

Chapter 3

ANIMALS AND FOWL*

- Art. I.** In General, §§ 3-1—3-19
Art. II. Dogs; Rabies Control, §§ 3-20—3-23

ARTICLE I. IN GENERAL

Sec. 3-1. Keeping of livestock prohibited.

It shall be unlawful to keep or maintain any cow, horse, pony, mule, sheep, goat, or other livestock on any lot or within any pen, stable, or other enclosure or building within the corporate limits; provided, that this section shall not be deemed to prohibit the assembling of livestock for shipment or the unloading from shipment of livestock, provided such livestock are not kept within the corporate limits for more than twenty-four (24) hours prior to shipment or subsequent to unloading.

(Code 1976, § 11.48)

Sec. 3-2. Fowl at large.

It shall be unlawful for any person to keep any ducks, geese, guinea, chicken or other domestic fowl in the city.

(Code 1976, § 11.46)

Sec. 3-3. Pigeons to be confined.

It shall be unlawful for any person to keep pigeons, except when such pigeons are properly kept in a cage or enclosure at all times.

(Code 1976, § 11.47)

Sec. 3-4. Continuation of activities after area annexed into the city.

Any activity described in this article shall be allowed to continue in the same manner as is being carried out at the time it is annexed into the city. No activity shall be expanded or enlarged beyond the size, dimension and intensity that exists at the time the land on which the activity is located is annexed into the city.

(Ord. No. O-31-94, 3-3-94)

***Cross reference**—Keeping noisy animals, § 7-5(3).

State law references—Authority to regulate domestic animals, G.S. 160A-182; authority of city to prohibit cruelty, G.S. 160A-182; animal protection, G.S. 19A-1 et seq.; overworking, etc., animals, G.S. 14-360; animal fights, G.S. 14-362.1.

Sec. 3-5. Horses or livestock on Lincolnton Rail-Trail.

(a) It shall be unlawful to have or use horses or other livestock on the Lincolnton Rail-Trail for any purpose including as a means of transportation.

(b) Violation of this section shall be punishable as a misdemeanor.
(Ord. No. 0-66-98, §§ 1, 2, 12-10-98)

Secs. 3-6—3-19. Reserved.**ARTICLE II. DOGS; RABIES CONTROL****Sec. 3-20. Dogs at large—Generally.**

It shall be unlawful for the owner or person in charge of any dog to permit the same to be at large on the streets or sidewalks, or to be off the owner's premises, in the city unless under the control of the owner or person in charge of the dog, either by leash, collar, chain, or otherwise.

(Code 1976, §§ 11.50, 11.52)

Sec. 3-21. Same—Dangerous dogs.

No person, owning or having the custody of, any vicious or dangerous dog of any kind, shall allow such dog to be at large unmuzzled, on or in any of the streets or other public places.

(Code 1976, § 11.43)

Sec. 3-22. Same—Duty of county dog warden.

(a) It is hereby declared the duty of the county dog warden to pick up any dog going at large and to immediately notify the owner, if possible, that the dog is being detained until positive identification of its owner. The dog warden shall return the dog to the owner upon payment of vaccination fee, board bill, and other necessary expenses.

(b) Any dog at large picked up by the dog warden shall be kept for a period of five (5) days to allow the owner to identify or claim such dog; however, after the expiration of five (5) days, if the dog is still unclaimed, it shall be the duty of the dog warden to destroy the dog in a humane manner.

(Code 1976, § 11.51)

Sec. 3-23. Vaccination of dogs.

Each owner in the city of a dog shall be required to forthwith have such dog vaccinated against rabies by some reputable veterinary surgeon. Such surgeon shall furnish a certificate or tag to the owner for each dog vaccinated. Any owner failing to have such person's dog

vaccinated shall be guilty of a misdemeanor. Each owner shall carry with such owner at all times such owner's certificate or tag of vaccination and shall show it upon demand of any police officer.

(Code 1976, § 11.45)

State law reference—Rabies vaccination required, G.S. 130A-185.

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