

ARTICLE IX
ENFORCEMENT; PENALTIES

9-1-1. Enforcement responsibility.

The provisions of this Code shall be enforced by the animal control authority and by the Russellville Police Department, and by

the City Attorney, upon receipt of a complaint, or violations observed by them.

9-1-2. Interference.

No person shall interfere with, hinder or harass the employees of the animal control department in the performance of their duties or seek to release any animal in the custody of the animal control department, except as herein provided.

9-1-3. Citations.

The employees of the animal control department and officers of the Russellville police department, are hereby authorized to issue a citation to any person for violation of any provision of this Code. The citation shall be in a form approved by the Russellville Municipal Court, shall designate the offense charged and shall require the person so charged to appear before the Russellville Municipal Court on a date certain to answer the charges therein contained.

9-1-4. Penalties for violations.

- (a) Any person who commits the offense of cruelty to animals shall be deemed guilty of a class A misdemeanor, and shall be subject to fines and penalties as prescribed in Arkansas Code Annotated Section 5-4-201 and Section 5-4-401 (the sentence shall not exceed one year and the fine shall not exceed one thousand dollars (\$1,000.00)).
- (b) Any person violating any other provision of this Code shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than one hundred fifty dollars (\$150.00), nor more than five hundred dollars (\$500.00), and if such violation be continued, each day's violation shall be a separate offense. The maximum fine per day for a continuing violation shall be \$250.00.
- (c) In addition to the punishment provided in paragraphs (a) and (b) of this section the court may impose conditions that must be met by the owner of an impounded animal prior to the release of the animal as provide for in Section 8-1-1(d) of this ordinance.

9-1-5. Equipment.

The animal control department is authorized to employ any equipment it deems necessary to enforce the provisions of this Code, including, without limitation, humane wire box traps; and the animal control department may, subject to conditions it may determine, lend such traps or other equipment to private persons for the purpose of preventing nuisances resulting from animals at large.

These traps will be loaned to persons for a \$30.00 deposit on cat traps and \$200.00 deposit on dog traps, in the form of a check. The deposit (check) will be returned to the person upon return of the trap in an undamaged condition. Failure to return a trap loaned by the City, in undamaged condition, shall result in loss of the deposit. Said trap shall be returned within 30 days of receipt thereof.

Outside cage - It is unlawful to release dogs that are in the City's after hours drop pen, or release animals or disturb any trap used.

9-1-6.

Any animal establishment or veterinary clinic existing prior to the date of adoption of this ordinance shall not be required to relocate as a result of the provisions of this ordinance. Said pre-existing animal establishments shall be required to comply with all other provisions of this ordinance.