

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO.: 1281

AN ORDINANCE ESTABLISHING GENERAL REQUIREMENTS FOR ANIMAL CARE AND TREATMENT IN THE TOWN OF CEDAR LAKE, AMENDING ALL CURRENT AND EXISTING ANIMAL CONTROL REGULATIONS IN THE TOWN RELATED THERETO, REPEALING ALL TOWN CODE PROVISIONS AND ORDINANCES, OR PORTIONS THEREOF, IN CONFLICT HEREWITH, DECLARING AN EMERGENCY EXISTS FOR THE IMMEDIATE ACTION ON THE WITHIN ESTABLISHMENT ORDINANCE, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana (hereinafter, the "Town Council"), has studied and reviewed the current and existing Animal Control Regulations in the Town; and

WHEREAS, the Town Council has been informed and advised that previously established Animal Control Regulations exist in the Town Code as adopted by previous enabling legislative action adopting same by Ordinance; and

WHEREAS, the Town Council is aware that the aforementioned Animal Control Regulations adopted by previous legislative bodies of the Town have, from time to time, been amended to provide for changing circumstances in the humane control and collection or handling of animals within the municipal corporate boundaries of the Town of Cedar Lake; and

WHEREAS, the Town Council has been informed and advised that investigation and review of the current and existing Animal Control Regulations for the humane control and regulation of animals within the municipal corporate boundaries of the Town has been undertaken; and

WHEREAS, the Town Council has been informed and advised that terms and provisions of current and existing Town Animal Control Regulations require update and clarification by establishment of an appropriate care and treatment level within said Town Animal Control Regulations for animals in the Town of Cedar Lake; and

WHEREAS, the Town Council, being duly advised in the recommendation of the Town Administrative Staff and Council Committee, now deems it necessary, appropriate, advisable, and in the best interests of the residents of the Town for animal care and treatment that general requirements be established for animal care and treatment within the municipal corporate boundaries of the Town hereafter.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: The following-described general requirements for animal care and treatment by owners or keepers of animals within the municipal corporate boundaries of the Town of Cedar Lake are hereby established as follows, namely:

"CARE AND TREATMENT

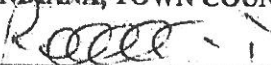
GENERAL REQUIREMENTS FOR ANIMAL CARE AND TREATMENT


- consist of an insulating material that does not retain moisture, such as straw, of sufficient depth for the animal to burrow. On any day when the temperature is at or above 80°F, the shelter must be shaded by trees, a tarp, or a tarp-like devise.
2. Bring such animal(s) into a temperature controlled facility when the temperature is at or below 32°F or at or above 90°F, or when a heat advisory, wind chill warning, or tornado warning has been issued by local, state, or national authority, except when the animal(s) is/are in visual range of a competent adult who is outside with the animal(s).
 3. Provide adequate space for exercise when confined in an enclosure or pen, which shall consist of no less than one hundred (100) square feet. An animal over eighty (80) pounds must be provided with an additional fifty (50) square feet. For each additional animal inside the enclosure, fifty (50) square feet of space for exercise must be added per animal.
 4. Treat and care for such animal(s) so that there are no open lesions on the skin of such animal(s) due to insect bites or other parasitic infections.
 5. Avoid tethering of any animal except when all of the following conditions are met:
 - a. The tether is not attached to a motorized vehicle, such as an automobile, truck, or motorcycle;
 - b. The animal is at least six (6) month of age, and is not sick or injured;
 - c. The tethered animal has access to water shelter, and dry ground. If there are multiple tethered animals, each animal must be tethered separately in a manner that prevents the tethers from becoming entangled with each other or any other object, and each animal must have separate water and shelter;
 - d. The tether is attached to the animal by a properly fitting buckle-type collar, or a collar that will not break under pressure, with a rotating toggle or attachment. Pinch, prong, or choke collars shall not be used. The tether shall not wrap directly around the animal's neck;
 - e. The tether is not of such unreasonable weight as to prevent the animal from moving about freely, is free of tangles, cannot be entangled with another animal or object, and is at least twelve (12') feet in length;
 - f. In the event that the animal is attached to a trolley system, the running line must be at least twelve (12') feet in length and the tether length must be greater than the height of the running line; and
 - g. The tether is located so as not to allow the animal to trespass on public or private property nor in such a manner as to cause harm or danger to persons or other animals.
- F. In the discretion of the Code and Law Enforcement personnel of the Town of Cedar Lake, any person who violates any provision of this Section for the first time may be issued written notice of practices or conditions which constitute the violation, and the Town Code and Law Enforcement personnel shall in such instance direct remedies to such person where appropriate and provide a time period of no longer than three (3) days within which to correct the violations(s). Failure or refusal of the person to correct the violations within the specified time period shall constitute prima facie evidence of violation of this Section.
- G. For purposes of this Section, the following terms have the following meanings:
1. "Confined outside" means confined outside the house, mobile home, or apartment where the owner is living. Confined outside would include in the yard, or in a

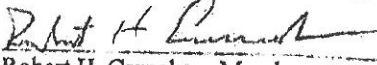
SECTION SIX: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, and publication in conformance with applicable law.

ALL OF WHICH IS PASSED AND ADOPTED THIS 2ND DAY OF JANUARY, 2018, BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA.


TOWN OF CEDAR LAKE, LAKE COUNTY,
INDIANA, TOWN COUNCIL

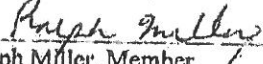

Randall C. Niemeyer, President

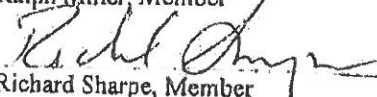

Gregory H. Parker, Vice-President


Robert H. Carnahan, Member

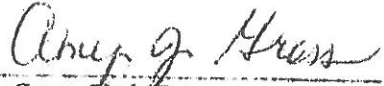
John C. Foreman, Member


Julie A. Rivera, Member


Ralph Miller, Member


Richard Sharpe, Member

ATTEST:


Amy J. Gross, Clerk-Treasurer