

CHARTER TOWNSHIP OF BROWNSTOWN

WAYNE COUNTY, MICHIGAN

ORDINANCE NO. 173-8

AN ORDINANCE TO AMEND ORDINANCE NO. 173, SECTION 133.807, "GENERAL REGULATIONS - CRUELTY" TO DELETE THE OUTDATED PARAMETERS OF TETHERING, AND TO AMEND ORDINANCE NO. 173, SECTION 133.200 TO ADD A DEFINITION OF THE TERM TETHERING, AND TO AMEND ORDINANCE NO. 173, SECTION 133.815(m), "GENERAL REGULATIONS - TETHERING", TO ESTABLISH MORE SPECIFIC PARAMETERS OF ACCEPTABLE TETHERING

The Charter Township of Brownstown ordains:

Section 1. Ordinance No. 173, "Animal Control", SECTION 133.807, "Cruelty" is hereby amended as follows by striking:

No person shall confine a dog on a chain for more than four hours unless the chain permits movement over at least 30 square feet and allows the dog free access to a suitable shelter.

Section 2. Ordinance No. 173, "Animal Control", SECTION 133.200, "Definitions" is hereby amended as follows by adding:

133.215 – Tethering.

Sec. 215. The term "tethering" means the restraint and confinement of a dog by use of a chain, rope, or similar device. Tethering does not mean walking a dog on a leash, or for temporary grooming, or other professional service.

Section 3. Ordinance No. 173, "Animal Control", SECTION 133.815(m) is hereby replaced with the following:

133.815(m) – Tethering:

(1) A dog owner or person shall:

(i) Not tether a dog for four (4) or more continuous hours per day;

(ii) Tether a dog on a tether made of a coated steel cable or chain rated for the tethering of dogs;

(iii) Utilize a tether that is no less than fifteen (15) feet in length;

(iv) Not use a tether or any assembly or attachments thereto that weigh more than ten percent (10%) of the animal's body weight, or due to weight, inhibits the free movement of the animal within the area tethered;

(v) Tether a dog with a buckle-type collar or harness; such collar shall be no less than one (1) inch bigger than the dog's neck;

(vi) Not tether a dog in such a manner as to cause injury, strangulation, or entanglement of the dog on fences, trees, or other man-made or natural obstacles;

(vii) Tether a dog with continuous access to shade and appropriate shelter;

(viii) Tether a dog with an appropriate supply of fresh food and fresh water, which is secured so that such food and water supply cannot be tipped over by the tether;

(ix) Not tether a dog in an area where bare earth is present; the dog owner or person shall make reasonable accommodations to prevent the surface from becoming wet, muddy, or saturated with water;

(x) Not tether a dog that is less than six (6) months of age;

(xi) Not tether more than one dog to a single tether;

(xii) Not tether a dog to a stationary object which would allow a dog to come within five (5) feet of any property line;

(xiii) Not tether a dog without a swivel attached and/or equipped on both ends.

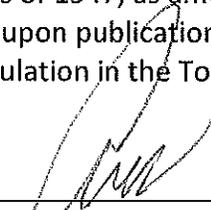
(2) The animal control officer, or his/her designee(s), may in his/her discretion order a more restrictive, yet reasonable,

tethering requirement if circumstances require and it is not detrimental to the health, safety, or welfare of the dog.

Section 3. Severability. If any article, section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such article, section, paragraph, clause or provision shall not affect any of the other provisions or this Ordinance.

Section 4. Repealer. All ordinances, resolutions or orders, or parts of ordinances in conflict with the provisions of this Ordinance to the extent of such conflict, are hereby repealed.

Section 5. Effective Date; Publication. This Ordinance was approved and adopted by the Township Board of Brownstown Charter Township, Wayne County, Michigan, on September 15, 2014, after introduction and a first reading on August 4, 2014, and publication after first reading as required by Act 359 of the Michigan Public Acts of 1947, as amended. This Ordinance shall be effective immediately upon publication, in The News Herald, a newspaper having general circulation in the Township.

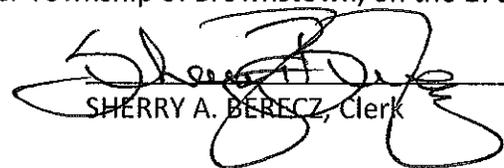


ANDREW LINKO, Supervisor



SHERRY A. BERECZ, Clerk

I further certify that the foregoing was published in The News Herald, a newspaper of general circulation in the Charter Township of Brownstown, on the 17th day of August, 2014.



SHERRY A. BERECZ, Clerk