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**CITY OF MUNDAY, TEXAS  
ORDINANCE NO. 2000-02**

**RESTRICTIONS ON PIT BULL DOGS  
WITHIN THE CITY**

**GENERAL**

It shall be unlawful for any person to own, keep, harbor, or in any way possess a pit bull dog within the City, unless such pit bull dog is properly registered with the City, the registration fees paid, and said pit bull dog maintained within the City in accordance with the requirements of this Section.

**DEFINITION OF "PIT BULL DOG"**

"Pit Bull Dog" shall mean:

- (a) The Bull Terrier breed of dogs;
- (b) The Staffordshire Bull Terrier breed of dogs;
- (c) The American Pit Bull Terrier breed of dogs;
- (d) The American Staffordshire Terrier breed of dogs;
- (e) Any dog which has the appearance and characteristics of being predominantly of the breeds of Bull Terrier; Staffordshire Bull Terrier; American Pit Bull Terrier; American Staffordshire Terrier; any other breed commonly known as pit bulls, pit bull dogs or pit bull terriers; or a combination of any of these breeds.

**STANDARDS AND REQUIREMENTS**

It shall be unlawful for any person to own, keep, harbor or in any way possess a pit bull dog within the City without complying with the following standards and requirements:

**(a) LEASH AND MUZZLE**

No person shall permit a registered pit bull dog to go outside its kennel or pen unless such dog is securely leashed with a leash no longer than six (6) feet in length. No person shall permit a pit bull dog to be kept on a chain, rope or other type of leash outside its kennel or pen unless a person is in physical control of the leash. Such dog shall not be leashed to inanimate objects such as trees, posts, buildings, etc. All pit bull dogs on a leash outside the animal's kennel must be muzzled by a muzzling device sufficient to prevent such dog from biting persons or other animals.

**(b) CONFINEMENT**

All registered pit bull dogs shall be securely confined indoors or in a securely enclosed and locked pen or kennel, except when leashed and muzzled as provided herein. Such pen, kennel, or structure must have secure sides and a secure top attached to the sides. All structures used to confine registered pit bull dogs must be locked with a key or a combination lock when such animals are within the structure. Such structure must have a secure bottom or floor attached to the sides of the pen, or the sides of the pen must be embedded in the ground no less than two (2) feet. All structures that are erected to house pit bull dogs must comply with all zoning and building regulations of the City. All such structures must be adequately lighted and ventilated and kept in a clean and sanitary condition.

**(c) CONFINEMENT INDOORS**

No pit bull dog may be kept on a porch, patio, or in any part of a house or structure that would allow the dog to exit such building of its own volition. In addition, no animal may be kept in a house or structure when the windows are open or when screen windows or screen doors are the only obstacle preventing the dog from exiting the structure.

**(d) SIGNS**

All owners of registered pit bull dogs within the City shall display in a prominent place on their premises a sign easily readable by the public using the words "Beware of Dog- Pit Bull". In addition, a similar sign shall be posted on the kennel or pen of such animal.

**(e) INSURANCE**

All owners of registered pit bull dogs shall provide proof to the City of liability insurance in a single-incident amount of Fifty Thousand (\$50,000.00) dollars for bodily injury or death of any person or persons, or for damage to property owned by and person which may result from the ownership of such animal. Such insurance policy shall provide that no cancellation of the written policy may be made unless ten (10) days' written notice is first given to the City of Munday.

**(f) IDENTIFICATION PHOTOGRAPH**

All owners of registered pit bull dogs shall provide to the City two (2) color photographs of the registered animal in two (2) different poses showing the color and approximate size of the animal.

**(g) REPORTING REQUIREMENTS**

All owners of registered pit bull dogs shall, within ten (10) days of an incident, report the following information in writing to the City:

- (1) Removal from the City or death of said dog;
- (2) Birth of offspring;
- (3) New address if owner moves within the City.

**(h) SALE OR TRANSFER OF OWNERSHIP PROHIBITED**

No person shall sell, barter, or in any other way dispose of a pit bull dog registered with the City to any person within the City unless the recipient person resides permanently in the same household and on the same premises as the registered owner of such dog; provided that the owner of the registered pit bull dog may sell or otherwise dispose of a registered pit bull dog or the offspring of such dog to persons who do not reside within the City.

**SECTION 1.** That the City council shall, by resolution, ratify all fees and charges to be collected under this ordinance for the registration, impoundment, boarding of animals, and for the pick-up of dead animals at veterinary hospitals or clinics.

**SECTION 2.** That all ordinances of the City of Munday, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed.

**SECTION 3.** Should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision there of, other than the part to declared to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code or Ordinances as a whole.

**SECTION 4.** That any person, firm or corporation violating any of the provisions of this ordinance shall be subject to the penalties as provided for in Section 1-3 of the Code of Ordinances of the City of Munday, Texas, and each and every day said violation shall continue shall be subject to a fine no to exceed the sum of One Thousand (\$1,000.00) Dollars for each offense.

**SECTION 5.** The fact that the present ordinances of the City of Munday, Texas, do not adequately protect the public from threat or danger of vicious and dangerous animals creates an urgency and an emergency for the protection of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage, and the publication of the caption of said ordinance, as the law and charter in such cases provided.

**DULY PASSED** by the City Council of the City of Munday, Texas, on the 9<sup>th</sup> day of May, 2000.

**APPROVED:**

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**MAYOR**

**DULY RECORDED:**

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**CITY SECRETARY**

**APPROVED AS TO FORM:**

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**CITY ATTORNEY**