1.		
2 3		Amended PCO-10-17
4		Sub A
5		THE CITY OF WARWICK
6		STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
7		
8		CHAPTER 4
9		ANIMALS AND FOWL
10		
11		No Date
12		
13		ApprovedMayor
14		
15	Be it	ordained by the City of Warwick:
16	~ .	
17		on I. Chapter 4 of the Code of Ordinances of the City of Warwick is hereby amended to
18	add ti	ne following:
19	Soc. /	150 Unwestwisted and organized days muchikited
20	Sec. 4	4-50. – Unrestricted and aggressive dogs prohibited.
21 22	(a)	The owner of any dog shall keep such dog under restraint at all times and shall not permit
23	<u>(a)</u>	such dog to be at large within the City.
24		such dog to be at large within the city.
25	(b)	Whenever it shall be affirmed in writing by any two persons having separate residence or
26		regularly employed in the neighborhood or if the Animal Control Office or a Police
27		Officer determine that any dog is being aggressive without provocation by its actions such
28		as biting or attacking a human or any animal or in an aggressive or terrorizing manner
29		approaches a person or animal in an apparent display of attack, the Animal Control
30		Officer or the police shall have the authority to issue violations and/or impound said dog
31		and/or service notice upon the owner or custodian that such vicious action must be
32		abated.
33		
34	(c)	It is unlawful for any owner of an aggressive dog to place that dog or allow it to be placed
35		in the custody of any other person not physically capable of maintaining effective control
36		of restricting the dog.
37	<i>(</i> 1)	
38	<u>(d)</u>	The penalty for violating the provisions of this section shall be a fine not exceeding \$250
39		for the first offense; not exceeding \$350 for the second offense; and a mandatory court
40		appearance and a fine not exceeding \$500 for the third offense. A fine may only be
41		levied after an investigation into the incident is conducted by Animal Control or Police
42		and the owner or keeper of said dog is deemed to be negligent in their actions. If a

vicious hearing is to be pursued for the incident then the dog owner cannot be fined under

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this-section.

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2	(e) An	owner shall not be deem	ed negligent if an injury or damage is sustained by an animal					
3	<u>wh</u> i	ich has trespassed onto th	ne property where the dog resides or a person who, at the time					
4	that injury or damage was sustained, was committing a trespass or other tort upon							
5	pre	mises occupied by the ow	vner or keeper of the dog, or was teasing, tormenting,					
6	provoking, abusing, or assaulting the dog or was attempting to commit a crime.							
7								
8	Section II.	This Ordinance shall tal	ke effect upon passage and publication as prescribed by law.					
9			-					
10		SPONSORED BY:	COUNCIL PRESIDENT SOLOMON					
11			On Behalf of MAYOR AVEDISIAN					
12								
13		COMMITTEE:	ORDINANCE					
14								
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33		of restricting the dog.
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35	<u>(d)</u>	The penalty for violating the provisions of this section shall be a fine not exceeding \$250.
36		This fine may only be levied after an investigation into the incident is conducted by
37		Animal Control or Police and the owner or keeper of said dog is deemed to be negligent
38		in their actions. If a vicious hearing is to be pursued for the incident then the dog owner
39		cannot be fined under this section.
40		
41	<u>(e)</u>	An owner shall not be deemed negligent if an injury or damage is sustained by an animal
42		which has trespassed onto the property where the dog resides or a person who, at the time
43		that injury or damage was sustained, was committing a trespass or other tort upon
44		premises occupied by the owner or keeper of the dog, or was teasing, tormenting,

11

provoking, abusing, or assaulting the dog or was attempting to commit a crime.

Section II. This Ordinance shall take effect upon passage and publication as prescribed by law.

SPONSORED BY:

COUNCIL PRESIDENT SOLOMON

On Behalf of MAYOR AVEDISIAN

COMMITTEE:

ORDINANCE