

1 Introduced November 11, 1997, by  
2 Councilman Callahan, seconded by  
3 Councilwoman Williams (both by request of  
4 Administration)  
5

6 Item No. 97-11-1978  
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8 **ORDINANCE NO. 2790**  
9

10 An ordinance amending Chapter 4 Animals and Fowl of the Code of  
11 Ordinances of the City of Slidell.  
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13 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that it does  
14 hereby amend Chapter 4 Animals and Fowl of the Code of Ordinances of the City of Slidell  
15 as follows:

16 **ARTICLE I DOGS AND CATS, Sec. 4-0 Definitions is amended as follows:**

17 Delete the definition for "Animal" and replace with "Animal: Any live or dead  
18 vertebrate creature, domestic, or wild, to include birds and rodents bred and raised in  
19 captivity and excluding Homo Sapiens."

20 Delete the definition for "Animal control director" and replace with "Animal  
21 control director: A person whose powers, duties, and responsibilities are delegated to him  
22 by the Mayor, and who shall be responsible to the Chief of Staff in the discharge of such  
23 duties and responsibilities."

24 In the definition for "inoculate" after the word "vaccine," add the phrase "by  
25 a licensed veterinarian."

26 **Sec. 4.2 Permits, Paragraph (b) - delete the first sentence and replace with "The**  
27 **animal control division has adopted standards for the possession of animals."**

28 **Sec. 4-3 Issuance and revocation of permit, Paragraph (b) delete "fourteen (14)"**  
29 **and replace with "three (3)."**

30 **Sec. 4-4 Owner responsibility, Paragraph (g) - after the last word of the paragraph**  
31 **add "or at Slidell Animal Control Center. The process of delivering an animal to Slidell**  
32 **Animal Control and paying the required fees and following Slidell Animal control**  
33 **procedures shall not be considered abandonment."**

34 **Sec. 4-7 Animal cruelty prohibited:**

35 Delete the entire paragraph and replace with the following:

36 **"(A) (1) Any person who intentionally or with criminal negligence commits any**  
37 **of the following shall be guilty of cruelty to animals:**

38 **(a) Over drives, overloads, drives when overloaded, or overworks a**  
39 **living animal.**

40 **(b) Torments, cruelly beats, or unjustifiably injures any living animal,**  
41 **whether belonging to himself or another.**

42 **(c) Having charge, custody, or possession of any animal, either as**  
43 **owner or otherwise, unjustifiably fails to provide it with proper**  
44 **food, proper drink, proper shelter, or proper veterinary care.**

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- 5 (d) Abandons any animal. A person shall not be considered to have  
6 abandoned an animal if he delivers to an animal control center an  
7 animal which he found running at large.
- 8 (e) Impounds or confines or causes to be impounded or confined in  
9 a pound or other place, a living animal and fails to supply it during  
10 such confinement with proper food, proper drink, and proper  
11 shelter.
- 12 (f) Carries, or causes to be carried, a living animal in or upon a  
13 vehicle or otherwise, in a cruel or inhumane manner.
- 14 (g) Unjustifiably administers any poisonous or noxious drug or  
15 substance to any living domestic animal or unjustifiably exposes  
16 any such drug or substance with intent that the same shall be  
17 taken or swallowed by any domestic living animal.
- 18 (h) Injures any living animal belonging to another person without legal  
19 privilege or consent of the owner.
- 20 (i) Mistreats any living animal by any act or omission whereby  
21 unnecessary or unjustifiable physical pain, suffering, or death is  
22 caused to or permitted upon such animal.
- 23 (j) Causes or procures to be done by any person any act enumerated  
24 in the Subsection.
- 25 (k) Tortures, maims, mutilates, or maliciously kills any living animal,  
26 whether belonging to himself or another.
- 27 (2) (a) Whoever commits the crime of simple cruelty to animals shall be  
28 fined not more than Five Hundred Dollars (\$500.00), or  
29 imprisoned for not more than six (6) months, or both.
- 30 (B) In addition to any other penalty imposed, a person who commits the crime  
31 of cruelty to animals shall be ordered to perform five (5) eight-hour (8 hour)  
32 days of court-approved community service. The community service  
33 requirement shall not be suspended.
- 34 (C) For purposes of this Subsection, where more than one (1) animal is tortured,  
35 maimed, mutilated, or maliciously killed, each act comprises a separate  
36 offense.
- 37 (D) For purposes of this Section, fowl shall be defined as animals. Only the  
38 following birds shall be identified as animals for purposes of this Section:
- 39 (1) Order Psittaciformes-parrots, parakeets, love-birds, macaws, cockatiels  
40 or cockatoos.
- 41 (2) Order Passeriformes-canaries, starlings, sparrows, flycatches, mynah  
42 or myna.

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5 (E) When a person is charged with cruelty to animals, said person's animal may  
6 be seized by the arresting officer and held pending final disposition of the  
7 charge. The seizing officer shall appoint a licensed veterinarian or other  
8 suitable custodian to care for any such animal. The custodian shall retain  
9 custody of the animal for the purpose of evidence upon the trial, subject to  
10 the order of the court. All costs incurred in the boarding and treatment for  
11 any seized animal pending disposition of any animal cruelty charge, upon  
12 conviction of the accused, shall be borne by the person so convicted. If a  
13 seized animal is unable to humanely survive the final disposition of the  
14 animal cruelty charge, the court may order that such animal be humanely put  
15 to death, but only upon the certification of a licensed veterinarian either that  
16 the animal is not likely to survive or that in his professional judgement, by  
17 reason of the physical condition of the animal, it should be humanely  
18 euthanized.

19 (F) Upon a person's conviction of cruelty to animals, it shall be proper for the  
20 court, in its discretion, to order the forfeiture and final determination of the  
21 custody of any animal found to be cruelly treated as part of the sentence.  
22 In the event of the acquittal or final discharge, without conviction of the  
23 accused, the court shall, on demand, direct the delivery of any animal held  
24 in custody to the owner thereof.

25 (G) In the event of conviction under this section, or in the event of the failure of  
26 the accused to appear at trial, the court shall order the animal or animals to  
27 be euthanized or made available for adoption."

28 **Sec. 4-9 Animal control officers:**

29 Paragraph (a) - delete the first sentence and replace with "The Mayor or his  
30 designee shall have animal control officers and such other personnel as it deems proper,  
31 for maintaining a public animal shelter and to enforce the provisions of this title pertaining  
32 to the animal control division."

33 Paragraph (b) - delete the first sentence and replace with "The Mayor or his  
34 designee shall have duly commissioned animal control officers, who shall have the  
35 authority to issue citations in the enforcement of this chapter."

36 **Sec. 4-11 Redemption of impounded animals:**

37 Paragraph (a) - after the figure "\$100.00" add a "," and the following  
38 language: "plus five dollars (\$5.00) a day for each impoundment."

39 Paragraph (a) - in the last sentence delete the word "city" and replace with  
40 "custody."  
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5 Add a new paragraph (f) - "Animals adopted from Slidell Animal Control must  
6 be sterilized under Louisiana Revised Statute 3:2472. Failure to comply with this law may  
7 result in the Animal Control Department repossessing the adopted animal. Animal Control  
8 may also take reasonable action to ensure animals adopted from Slidell Animal Control  
9 are sterilized."

10 **ARTICLE II LIVESTOCK RAISING AND KEEPING RESTRICTED, Sec. 4-12**  
11 **Livestock prohibited:**

12 After the phrase "City of Slidell" add "including pot bellied pigs,"

13 **ARTICLE III KEEPING OF WILD, EXOTIC, VICIOUS ANIMALS AND REPTILES,**  
14 **Sec. 4-14 Definitions:**

15 Delete the definition for "Animal" and replace with "Animal: Shall include any  
16 live or dead vertebrate creature, domestic or wild, to include birds, rodents bred and raised  
17 in captivity."

18 **Sec. 4-15 Wild or exotic animals as pets or exhibits prohibited:**

19 In the first sentence, after the word "reptile" delete the rest of the sentence..

20 **Sec. 4-16 Posting of notices:**

21 In the last sentence, after the word "state" delete the rest of the sentence.

22 **Sec. 4-17 Disposition and impoundment:**

23 Delete the phrase "chief of police" and replace with "Director of Animal  
24 Control."

25 **ARTICLE V PENALTIES, Sec. 4-21 Penalty:**

26 Paragraph B - delete "chief of police" and replace with "Mayor."

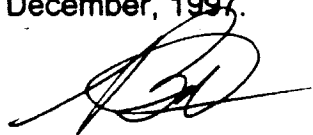
27  
28 **ADOPTED** this 9th day of December, 1997.

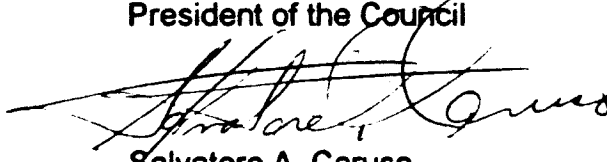
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32 **DELIVERED** 1:00 p.m.


33 12/11/97 to the Mayor

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35 **RECEIVED** 11:25 a.m.

36 12/15/97 from the Mayor

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Bob Callahan  
Councilman, District B  
President of the Council

  
Salvatore A. Caruso  
Mayor

  
Davis Dautreuil  
Council Administrator/Clerk of the Council