

CHAPTER 505
Village of Hunting Village: Animals

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CROSS REFERENCES

See section histories for similar State law
Power to restrain and impound animals - see
Ohio R.C. 715.23
Definitions generally- see GEN. OFF. [501.01](#)
Trespass by dogs - see GEN. OFF. [515.03](#)
Offensive odors from places where animals are kept
or fed - see GEN. OFF. [521.02](#)
Deer fences - see P. & Z. [1155.15\(k\)](#)
Keeping of certain animals restricted - see
BLDG. [1323.01](#)
Animal enclosures - see BLDG. [1323.02](#)

505.01 ANIMALS RUNNING AT LARGE.

(a) No person who is the owner or keeper of horses, mules, cattle, sheep, goats, swine, dogs, geese or other fowl or animals shall permit them to run at large upon any public way or upon unenclosed land.
(ORC 951.02)

(b) No owner, keeper or harbinger of any female dog shall permit it to go beyond the premises of the owner, keeper or harbinger at any time the dog is in heat, unless the dog is properly in leash.
(ORC 955.22(B))

(c) No owner, keeper or harbinger of any dog shall fail at any time to keep it either physically confined or restrained upon the premises of the owner, keeper or harbinger by a leash, tether, adequate fence, supervision or secure enclosure to prevent escape, or under reasonable control of some person, except when the dog is lawfully engaged in hunting accompanied by the owner, keeper or harbinger or a handler.
(ORC 955.22(C))

(d) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section.
(ORC 951.02; Ord. 1993-109. Passed 7-6-93.)

505.02 ABANDONING ANIMALS.

No owner or keeper of a dog, cat or other domestic animal shall abandon such animal.
(ORC 969.01)

505.03 KILLING OR INJURING ANIMAL.

No person shall maliciously, or willfully and without the consent of the owner, kill or injure any animal that is the property of another. This section does not apply to a licensed veterinarian acting in an official capacity.
(ORC 959.02)

505.04 POISONING ANIMALS.

No person shall maliciously, or willfully and without the consent of the owner, administer poison, except a licensed veterinarian acting in such capacity, to any animal that is the property of another; and no person shall, willfully and without the consent of the owner, place any poisoned food where it may be easily found and eaten by any of such animals, either upon his or her own lands or the lands of another.
(ORC 959.03)

505.05 CRUELTY TO ANIMALS.

No person shall:

- (a) Torture an animal, deprive one of necessary sustenance, unnecessarily or cruelly beat, needlessly mutilate or kill, or impound or confine an animal without supplying it during such confinement with a sufficient quantity of good wholesome food and water;
- (b) Impound or confine an animal without affording it, during such confinement, access to shelter from wind, rain, snow or excessive direct sunlight if it can reasonably be expected that the animal would otherwise become sick or in some other way suffer. This subsection does not apply to animals impounded or confined prior to slaughter. For the purpose of this section, "shelter" means a man-made enclosure, windbreak or sunshade or a natural windbreak or sunshade that is developed from the earth's contour, tree development or vegetation;
- (c) Carry or convey an animal in a cruel or inhuman manner; or
- (d) Keep animals, other than cattle, poultry or fowl, swine, sheep or goats, in an enclosure without wholesome exercise and change of air, or feed cows on food that produces impure or unwholesome milk.

(ORC 959.13; Ord. 1993-109. Passed 7-6-93.)

505.06 ANIMAL OWNER LIABLE FOR DAMAGE TO PROPERTY.

The owner, keeper or harbinger of any animal which damages or destroys public or private property shall be held liable for the full value of the property damaged or destroyed in addition to any penalty imposed for a violation of any provision of this chapter.

(Ord. 1970-124. Passed 10-18-70.)

505.07 BARKING OR HOWLING DOGS.

No person shall keep or harbor any dog within the Municipality which, by frequent and habitual barking, howling or yelping, creates unreasonably loud and disturbing noises of such a character, intensity and duration as to disturb the peace, quiet and good order of the Municipality. Any person who allows any dog habitually to remain or be lodged or fed within any dwelling, building, yard or enclosure, which he or she occupies or owns, shall be considered to be harboring such dog.

505.08 NUISANCE CONDITIONS PROHIBITED.

No person shall keep or harbor any animal or fowl in the Municipality so as to create noxious or offensive odors or unsanitary conditions which are a menace to the health, comfort or safety of the public.

505.09 WILD, DANGEROUS OR UNDOMESTICATED ANIMALS PROHIBITED.

(a) No person shall harbor, maintain or control a wild, dangerous or undomesticated animal within the Village.

(b) A wild, dangerous or undomesticated animal is an animal whose natural habitat is the wilderness and which, when maintained in human society, is usually confined to a zoological park or exotic animal farm and which:

- (1) Is a poisonous or venomous animal or snake;
- (2) Is a carnivorous or omnivorous animal weighing more than twenty pounds and which is or may be a predator in its natural habitat;
- (3) Is an animal which, by reason of its size, strength or appetite, if unrestrained and free in the Village, could cause peril to children, adults, pets or other domesticated animals, or damage to buildings, landscaping or personal property;
- (4) Is an animal which makes noises with sufficient frequency and volume as to constitute a nuisance to persons in the vicinity of such animal;
- (5) Is an animal which emits such offensive odors as to constitute a nuisance to persons in the vicinity of such animal; or
- (6) Is, by way of illustration and without limitation, one of the following: an ape; including a chimpanzee (Pan), gibbon (Hylobate), gorilla (Gorilla), orangutan (Pongo), siamang (Syphalangus) and baboon (Papoi or Mandrillus); a bear (Ursidae); a bison (Bison); a boar (Suidae); a cheetah (Acinonyx Jubatus); crocodilian (Crocodylia), elk, moose, an elephant (Elephas or Loxodonta); a hippopotamus (Hippopotamidae); a hyena (Hyaenidae); a jaguar (Panthera Onca); a leopard (Panthera Pardus); a lion (Panthera Leo); a lynx (Lynx); a puma (Felis Concolor also known as a cougar, mountain lion and panther); a rhinoceros (RhinoceroTidae); a tiger (Panthera Tigris); and a wolf (Canis Lupus).

(c) If any paragraph of subsection (b) hereof or the application thereof to any person shall be held to be invalid, such invalidity shall not affect the validity or application of the remaining paragraphs of subsection (b) hereof, which shall be given effect without the invalid provision or application and, to that end, the paragraphs of this section are hereby declared to be severable.

(Ord. 1995-104. Passed 3-14-95.)

505.10 RABIES VACCINATION OF DOGS AND CATS REQUIRED.

(a) Any person owning, keeping or harboring any dog or cat over the age of three months shall have such animal currently immunized against rabies by a licensed veterinarian.

(b) Every owner or keeper described in subsection (a) hereof shall maintain a record of such immunization as provided by such veterinarian and shall exhibit said record of immunization to any person upon request.

(Ord. 1997-128. Passed 10-14-97.)

505.99 PENALTY.

Whoever violates any of the provisions of this chapter shall be subject to the penalty provided in Section [599.01](#). If the offender is found guilty of a violation of subsection (b) or (c) of Section [505.01](#), the court also may order the offender to personally supervise the dog that he or she owns, keeps or harbors, or cause that dog to complete dog obedience training, or both. If the offender is found guilty of a violation of Section [505.01](#), [505.05](#), [505.07](#), [505.08](#) or [505.09](#), the court also may order the offender to forfeit the animal or livestock, banish it from the Municipality or otherwise provide for its disposition, including, but not limited to, the sale of the animal or livestock or its humane destruction. If an animal or livestock is forfeited and sold pursuant to this section, the proceeds from the sale shall first be applied to pay the expenses incurred with regard to the care of the animal or livestock from the time it was taken from the custody of the former owner. The balance of the proceeds from the sale, if any, shall be paid to the former owner.

(Ord. 1995-104. Passed 3-14-95.)