

MUNICIPAL ANIMAL CONTROL ORDINANCE
FOR THE TOWNS OF
ANGIER, COATS, ERWIN and LILLINGTON

Originally adopted January 08, 2008
Amended on
November 18, 2013
April 7, 2016

CONTENTS

GENERAL PROVISIONS

SECTION XX	Purpose and Intent of Chapter
SECTION XXI	Establishment of Bird Sanctuary
SECTION XXII	Hunting and Killing of Animals
SECTION XXIII	Keeping Livestock within the Town / City Limits
SECTION XXIV	Number of Chickens Permitted
SECTION XXV	Number of Dogs Permitted
SECTION XXVI	Number of Cats Permitted
SECTION XXVII	Confinement and Running at Large
SECTION XXVIII	Possession of Animals and Strays
SECTION XXIX	Impoundment and Reclaiming of Captured Animals
SECTION XXX	Potentially Dangerous and Dangerous Dogs
SECTION XXXI	Inherently Dangerous Exotic Animals
SECTION XXXII	Enforcement, Penalties and Remedies
SECTION XXXIII	Ordinance in Conflict

SECTION XX Purpose of Chapter

The purpose of this chapter is to provide and define authority of the Harnett County Animal Control department within the towns of Angier, Coats, Erwin and Lillington. Harnett County Animal Control now has charge of protecting the citizens of these towns from rabies transmitted by unconfined, uncontrolled or un-immunized animals, to regulate animals that may be a nuisance, to insure that all animals are treated in a humane manner and in the promotion of responsible pet ownership and animal welfare. Harnett County Animal Control in cooperation with the towns of Angier, Coats, Erwin and Lillington are hereby charged with the responsibility of Animal Control in conjunction within these town's jurisdictions. This ordinance will supersede all town Animal Control ordinances and shall pertain to the towns of Angier, Erwin, Coats and Lillington only. The most current Harnett County Animal Control ordinance shall also pertain to the Towns in agreement of this ordinance.

SECTION XXI Establishment of Bird Sanctuary

- (A) The area embraced within the corporate limits of the Town and all land owned or leased by the Town outside the corporate limits is hereby designated as a bird sanctuary.
- (B) It shall be unlawful to intentionally trap, hunt, shoot, or otherwise kill, within a sanctuary hereby established, any native wild bird. It shall be lawful to trap birds or fowl specifically declared a nuisance by the Town board when such birds or fowl are found to be congregating in such number in a particular locality that they constitute a nuisance or a menace to health or property.
- (C) The bird clubs of the Town are hereby granted permission to erect artistic signs, giving notice of the regulations therein provided, at such places and of such design as may be approved by the Town Board.

State Law Reference: Bird Sanctuary establishment, G.S. 160A-188

SECTION XXII Hunting, Killing, and Trapping of Animals

It shall be unlawful for any person to hunt or kill any animal within the territorial limits of the Towns. Trapping may be done with permission from the Harnett County Animal Control Department. This section does not apply to the Police Departments or Harnett County Animal Control, or duly authorized agents when enforcing the provisions provided in this Ordinance.

SECTION XXIII Keeping Livestock and Fowl

No person may keep within the Town any Livestock and/or Fowl except in accordance with this section.

- (A) It shall be unlawful for any person to maintain, keep, house or stable any: horse, mule, pony, cow, sheep, goat, swine or any other livestock including ducks, geese, turkeys, guineas within the corporate limits of the Town
- (B) It shall be unlawful for any person to maintain, keep or house any cattle, goat, horse, swine, ducks, geese, turkeys, guineas or any other Livestock on a fenced lot with in the corporate limits of Town.
- (C) Any chickens kept within the corporate limits of the Town must be contained by a fence, building or other enclosure that will ensure that the chickens will not run at large.
- (D) Any Fowl found running at large may be taken into possession and/or destroyed by Harnett County Animal Control anywhere within the corporate limits of the town.

SECTION XXIV Number of Chickens

- (A) A maximum of **six (6) hens** (*Gallus gallus domesticus*) will be allowed per household.
- (B) **NO Roosters or other poultry breeds will be permitted.**
- (C) No free-ranging permitted Hens must be kept in a chicken coop or enclosed runs at all times and are not permitted to roam freely on the Owner's lot.
- (D) The location of the coop and in closed run must be in the rear of the Owner's lot as determined by the line projected along the rear of the dwelling to each sideline and be 20 feet away from the adjoining Lots.
- (E) The coop and enclosed run must be a **minimum** of ten feet (10') in length and ten feet (10') in width and a **maximum** of sixteen feet (16') in length and sixteen feet (16') in width.
- (F) Coop design should provide ample ventilation to avoid odors and be made predator proof.

- (G) All manure and wood shavings from the coop must be disposed of properly by removing off-site by the owner or professional removal service.
- (H) Prior to beginning construction, a Land Use application shall be submitted and approved by the Zoning Administrator, for all coop and run designs.
- (I) The Code Enforcement officer, and its designees, has the right to enter onto the property for the purpose of inspecting the coop and run to ensure compliance with these requirements. The home owner will be notified no less than three days prior to the inspection date and has the right to be present during the inspection
- (J) Owners who are determined to be in violation may be allowed to correct the violation(s) and/or be subject to a fine, as per the Town's code. Daily penalties will be assessed in the event that the violation(s) continue. The Town may revoke this privilege if an Owner has had three (3) or more violations during one calendar year.

SECTION XXV Number of Dogs

It shall be unlawful for any person to keep on any lot or premises within the corporate limits more than three (3) dogs. This limitation shall not apply to dogs less than four (4) months of age. Any person wanting to keep more than three (3) dogs will apply to the Town for a license to operate a dog kennel. Prior to the issuing of such license it shall be determined that the kennel would be in compliance with all Town and State regulations.

SECTION XXVI Number of Cats

It shall be unlawful for any person to keep on any lot or premises within the corporate limits more than four (3) cats. This limitation shall not apply to cats less than four (4) months of age.

SECTION XXVII Confinement and Running at Large

- (A) No person owning or having possession, charge, custody or control of any animal may cause, permit or allow the animal to stray or in any manner to run at large upon any public street, sidewalk or other public property or to stray, run at large or otherwise trespass upon the private property of another.
- (B) It shall be unlawful for the owner of any animal to allow such animal to be at

large on any Town property.

- (C) It shall be unlawful for any person owning, harboring, keeping or in charge of any animal to fail or refuse to remove feces deposited by the animal on any street, sidewalk, park or other publicly owned property.
- (D) It shall be unlawful for the owner of any animal to fail or refuse to remove feces deposited by the animal on any private property.

SECTION XXVIII Possession of Animals and Strays

- (A) It shall be unlawful for any person in the town knowingly and intentionally, unless with consent of the owner, to harbor, feed and keep in their possession by confinement or otherwise allow to remain on their property any animal which does not belong to them unless they notify Harnett County Animal Control within forty-eight (48) hours from the time such animal came into his possession.
- (B) Any person who feeds a stray animal and/or allows the animal to stay on their property for at least two (2) days will be considered the legally responsible for such animal and any violations caused by the animal.
- (C) It shall be unlawful for any person to refuse to surrender any such stray animal to the Police Department or Harnett County Animal Control or person duly authorized upon demand.
- (D) The purpose of this section is to aid in rabies control and to prevent the intentional or unintentional possession of pets belonging to other persons.

SECTION XXIX Impoundment and Reclaiming of Captured Animals

- (A) Any animal within the Town without an owner, any animal running at large within the Town, or any animal whose owner fails to have the animal vaccinated in accordance with the laws of the State, or an animal appearing within the Town without a rabies vaccination tag shall be taken by Harnett County Animal Control and confined for a period of time until reclaimed by the owner with a pre-paid rabies voucher, adopted with a pre-paid rabies voucher or euthanized by the Harnett County Animal Control Department.

- (B) If any animal is not redeemed by the owner within three (3) days from the time Animal Control takes possession of the animal, the animal shall be put up for adoption or disposed of under the regulations set forth by the Harnett County Animal Control Ordinance and the North Carolina General Statutes.
- (C) In order for the owner to redeem an animal, such owner must first show that the rabies vaccination tag has been procured. In addition the owner shall pay a penalty of fifty (50) dollars for allowing the animal to run at large. The fee may be adjusted in the new fiscal years in the Harnett County Animal fees. The owner must pay daily expenses for boarding and caring for the animal.

SECTION XXX Potentially Dangerous and Dangerous Dogs

- (A) It shall be unlawful for a citizen to keep a dog within the corporate limits of the Town a dog that has been deemed potentially dangerous or Dangerous by Harnett County Animal Control and any other Animal Services agency in the State of North Carolina.
- (B) Any owner found in violation of this section will be required to release the dog to the Harnett County Animal Control Department for euthanasia and will face a civil fine of \$400.00.

SECTION XXXI Inherently Dangerous Exotic Animals

Shall be in accordance with the Harnett County Animal Control Ordinance

SECTION XXXII Enforcement, Penalties and Remedies

Enforcement Administration

Primary responsibility for enforcing the provisions of this chapter is assigned to the Harnett County Animal Control Department. Municipal Police Departments will assist when needed.

Penalties and Remedies

Penalties and remedies shall be in accordance with the Harnett County Animal Control Ordinance.

SECTION XXXIII Ordinance in Conflict

All ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Ordinance Adoption

This Ordinance shall become effective upon adoption.

Adopted this the _____ day of _____ 2013 by the Town of _____

ATTEST:

Town Clerk

Mayor

Adopted this the _____ day of _____ 2013 by the Town of _____

ATTEST:

Town Clerk

Mayor

Adopted this the _____ day of _____ 2013 by the Town of _____

ATTEST:

Town Clerk

Mayor

Adopted this the _____ day of _____ 2013 by the Town of _____

ATTEST:

Town Clerk

Mayor

Ordinance Adoption

This Ordinance shall become effective upon its adoption.

Adopted this the _____ day of _____ 2013.

ATTEST:

Clerk to the Board

**Chairman, Harnett County Board
Of Commissioners**