

## ORDINANCE 2023-01

AN ORDINANCE AMENDING TITLE 6, HEALTH AND SANITATION, CHAPTER 2, ANIMALS, ARTICLE B, DOGS, OF THE CITY OF ISLE OF PALMS CODE OF ORDINANCES TO PROVIDE REGULATIONS FOR DOGS BITING, CHASING OR OTHERWISE ATTACKING AND TO PROVIDE FOR CIVIL AND OTHER PENALTIES.

BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL MEMBERS OF THE CITY OF ISLE OF PALMS, SOUTH CAROLINA, IN CITY COUNCIL ASSEMBLED:

SECTION 1. That Article B, “Dogs,” is hereby amended by adding a new Section 6-2-18 titled “Dogs biting, chasing or otherwise attacking” to state as follows:

- (a) It shall be unlawful for any owner of or any person harboring any dog in the city to permit or allow such dog to bite, chase or otherwise attack any person or domestic animal.
- (b) This section does not apply if, at the time the person or domestic animal is bitten, chased, or otherwise attacked, the person or domestic animal who was bitten, chased, or otherwise attacked provoked or harassed the dog and the provocation was the proximate cause of the bite, chase or attack.
- (c) Violation of this article is a misdemeanor punishable pursuant to section 1-3-66.
- (d) A dog that attacks a human being or another domestic animal may be ordered destroyed when in the court's judgment the dangerous dog represents a continuing threat of serious harm to human beings or other domestic animals. In the event the court finds a person guilty of violating this section and orders the dog be destroyed, the person found guilty shall pay all expenses necessitated by the destruction of the dog.

SECTION 2. That should any part of this Ordinance be held invalid by a Court of competent jurisdiction, the remaining parts shall be severable therefrom and shall continue to be in full force and effect.

SECTION 3. That all ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as the same affect this Ordinance.

SECTION 4. That this Ordinance take effect and be in full force immediately.

PASSED AND APPROVED BY THE CITY COUNCIL FOR THE CITY OF ISLE OF PALMS, ON THE 28 DAY OF March, 2023.



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Phillip Pounds, Mayor

(Seal)

Attest:



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Nicole DeNeane, City Clerk

First Reading:

Public Hearing:

Second Reading:

Ratification: