

VILLAGE OF FIFE LAKE  
ANIMALS AND LIVESTOCK ORDINANCE  
ORDINANCE # 14-07

THE VILLAGE OF FIFE LAKE ORDAINS:

Section 1. Purpose

An ordinance to secure the public health, safety and general welfare of the citizens of the Village of Fife Lake, Michigan, by regulating the Animals and Livestock.

Section 2. Title

This ordinance shall be known as the Village of Fife Lake Animals and Livestock Ordinance.

Section 3. Interpretation

This ordinance shall be interpreted in accordance with the definition included in Public Acts 256 of 2011, as amended, and as interpreted by the Michigan Court of Appeals.

Section 4. Prohibited Animals

- a) Annoying Animals. No person shall harbor or keep any animal or bird which causes annoyance or disturbance in a neighborhood, by making sounds common to its species or otherwise, or which endangers the safety of any person or property.
- b) Fowl; Bees. No person shall keep, harbor, raise or hatch domestic fowl, pigeons, bees or honeybees in the Village.
- c) Livestock. Except as otherwise provided in this section, no person shall keep within the Village any cattle, cow, horse, sheep, swine, goat, mule, donkey, pony, llama, alpaca, chickens, ducks, geese, peacocks, other livestock.

Section 5. Dogs

- a) Application of State Law. No person shall violate any law of the State pertaining to dogs, or any rule or regulation pertaining to dog adopted by any State Agency.
- b) License Required. Any dog subject to license, which dog is not licensed, is a nuisance and may be impounded by the County Animal Control to the dog pound.
- c) Running At Large. Any dog, licensed or unlicensed, which is not attached to a leash or rope of eight feet or less in length, and which is running on public places or private property, other than the premises of the owner or person having custody of such dog, may be impounded in the County Dog Pound. When any dog is running at large, the owner or custodian may be notified by the Village of a violation of this section, and after three such notices, the dog may be taken from the owner or custodian and impounded.
- d) Vicious Dogs. No person, being the owner, caretaker or custodian thereof, shall permit any vicious dog to be unconfined unless such dog is securely muzzled and led by a leash. Any dog which has bitten a person or domestic animal without molestation, or which, by its actions, gives indication that it is liable to bite any person or domestic animal without molestation, shall be deemed vicious. Any vicious dog which is impounded shall be confined for not less than ten days.
- e) Quarantine. Whatever notice of a dog quarantine is published in the official newspaper by the Health Department, no person shall, during the period of such quarantine, permit any dog, of which he or she is the owner, caretaker or custodian, to be unconfined, except under condition specified in such notice.

Section 6. Confinement to Premises.

The owner or custodian of any animal or bird shall keep such animal or bird confined to his or her own premises if necessary to avoid annoyance or disturbance in the neighborhood. A person who violates this section is responsible for a municipal civil infraction.

Section 7. Access to Public Way and Places.

No person shall tie, stake or fasten any animal in such a manner that the animal has access to any street, alley or public place. A person who violates this section is responsible for municipal civil infraction.

Section 8. Removal of Defecation.

No owner or person having custody of any dog or other animal shall permit such dog or other animal to defecate on any school grounds, public street, alley, sidewalk, tree lawn, park, or public grounds or private property in the Village, other than on the premises of such owner or person, unless such defecation is removed immediately. A person who violates this section is responsible for a municipal civil infraction.

Section 9. Sanitation of Premises.

The owner or custodian of any animal or bird shall maintain the premises wherein such animal or bird is kept in a clean and sanitary condition, free from rodents, vermin and disagreeable odors. A person who violates this section is responsible for municipal civil infraction.

Section 10. Cruelty; Poisoning.

No person shall be cruel to any animal or bird. No person shall throw or deposit any poisonous substance on any exposed public or private place where it may endanger any animal. A person who violates this section is responsible for a municipal civil infraction.

Section 11. Burning of Animal Matter.

No person shall burn any feathers, hides or other animal matter in the Village. A person who violates this section is responsible for a municipal civil infraction.

Section 12. Disposal of Dead Animals.

a) Prohibited Locations. No person shall deposit, place or throw any dead or fatally sick or injured animal, or part thereof, on any public or private place, in the Village dump, into any stream, lake, pond, sewer, well or other body of water, or onto the banks thereof.

b) Burial. No person shall bury any dead, fatally sick or injured animal, or part thereof, in the Village, except that the owner or occupant of any unplatted property may bury thereon any dead animal owned by him or her, which animal died on such premises, after having obtained a written permit to do so from the Health Department. Such burial shall be made at a distance of not less than 200 yards from any residence or well, and the carcass shall be placed underground and well covered with at least four feet of earth from the surface of the ground to the upper part of the carcass.

c) Immediate Disposal Required. No person shall fail to immediately dispose of any dead animal found upon property under his or her possession or control.

d) Transporting. No person shall carry or convey any dead animal through or upon any street, alley or public place unless the same is so covered that no part of it is exposed to view and no odors can emanate therefrom.

e) Municipal Civil Infraction. A person who violates this section is responsible for a municipal civil infraction.

Section 13. Appearance Tickets.

The Sheriff and the appointed officers of the Sheriff's Department, or such other officials as are designated by the Zoning Administrator and Village President are hereby authorized to issue and serve appearance tickets with respect to a violation of this chapter pursuant to Section 1 of Act 147 of Public Acts of 1968, as amended (M.C.L.A. 764.9c(2); M.S.A. 28.868(3)(2). Appearance tickets shall be in such form as determined by the Village Attorney and shall be in conformity with all statutory requirements.

Section 14. Severability

This Ordinance shall be deemed severable and in any word, sentence, clause, section, or provision is declared invalid or unenforceable for any reason by any court of competent jurisdiction, it shall not affect any other portion of this Ordinance and the remaining portions of this Ordinance and the remaining portions of this Ordinance shall remain valid and enforceable.

Section 15. Penalties

Municipal Civil Infraction. A violation of this Ordinance is a municipal civil infraction, subject to a maximum fine of \$100.00 plus court costs.

Misdemeanor. Any person who refuses to abate a violation upon the demand of an authorized local enforcement officer, interferes with the enforcement of the ordinance, or retaliates against another who had made complaint of a violation is guilty of a misdemeanor punishable by a maximum of 90 days in jail and/or a fine of \$500.00 plus court costs.

Section 16. Enforcement

The Grand Traverse County Sheriff and his deputies or Local Zoning administrator or Village President are authorized as local enforcement officers of the Ordinance.

Section 17. Effective Date

This Ordinance shall take effect following publication.


AYES: HAYES, LEEDY, MCGOUGH, ROESEMEIER, VAN AMBURG

NAYES: NONE

ABSENT: DEIKE, FISK

MOTION APPROVED.

Adopted: 7-7-2014

  
Corey Caverson, Clerk  
Village of Fife Lake

**VILLAGE OF FIFE LAKE  
ORDINANCE NO. 14-07**

**ANIMALS AND LIVESTOCK ORDINANCE  
(Summary of this ordinance)**

**General Notice by Publication.**

WHEREAS, the Village Council for Fife Lake has determined that it is appropriate to regulate animals and livestock within the village; and

WHEREAS, necessary to secure the public health, safety and general welfare of the citizens of the Village of Fife Lake. This ordinance shall be interpreted in accordance with the definition included in Public Acts 256 of 2011, as amended, and as interpreted by the Michigan Court of Appeals.

NOW THEREFORE the Village of Fife Lake Hereby ORDAINS as follows:

No Citizen shall harbor or keep any animal or bird as stated in Section 4. Prohibited Animals except as otherwise provided in this section.

No person shall violate any law of the State pertaining to dogs, or any rule regulation pertaining to dog adopted by any State Agency as stated in Section 5. Dogs.

The owner or custodian of any animal or bird shall keep such animal or bird confined to his or her own premises if necessary to avoid annoyance or disturbance in the neighborhood as stated in Section 6. Confinement to Premises.

No person shall tie, stake or fasten any animal in such a manner that the animals has access to any street, alley or public place as stated in Section 7. Access to Public Way and Places.

No owner or person having custody of any dog or other animal shall permit such dog or other animal to defecate on any school grounds, public street, alley, sidewalk, tree lawn, park, or public grounds or private property in the Village, other than on the premises of such owner or person, unless defecation is removed immediately as stated in Section 8. Removal of Defecation.

No owner or custodian of any animal or bird shall maintain the premises wherein such animal or bird is kept in a clean and sanitary condition as stated in Section 9. Sanitation of Premises.

No person shall be cruel to any animal or bird as stated in Section 10. Cruelty; Poisoning.

No person shall burn any feathers, hides or other animal matter in the Village as stated in Section 11. Burning of Animal Matter.

No person shall deposit, place or throw any dead or fatally sick or injured animal, or part thereof, on any public or private place as stated in Section 12. Disposal of Dead Animals.

A violation of this Ordinance is a municipal civil infraction, subject to a maximum fine of \$100 + court costs. Any person who refuses to abate a violation upon the demand of an authorized local enforcement officer, is punishable by a maximum of 90 days in jail and/or a fine of \$500 + court costs.

A full copy of this ordinance is available at the Village office during business hours.

Effective Date. This ordinance shall be in full force and effect immediately after publication by law. Passed and adopted by the Village Council of Fife Lake, County of Grand Traverse, Michigan on July 7, 2014.

Corey Caverson, Village Clerk