

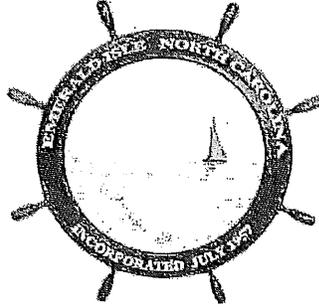
Town of Emerald Isle

12.12.11/02

Mayor
Arthur B. Schools, Jr.

Mayor Pro-Tem
Floyd Messer, Jr.

Board of Commissioners
Nita Hedreen
Tom Hoover, Jr.
John Wootten
Maripat Wright



Town Manager
Frank A. Rush, Jr.

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ORDINANCE AMENDING CHAPTER 4 – ANIMALS - OF THE CODE OF ORDINANCES REGARDING DOG LEASH REQUIREMENTS

WHEREAS, the Town's ordinances currently prohibit dogs from running at large in the Town, and require all dogs to be restrained by a leash, and

WHEREAS, the Town has enforced these ordinances for several decades, and

WHEREAS, the Town's ordinances apply to all areas except for private property, including the beach strand and in the waters of the Atlantic Ocean, and

WHEREAS, there is a need to clarify the ordinance to make it clear that excessively long leashes greater than 20 ft in length are not consistent with the spirit and intent of the ordinance, and

WHEREAS, there is a need to clarify the ordinance to make it clear that electronic leashes are not judged to be an effective means of controlling dogs, and to clarify that a traditional, connected leash is required,

NOW THEREFORE BE IT ORDAINED by the Emerald Isle Board of Commissioners that

1. Chapter 4 – Animals, Article II – Dogs, Section 4-24 – Running at large prohibited, leash or lead required - is hereby amended to read as follows:

Sec. 4-24. - Running at large prohibited, leash or lead required.

It shall be unlawful for a person owning or having custody of any dog willfully to permit or allow such dog to run at large in the town. A dog must be restrained by an actual leash or lead, not exceeding 20 ft. in length, at all times that is physically attached to and connected to the dog, including on the beach area, dunes, in the surf zone, and while in the adjacent waters of the Atlantic Ocean. An electronic leash that lacks an actual connection to the dog does not meet the requirements of this ordinance.

2. The Town Clerk is authorized to amend the sections as set forth above.
3. This ordinance shall become effective immediately. If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Adopted this the 11th day of December, 2012, by a vote of

Commissioner(s) Hadraen, Hoover, Messer, Wootten, Wright voting for,

Commissioner(s) _____ voting against, and

Commissioner(s) _____ absent.

Arthur B. Schools, Jr.
Arthur B. Schools, Jr., Mayor

ATTEST:

Rhonda Ferebee
Rhonda Ferebee, CMC, Town Clerk

