

NOT
ACTED ON

Tabled
July 20, 1972
72-000117

ORDINANCE NO. 72-52

AN ORDINANCE ESTABLISHING NON-DOMESTIC ANIMAL CONTROL

FOR THE CITY OF BLOOMINGTON, INDIANA

Whereas the enactment of an ordinance establishing non-domestic animal control for the City of Bloomington is necessary to protect the public health and safety;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA:

Section 1. The sale, ownership and possession of reptiles within the City of Bloomington shall be permitted with the following exceptions.

a. The sale, ownership and possession of poisonous reptiles is prohibited.

b. The sale, ownership and possession of alligators, crocodiles and caymans is prohibited.

c. The sale, ownership and possession of all reptiles which reach (15) feet or longer is prohibited; except to licensed breeders and to those persons who can demonstrate expert knowledge and proper facilities to the Animal Control Commission. At that time they shall receive a permit for possession for the Animal Control Commission.

d. Pet seller at time of sale to buyer shall furnish information regarding care, laws, feeding, etc. of reptiles. Such information must be approved by the Animal Control Commission prior to distribution.

Section 2. The sale, ownership and possession of non-human primates within the City of Bloomington shall be subject to the following:

a. The sale, ownership and possession of the Rhesus and Macaque monkeys is prohibited.

b. The sale ownership and possession of any non-humal primate shall be restricted to those animals which were bred in captivity inthe United States.

c. At the time of introduction to the City of Bloomington, all primates must be checked by a veterinarian who will certify point of origin and health and shall tatoo an identification number on the

animal at a point which cannot be removed. Cost shall be paid by seller or Pet Store owner.

d. A quarantine of all primates from the time they enter the City of Bloomington shall be the incubation time of Herpes B virus.

e. Pet seller at time of sale to buyer shall furnish information regarding care, laws, feeding, etc. of primates. Such information must be approved by the Animal Control Commission prior to distribution.

f. All primates shall be restricted to the premises of the owner. If the primate is apprehended at large the following fine must be paid by the owner: \$50.00 for first apprehension, \$75.00 for second apprehension, \$100.00 for third apprehension.

g. All primates may be returned to the animal shelter or to the seller with no payment required.

h. If the primate will reach fifty (50) pounds or more at maturity, the owner must demonstrate to the Animal Control Commission or its agent that he or she has proper facilities in which to house the animal. After so demonstrating, the owner shall receive a permit form the Animal Control Commission.

i. The primate must receive an annual tuberculosis test and inoculation.

Section 3. The sale, ownership and possession of mammals other than primates within the City of Bloomington shall be permitted with the following exceptions.

a. The sale, ownership and possession of all skunks, foxes and raccoons is prohibited, except those bred and raised by state approved and licensed breeders or by breeders in other states which have standards equal to the state of Indiana.

b. At the time of introduction to the City of Bloomington all skunks, foxes and raccoons must be checked by a veterinarian who will certify point of origin and health and shall tattoo an identification number on the animal at a point which cannot be removed. Cost shall be paid by seller or Pet Store owner.

c. A quarantine of six months from the date of entry into the City of Bloomington shall be imposed on all skunks, foxes and raccoons.

d. Pet seller at time of sale to buyer shall furnish information regarding care, laws, feeding, etc. of mammals. Such information must be approved by the Animal Control Commission prior to distribution.

e. An escaped mammal, other than primate, shall be treated as a dog for assessment of impoundment fees and other charges. All mammals must be restricted to the premises of the owner.

f. Annual rabies vaccination shall be required for all skunks, foxes and raccoons.

Section 4. The sale, ownership and possession of all birds of prey is prohibited within the City of Bloomington, except as permitted by law of the state of Indiana.

Section 5. The sale, ownership and possession of all wild animals of the feline and canine species within the City of Bloomington is prohibited.

Section 6. Any person owning a non-domestic animal prior to the enactment of this ordinance shall be permitted to continue ownership of the animal. Owners of all non-human primates and skunks, foxes and raccoons must have the animal tattooed with an identification mark by an agent of the Animal Control Commission.

Section 7. Indiana University staff and employees shall be exempt from the provisions of this ordinance as to possession of non-domestic animals for teaching and research purposes.

Section 8. The Animal Control Commission shall have the power to grant a variance to any provision of this ordinance. Persons requesting a variance shall make a request for a hearing to the Chairman of the Animal Control Commission. A hearing will be granted within (10) days of the request. The variance shall be granted upon a recommendation of a majority of the Commission.

Section 9. The Animal Control Commission or its agent shall be furnished a duplicate copy of all sales slips for all animals covered by this ordinance by the seller. The slip shall contain the name and address of the owner, type of animal, identification number of the animal and date of sale.

Section 10. Penalty for violation of any provision of this ordinance shall be as set forth in Section 1.01.130 of the 1970 Bloomington Code.

Section 11. If any section, sentence, or provision of this ordinance, or the application thereof to any person or circumstance, shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Charlotte T. Zietlow, Council
President

ATTEST:

Grace E. Johnson, City Clerk

Presented by me to the Mayor of the City of Bloomington upon
the ____ day of _____, 1972.

Grace E. Johnson, City Clerk

This Ordinance approved and signed by me upon the ____ day of
_____, 1972.

Frances X. McCloskey, Mayor

Introduced by:

Referred to Council Committee:

Approved as to legality:

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