

A N O R D I N A N C E

TO AMEND SECTION 4-5, "ANIMAL CARE GENERALLY," OF THE CODE OF ORDINANCES OF THE CITY OF GREENVILLE TO PROVIDE LANGUAGE REGARDING TETHERING

WHEREAS, citizens concerned about the humane treatment of animals have requested City Council to adopt an ordinance restricting the tethering of dogs for prolonged periods of time; and

WHEREAS, City Council requested the Police Department and concerned citizens to confer and study the matter further and to make recommendations to Council; and

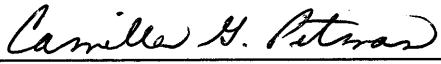
WHEREAS, the Police Department, the Animal Control Division, and concerned citizens have now completed their assessment and are recommending changes to the City Code and;

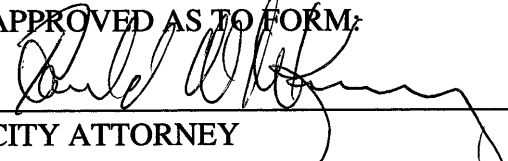
WHEREAS, City Council has reviewed the recommendations, finds them reasonable, and desires to adopt them in ordinance form;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GREENVILLE, SOUTH CAROLINA, that Section 4-5, "Animal care generally," of the Code of Ordinances of the city of Greenville is amended to add language regarding tethering as set out in Exhibit A which is attached hereto and incorporated by reference.

DONE, RATIFIED AND PASSED THIS THE 26 DAY OF November, 2012.

  
\_\_\_\_\_  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
CITY ATTORNEY

REVIEWED:  
  
\_\_\_\_\_  
CITY MANAGER

## EXHIBIT A

**Sec. 4-5. - Animal care generally.**

(a)

No owner or keeper shall fail to provide such person's animals with sufficient wholesome food; clean, fresh water; proper shelter and protection from the weather; veterinary care when needed to prevent suffering; and humane treatment. An owner or keeper of animals shall at all times maintain a clean shelter and living area, free of accumulated waste and debris so that the animal shall be free to walk or lie down without coming in contact with any waste or debris.

(b)

Proper shelter includes a structure appropriately sized for the animal to stand or lie in a normal manner. The structure must adequately protect animal from harsh weather; at a minimum, it shall have a roof, four sides, and an opening for ingress and egress.

~~(c)~~

~~Any chain, leash, or similar device for animal restraint shall be designed and placed to prevent choking or injury to the animal. The restraining device shall be at least ten feet in length and placed on a swivel or on a chain run.~~

(c)

It shall be unlawful for a responsible party to tether an animal while outdoors, except when all of the following conditions are met:

(1) The animal must be over the age of six months.

(2) The animal is in visual range of the responsible party and the responsible party is located outside with the animal.

(3) The animal is not tethered more than 2 hours in any continuous 12 hour period.

(4) The tether is connected to the animal with a buckle type collar or a body harness made of nylon or leather not less than one inch in width and is one inch greater in diameter than the animal's neck or torso.

(5) The tether has the following properties:

a. A minimum twelve foot length.

b. A swivel type termination at both ends.

c. Is not made of chain.

d. Total weight does not exceed ten percent of the animal's body weight, and

e. Is fabricated of a material that prevents tangles.

(6) The animal is not outside during extreme weather including, but not limited to, extreme heat, temperatures below 36 degrees Fahrenheit, snow, hail, tornadoes, thunderstorms, tropical storms or hurricanes.

(7) The animal is tethered so as to prevent injury, strangulation, or entanglement.

(8) The animal has access to water, food and shelter.

(9) The animal is not tethered where any object may interfere or impede free movement of the tether.

(10) The animal is not sick or injured.

(11) The animal is not tethered in such proximity to any other tethered animal that would allow entanglement.

(12) The animal is not tethered on any property with an unoccupied dwelling to include, but not limited to, abandoned or condemned buildings.

(13) Any pulley, running line or trolley system to which a tether is attached shall be no less than fifteen feet in length and no more than seven feet above ground.