and re-enacting with amendments the following portions of the Code of the City
 21 of Annapolis, 2019 Edition
 22 8.04.020
 23 8.04.030

24 **BY** adding the following portions to the Code of the City of Annapolis, 2019 Edition
 25 8.04.050
 26 8.04.060

27 **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:

28 **Title 8 - ANIMALS**
 29 **Chapter 8.04 - ANIMAL CONTROL**

30 **Section 8.04.020 - County provisions adopted.**

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

14
 15 **Section 8.04.030 - Animal disturbance prohibited.**

- 16
 17 A. ~~Any~~ person who owns, keeps, or has possession of an animal may not permit the animal to
 18 disturb the quiet of a person or the neighborhood.
- 19 B. ~~After one warning any~~ A person WHO VIOLATES ~~violating~~ the provisions of this section is
 20 ~~guilty of~~ SUBJECT TO a municipal infraction and ~~is subject to~~ a fine as established by
 21 resolution of the City Council.

22
 23 **SECTION 8.04.050 - DOGS AT LARGE - PROHIBITED.**

- 24
 25 A. FOR PURPOSES OF SECTIONS 8.04.050 AND 8.04.060, "AT LARGE" MEANS A
 26 DOG THAT IS OFF THE PROPERTY OF ITS OWNER AND NOT LEASHED, OR
 27 CONTROLLED BY A SIMILAR RESTRAINING DEVICE, AND UNDER THE
 28 CONTROL OF A RESPONSIBLE PERSON.

29
 30 A DOG IS NOT AT LARGE FOR PURPOSES OF THIS SECTION IF THE DOG IS:

- 31
 32 1. ACTIVELY ENGAGED IN SEARCH AND RESCUE OPERATION
 33 TRAINING, IN THE SPORT OF HUNTING, OR IN OTHER LEGAL DOG
 34 SPORT ACTIVITIES OR COMPETITIONS IN AUTHORIZED AREAS
 35 WHILE SUPERVISED BY A RESPONSIBLE INDIVIDUAL;
- 36 2. UNDERGOING SUPERVISED TRAINING AS PART OF AN
 37 ORGANIZED OBEDIENCE CLASS AND THE OWNER OF THE ANIMAL
 38 HAS WRITTEN PERMISSION FROM THE LANDOWNER OR THE
 39 LANDOWNER'S AGENT OR LESSEE TO ENGAGE IN THE TRAINING
 40 ON THE PROPERTY;
- 41 3. IN A DOG EXERCISE AREA DESIGNATED BY THE CITY OF
 42 ANNAPOLIS AS AN "OFF-LEASH DOG PARK" AND IS UNDER THE
 43 SUPERVISION OF A RESPONSIBLE INDIVIDUAL; OR
- 44 4. IN A SECURED DOG EXERCISE AREA DESIGNATED BY THE
 45 PROPERTY OWNER, HOMEOWNER'S ASSOCIATION,

1 CONDOMINIUM, OR COOPERATIVE AS AN “OFF-LEASH DOG
2 PARK.”

3
4 B. FOR PURPOSES OF THIS SECTION, THE COMMON AREA OF A HOMEOWNER’S
5 ASSOCIATION, CONDOMINIUM, OR COOPERATIVE IS NOT THE OWNER’S
6 PROPERTY.

7
8 C. A PERSON WHO IS AWARE OF A DOG AT LARGE MAY REPORT THE
9 CONDITION TO THE POLICE DEPARTMENT BY ANY MEANS, INCLUDING BY
10 TELEPHONE.

11
12 D. A POLICE OFFICER MAY PURSUE A DOG AT LARGE ON PUBLIC PROPERTY OR
13 ON THE EXTERIOR PREMISES OF PRIVATE PROPERTY.

14
15 E. A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT TO
16 A MUNICIPAL INFRACTION AND A FINE AS ESTABLISHED BY RESOLUTION
17 OF THE CITY COUNCIL.

18
19 **SECTION 8.04.060 - DOGS IN PUBLIC RECREATION AREAS – GENERALLY**
20 **PROHIBITED.**

21
22 A. WITHOUT PERMISSION OF THE PROPER AUTHORITIES, THE OWNER OF A
23 DOG MAY NOT PERMIT THE DOG TO BE AT LARGE IN A PUBLIC RECREATION
24 AREA UNLESS AN ORGANIZED ACTIVITY, SUCH AS A DOG SHOW, IS BEING
25 CONDUCTED AND THE DOG IS ASSOCIATED WITH THE ORGANIZED
26 ACTIVITY.

27
28 B. IF A POLICE OFFICER OBSERVES A VIOLATION OF THIS SECTION, OR UPON
29 RECEIPT OF A SWORN AFFIDAVIT FROM AN INDIVIDUAL WHO OBSERVED
30 THE VIOLATION, THE POLICE OFFICER MAY ISSUE A MUNICIPAL CITATION
31 TO THE OWNER OF THE DOG OR TO THE PERSON RESPONSIBLE FOR THE
32 DOG.

33
34 C. A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT TO
35 A MUNICIPAL INFRACTION AND A FINE AS ESTABLISHED BY RESOLUTION
36 OF THE CITY COUNCIL.

37
38 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**
39 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect from the date of its passage.

40
41 **Explanation:**

42 UPPERCASE indicates matter added to existing law.

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

44 Underlining indicates amendments.