

Sec. 2.01.007 Tethering of dogs and other animals

(a) Unlawful tethering of a dog:

(1) An owner may not leave a dog outside and unattended by use of a tether that unreasonably limits the dog's movement:

(A) Between the hours of 10:00 p.m. and 6:00 a.m.;

(B) Within 500 feet of the premises of a school; or

(C) In the case of extreme weather conditions, including conditions in which:

(i) The actual or effective outdoor temperature is below 32 degrees Fahrenheit;

(ii) A heat advisory has been issued by a local or state authority or jurisdiction; or

(iii) A hurricane, tropical storm, or tornado warning has been issued for the jurisdiction by the National Weather Service.

(2) A tether unreasonably limits a dog's movement if the tether:

(A) Uses a collar that is pinch-type, prong-type, or choke-type or that is not properly fitted to the dog;

(B) Restraints must allow the dog to stand, turn around, and lie down;

~~(CB)~~ Is a length shorter than the greater of:

(i) Five (5) times the length of the dog, as measured from the tip of the dog's nose to the base of the dog's tail; or

(ii) Ten (10) feet;

~~(DG)~~ Is in an unsafe condition; or

~~(EP)~~ Causes injury to the dog.

(b) An animal is under lawful tethering under the following conditions:

(1) A dog tethered to a running line, pulley, or trolley system and that is not tethered to the running line, pulley, or trolley system by means of a pinch-type, prong-type, choke-type, or improperly fitted collar;

(2) A dog tethered in compliance with the requirements of a camping or recreational area as defined by a federal, state, or local authority or jurisdiction;

(3) A dog tethered for a reasonable period, not to exceed three hours in a 24-hour period, and no longer than is necessary for the owner to complete a temporary task that requires the dog to be restrained;

(4) A dog tethered while the owner is engaged in, or actively training for, an activity that is conducted pursuant to a valid license issued by this state if the activity for which the license is issued is associated with the use or presence of a dog;

(5) A dog tethered while the owner is engaged in conduct directly related to the business of shepherding or herding cattle or livestock; or

(6) A dog tethered while the owner is engaged in conduct directly related to the business of cultivating agricultural products, if the restraint is reasonably necessary for the safety of the dog.

(c) This section does not prohibit a person from walking a dog with a hand-held leash.

(d) It shall be unlawful for any person to tie or tether a dog or other animal to a stationary object. Dogs must be tethered on a trolley or cable run system to prevent an unhealthy or potentially dangerous situation. The terms "unhealthy situation" and "potentially dangerous situation" shall include, but not be limited to the following:

(1) To tether or restrain any animal in such a manner as to permit the animal access upon any public right-of-way;

(2) To tether or restrain any animal in such a manner as to cause the animal injury or pain or not to permit the animal to reach shelter, food, shade, **and/or** water or otherwise create an unsafe or unhealthy situation, and must not be restrained with chains, this includes pets temporarily unattended in a stationary, open-air truck bed;

- (3) To tether or restrain any animal in such a manner as to permit the animal to leave the owner's property;
- (4) To tether or restrain any animal in an area that is not properly fenced so as to prevent any person or child from entering the area occupied by said animal;
- (5) To tether or restrain any pet animal in a manner whereby the animal is subject to harassment, stings or bites from outdoor insects, or attacks by other animals;
- (6) To tether any animal with a tether that is not equipped with swivel ends;
- (7) To tether or restrain any animal in such a manner that does not prevent the animal from becoming entangled with any obstruction, from partially or totally jumping any fence, or from leaving part of its owner's property;
- (8) To fail to remove waste from the tethered area on a daily basis;
- (9) To restrain any animal without using a properly fitted collar or harness; or
- (10) To use a restraint that weighs more than ~~one-fifth~~one-fifth (1/5) of the animal's body weight.