

CITY OF WICHITA

(13) Continuously picket a dog for more than one continuous hour, except that picketing of the same dog may resume after a hiatus of three continuous hours, for up to three hours total time on picket per day.

(e) For the purpose of picketing a dog, a chain, leash, rope, or tether shall be at least 10' in length.

(f) A chain, leash, rope, collaring device, tether, or any assembly or attachments thereto used to picket a dog shall not weigh more than 1/8 of the animal's body weight, or due to weight, inhibit the free movement of the animal within the area picketed.

(g) Dogs shall be picketed in such a manner as to prevent injury, strangulation, or entanglement on fences, trees, or other man made or natural obstacles.

(h) It is unlawful to attach chains or other tether restraint implements directly to a dog without the proper use of a collar, harness, or other device designed for that purpose and made from a material that prevents injury to the animal.

Section 6.04.045 Dangerous or vicious animal--Determination--Notice and hearing-- Confinement or destruction.

Upon the complaint of any person, or upon his own volition, the health officer may direct an investigation to determine if the complaint is valid and, after written notice of time and place is given the owner of any animal which has exhibited characteristics of a dangerous dog as defined in this chapter, hold a hearing to determine whether or not the animal is dangerous or vicious. At such hearing testimony may be offered by the owner of the dog, the health officer, representatives of animal humane organizations, kennel clubs and veterinarians concerning the vicious propensity of the dog. In making a determination, the health officer shall consider the following:

- (a) The seriousness of any attack or wound;
- (b) The past history of wounds inflicted by the animal;
- (c) The potential propensity of the animal to inflict wounds in the future;
- (d) The conditions under which the animal is kept and maintained. If the health officer determines that the animal is dangerous or vicious, he may pick up and cause the animal to be destroyed, or in lieu of such destructions he may permit the confinement of the animal in a manner and location that he deems appropriate or as provided in Section 6.04.046. (Ord. No. 41-138 § 3)

Section 6.04.046 Dangerous dog--Failure to confine--Destruction and defenses.

(a) It is unlawful for an owner of a dangerous dog to permit the dog to be outside a proper enclosure unless the dog is restrained by a substantial chain or leash and under physical restraint by a responsible person for the purposes of transportation to and from a veterinarian for medical treatment. In such event, the dangerous dog shall be securely muzzled and restrained with a chain or leash not exceeding four (4) feet in length, and shall be under the direct control and supervision of the owner or keeper of the dangerous dog. The muzzle shall be made and used in a manner that will not cause injury to the dog or interfere with its vision or respiration, but shall prevent it from biting any human or animal. A proper enclosure for purposes of this section means the dog is securely confined indoors or confined in a securely enclosed and locked pen or structure upon the premises of the owner of the dog. The pen or structure must have secure sides and a secure top attached to the sides. If the pen or structure has no bottom secured to the sides, the sides must be embedded into the ground no less than one foot. All such pens or structures must be approved by the Health Officer and be adequately lighted and kept in a clean and sanitary condition.

(b) Should a dangerous dog running at large in violation of this section attack or inflict injury upon any person, the judge of the municipal court may, in addition to any other penalty provided by this chapter, order the dog destroyed. Provided, however, the judge of the municipal court may, at his/her discretion, consider if the attack or injury was sustained by a person who, at the time, was committing a willful trespass or other tort upon the premises of the owner of the dog, or was tormenting, abusing, or

Overland Park, Kansas

February 17, 1992

Some relief from chaining must be granted.

Chap. 6.09.025 A. No owner, keeper or harbinger of an animal shall fail to provide the animal with adequate care, adequate food, adequate water, adequate health care, and adequate shelter. Such shelter should be clean, dry, and compatible with the condition, age and species. An animal must also have the opportunity for adequate daily exercise. This requires that an owner must offer some freedom from continuous chaining, stabling and tethering. All restraints placed on an animal must be such that it prevents the animal from being tangled or injured by the restraint. The area where animals are kept must also be kept free from unsanitary conditions and vermin-harboring debris.

Wichita, Kansas

ORDINANCE NO. 45-784

Passed September 9, 2003.

Section 13 e-h

Summary

It is unlawful for any person to tether a dog for longer than one hour. After a period of three hours, a dog may be tethered again but is not to be tethered in excess of three hours total per day.

A chain, leash, rope, or tether shall not be attached directly to a dog without the use of a collar or harness. Restraint implements shall be at least 10 feet in length and shall not weigh more than one-eighth of the dog's body weight, nor inhibit free movement.

Relevant Text

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