

THE CITY OF PROVIDENCE

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER 62-1

NO. 100 AN ORDINANCE REGULATING THE CONTROL OF DOGS AND OTHER ANIMALS.

APPROVED June 10, 1968

Be it ordained by the City of Providence:

SECTION 1. DEFINITIONS:

As used in this Ordinance the following terms mean:

Owner: Any person, group of persons, or corporation owning, keeping or harboring a dog or dogs.

Kennel: Any person, group of persons, or corporations engaged in the commercial business of breeding, buying, selling or boarding dogs or for hobby and recreation.

At Large: Any dog shall be deemed to be at large when he is off the property of his owner and not under control of a competent person.

Restraint: A dog is under restraint within the meaning of this Ordinance if he is controlled, or at "heel" beside a competent person and obedient to that person's commands, on or within a vehicle being driven or parked on the streets, or within the property limits of its owner or keeper.

Spayed Female: Any bitch which has been operated upon to prevent conception.

Dog Pound: Any premises designated by action of the City for the purpose of impounding and caring for all animals found running at large in violation of this Ordinance.

Dog Officer: The person or persons employed by the City as its enforcement officer and shall include any Police Officer of said City.

Exposed to Rabies: A dog has been exposed to rabies within the meaning of this Ordinance if it has been bitten by, or been exposed to, any animal known to have been infected with rabies.

SECTION 2. ENFORCEMENT:

The provisions of this Ordinance shall be enforced by the Dog Officer of the City of Providence and any Police Officer of said City.

SECTION 3. RESTRAINT:

The owner shall keep his dog under restraint at all times and shall not permit such dog to be at large, off the premises or property of the owner, unless under the control of a competent person.

SECTION 4. IMPOUNDMENT:

(a) Any dog, or dogs, found running at large shall be taken up by the Dog Officer, and impounded in the shelter designated as the City Dog Pound, and there confined in a humane manner for a period of not less than fifteen (15) days, unless first claimed by owner thereof in accordance with Section 5, and may thereafter be disposed of in a humane manner if not claimed by their owners.

(b) The Dog Officer may transfer possession of any dog held at the Dog Pound to the Society for the Prevention of Cruelty to Animals after the legal detention period has expired and such dog has not been claimed by its owner.

(c) When dogs are found running at large, and their ownership is known to the Dog Officer, such officer may (a) cite the owners of such dogs to appear in the Providence Police Court to answer to charges of violation of this Ordinance; (b) impound the dog, or (c) both cite the owners to appear in the Providence Police Court and impound the dog.

(d) Immediately upon impounding dogs, the Dog Officer shall make every possible reasonable effort to notify the owners of such dogs, so impounded, and inform such owners of the conditions whereby they may regain custody of such dogs.

(e) Any animal, other than a dog, found running at large within the city limits may be impounded or disposed of according to law when such action is required either to protect the animal or to protect the residents of the City.

SECTION 5. REDEMPTION OF IMPOUNDED DOGS OR OTHER ANIMALS.

(a) The owner shall be entitled to regain possession of any impounded dog or other animal, except as hereinafter provided in the cases of certain dogs, at any time upon the payment of impoundment fees set forth herein.

(b) Any dog or other animal impounded under the provisions of this Ordinance and not reclaimed by its owner within fifteen (15) days, may be humanely destroyed by the Dog Officer, have its possession transferred to the Society for the Prevention of Cruelty to Animals as provided for in Section 4 (b), or placed in the custody of some person deemed to be a responsible and suitable person, who will agree to comply with the provisions of this Ordinance and such other regulations as shall be fixed by the Dog Officer.

SECTION 6. IMPOUNDMENT FEES:

Any animal impounded hereunder may be reclaimed as herein provided upon payment by the owner to the Dog Officer of the sum of \$5.00, and the additional sum of \$1.00 for each day such animal is kept after the expiration of five (5) days. Such fees shall be collected by the Dog Officer for the City of Providence and turned over to the City Collector.

SECTION 7. CONFINEMENT OF CERTAIN DOGS AND OTHER ANIMALS:

(a) The owner shall confine within a building or secure enclosure, every known fierce, dangerous or vicious dog, and not take such dog out of such building or secure enclosure unless such dog is securely muzzled.

(b) Every female dog or other animals in heat shall be kept confined in a building or secure enclosure, or in a veterinary hospital or boarding kennel or under control of a competent agent, in such a manner that such female dog or other animals cannot come in contact with another dog or animal, except for intentional breeding purposes.

(c) Any animal described in the foregoing subsections of Section 7 found at large shall be impounded by the Dog Officer, the Dog Officer if the owner is known shall notify the owner, to appear before the Providence Police Court within seventy-two (72) hours from the time the animal is impounded for a hearing to determine whether there has been a violation of Subsections A and B of Section 7.

If after such hearing, the Providence Police Court finds that there has been a violation of Subsections A and B, it shall order the Dog Officer to hold the animal for fifteen days. The animal may be reclaimed by the owner by paying the impoundment fees set forth herein.

SECTION 8. RABIES CONTROL:

(a) Every animal which bites a person shall be promptly reported to the Dog Officer, and shall thereupon be securely quarantined at the direction of the Dog Officer for a period of fourteen (14) days, and shall not be released from such quarantine except by written permission of the Dog Officer. At the discretion of the

Dog Officer, such quarantine may be on the premises of the owner, at the shelter designated as the Dog Pound, or at the owner's option and expense, in a veterinary hospital of his choice. In the case of stray animals, or in the cases of animals whose ownership is not known, such quarantine shall be at the shelter designated by the Dog Officer.

(b) The owner upon demand by the Dog Officer shall forthwith surrender any animal which has bitten a human or animal, or which is suspected as having been exposed to rabies, for supervised quarantine, the expense of which shall be borne by the owner. Said animal may be reclaimed by the owner if it is adjudged free of rabies, upon payment of fees set forth in Section 6 of this Ordinance.

(c) When rabies has been diagnosed in an animal under quarantine or rabies suspected by a licensed veterinarian, and the animal dies while under such observation, the Dog Officer shall immediately send the head of such animal to the State Health Department for the pathological examination, and shall notify the proper public health officer of reports of human and animal contacts and the diagnosis.

(d) When one or both reports indicate a positive diagnosis of rabies, the Dog Officer shall recommend an area wide quarantine for a period of ninety (90) days, and upon invoking of such emergency quarantine, no animal shall be taken into the streets, or permitted to be in the streets, during such period of quarantine. During such quarantine, no animal may be taken or shipped from the City without written permission of the Dog Officer.

During this quarantine period and as long afterward as he decides, it is necessary to prevent the spread of rabies, the Dog Officer shall require all dogs, six months of age and older, to be vaccinated against rabies with a canine rabies vaccine approved by the Biologics Control Section of the U. S. Department of Agriculture. The types of approved canine anti-rabies vaccine to be used and the recognized duration of immunity for each shall be established by the Health Officer. All vaccinated dogs shall be restricted (leashing or confinement on enclosed premises) for thirty (30) days after vaccination. During the quarantine period, the Dog Officer shall be empowered to provide for a program of mass immunization by the establishment of temporary emergency canine rabies vaccination clinics strategically located throughout the City.

No dog which has been impounded by reason of its being a stray unclaimed by its owner, may be claimed during the period of the rabies emergency quarantine, except by special authorization of the Dog Officer.

(e) Dogs bitten by a known rabid animal shall be immediately destroyed or if the owner is unwilling to destroy the exposed animal, strict isolation of the animal in an enclosure for six (6) months shall be enforced. If the dog has been previously vaccinated, within time limits established by the Dog Officer based on the kind of vaccine used, revaccination and restraint (leashing and confinement) for thirty (30) days shall be carried out.

(f) In the event there are additional positive cases of rabies occurring during the period of the quarantine, such period of quarantine may be extended for an additional six (6) months.

(g) No person shall kill, or cause to be killed, any rabid animal, any animal suspected of having been exposed to rabies, or any animal biting a human, except as herein provided, nor remove the same from the City limits without written permission from the Dog Officer.

(h) The carcass of any dead animal exposed to rabies shall upon demand be surrendered to the Dog Officer.

(i) The Dog Officer shall direct the disposition of any animal found to be infected with rabies.

(j) No person shall fail or refuse to surrender any animal for quarantine or destruction as required herein when demand is made therefore by the Dog Officer.

SECTION 9. REPORTS OF BITE CASES:

It shall be the duty of every physician, hospital or other medical practitioner, to report to the Police Department the names and addresses of persons treated for bites inflicted by animals, together with such other information as will be helpful in rabies control.

SECTION 10. RESPONSIBILITIES OF VETERINARIANS:

It shall be the duty of every licensed veterinarian to report to the Dog Officer any animal known or considered by him to be a rabies suspect.

SECTION 11. EXEMPTIONS:

(a) Hospitals, clinics and other premises operated by licensed veterinarians for the care and treatment of animals are exempt from the provisions of this Ordinance, except where expressly stated.

(b) The licensing and vaccination requirements of this Ordinance shall not apply to any dog belonging to a non-resident of the City and kept within the City for not longer than thirty (30) days, provided all such dogs shall at all times while in the City be kept within a building, enclosure or vehicle, or be under restraint by the owner or other competent person.

SECTION 12. VACCINATION:

No dog over six months old shall be permitted within the City limits unless such dog shall have been vaccinated or immunized in the manner set forth in this Ordinance within a period of twelve months, if such dog shall have been vaccinated or immunized with the one year vaccine, or within a period of thirty-six months, if such dog shall have been vaccinated or immunized by the three year vaccine.

SECTION 13. USE OF APPROVED VACCINE: CERTIFICATION GENERALLY:

The vaccination or immunization referred to in Section 12 of this Ordinance shall be by a vaccine approved by the State Department of Health and shall be certified to by a licensed veterinarian. Such certificate shall be dated as of the date of inoculation or vaccination, shall show the rabies tag number, the sex and breed of dog and the owner thereof, and whether the vaccine given is the one year vaccine or the three year vaccine, together with such other information as may reasonably be required by the Dog Officer or the veterinarian administering the same.

SECTION 14. CERTIFICATE PREREQUISITE TO LICENSE:

No license shall be issued for any dog required to be licensed in the City unless the person making application therefor shall first present to the Bureau of Licenses of the City or other person duly authorized to issue such license a current certificate of vaccination or inoculation, as provided in this Ordinance for the dog for which such license is requested. Such certificate shall certify that the dog for which the license is to be issued has been properly vaccinated or inoculated in accordance with the provisions of this Ordinance. Public clinics providing inoculations at a nominal charge shall be made available twice a year by the Bureau of Licenses.

SECTION 15. OWNING, ETC., UNVACCINATED DOG:

It shall be unlawful for any person to own, keep or harbor any dog over six months old within the City, unless such dog shall have been vaccinated or inoculated in accordance with the provisions of this Ordinance.

SECTION 16. IMPOUNDING OF UNVACCINATED DOGS:

Any dog over six months old found within the limits of the City without evidence that such dog has been vaccinated or inoculated in accordance with the provisions of this Ordinance shall be impounded by the Dog Officer or other authorized person for a period not exceeding fifteen days, during which time such dog may be returned to its owner upon proof of ownership, vaccination of the dog, payment by such owner of the fees provided in Section 6 hereof.

At the expiration of the fifteen-day period above mentioned, any dog not so claimed by its owner be disposed of in accordance with Section 5 hereof.

SECTION 17. NUISANCE ABATEMENT:

(a) The keeping or harboring of any dog, or other animal or fowl, whether licensed or not, which by unreasonable and habitual howling, yelping, barking or other noise disturbs or annoys three or more persons having separate residences is unlawful, and is hereby declared to be a public nuisance and each day shall constitute a separate offense.

(b) It shall be unlawful to allow or permit any animal to trespass on private or public property so as to damage or destroy any property or thing of value and the same is hereby declared to be a nuisance and any such animal may be impounded by the Dog Officer whenever it shall be alleged in writing by three or more persons having separate residences, or regularly employed in the neighborhood that any animal is a nuisance by reason of barking, howling, yelping, or other noise, trespassing, causing damage to property, or is vicious or in any manner causing undue annoyance, the Dog Officer if he finds such nuisance to exist, shall serve notice upon the owner or custodian that such nuisance must be abated.

(c) If the nuisance is not abated, the Dog Officer may impound the animal, notify the owner to appear before the Providence Police Court for a hearing to determine if there has been a violation of Section 17. Each day shall constitute a separate offense.

SECTION 18. MISCELLANEOUS PROVISIONS:

(a) All complaints made under the provisions of this Ordinance shall be made to the Dog Officer or the Police Department, and may be made orally, provided, however, that such complaint is within forty-eight hours, reduced to writing on forms provided by the Dog Officer and shall be signed by the complainant showing his address and telephone number, if any.

SECTION 19. INVESTIGATION:

In the discharge of the duties imposed by this Ordinance, the Dog Officer of this City shall have the authority at all reasonable times to enter upon any premises (but such authority should not include the right to enter any residence on such premises) to examine a dog or other animal which is allegedly in violation of a provision of this Ordinance. Such officer shall have the further authority to take possession of any such dog or other animal and remove it from such premises for cause set forth herein.

SECTION 20. INTERFERENCE:

No person shall interfere with, hinder or molest the Dog

Officer of this City in the performance of his duties, or seek to release any animal in the custody of the Dog Officer or any Police Officer, except as herein provided.

SECTION 21. RECORDS:

(a) It shall be the duty of the Dog Officer to keep, or cause to be kept, accurate and detailed records of the impoundment and disposition of all animals coming into his custody.

(b) It shall be the duty of the Dog Officer to keep, or cause to be kept, accurate and detailed records of all bite cases reported to him and his investigation of the same.

(c) It shall be the duty of the Dog Officer to keep, or cause to be kept, accurate and detailed records of all monies belonging to the City of Providence, which records shall be open to inspection at all times by authorized personnel of the City of Providence and shall be audited by the City of Providence annually in the same manner as other City records are audited.

SECTION 22. PENALTY:

Except as otherwise provided herein, any person convicted of violating any provision of this Ordinance may be punished by the payment of a fine not exceeding Five (\$5.00) Dollars to be recovered for the use of the City and if such violation be continued, each day's violation may constitute a separate offense.

SECTION 23. REPEALS:

All ordinances in conflict herewith are repealed to the extent of such conflict. Nothing herein shall be construed to affect the provisions of any ordinance or ordinances pertaining to the Providence Bureau of Licenses.

SECTION 24. SEVERABILITY:

If any part of this Ordinance shall be held void, such part shall be deemed severable, and the invalidity thereof shall not affect the remaining parts of this Ordinance.

SECTION 25. EFFECTIVE:

This Ordinance shall take effect upon its passage.

IN CITY
COUNCIL
MAY 16 1968
FIRST READING
READ AND PASSED
Vincent Caspica
CLERK

APPROVED
JUN 1 1968
Joseph A. Roarty
MAYOR

IN CITY
COUNCIL
JUN 6 - 1968
FINAL READING
READ AND PASSED
Russell J. Boyle
PRESIDENT
Vincent Caspica
CLERK

THE COMMITTEE ON

ORDINANCES

Approves Passage of
The Within Ordinance

Wm. H. ...
Chairman

5-8-68

The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

CHAPTER 58-12

No. 240 AN ORDINANCE AMENDING THE APPROPRIATION ORDINANCE, CHAPTER 1870, BY APPROPRIATING THE SUM OF TWO THOUSAND (\$2,000) DOLLARS TO THE "BLACK ARTS FESTIVAL".

Approved June 10, 1968

Be it ordained by the City of Providence:

SECTION 1. Chapter 1870 of the Ordinances of the City of Providence, as approved September 25, 1967, and entitled: "An Ordinance Making Appropriation of \$50,670,558.30 for the Support of the City Government for the Fiscal Year Ending September 30, 1968", as amended, is hereby further amended by appropriating the sum of Two Thousand (\$2,000) Dollars to the "BLACK ARTS FESTIVAL".

SECTION 2. The said sum of Two Thousand (\$2,000) Dollars as hereby appropriated shall be charged to the General Fund from Funds Not Otherwise Appropriated.

SECTION 3. This Ordinance shall take effect upon its passage.

IN CITY COUNCIL
MAY 16 1968

First Reading Read and Passed
Referred to Committee on

Vincent Caspica
Clerk

APPROVED

JUN 10 1968

Joseph A. Karley, Jr.
MAYOR

IN CITY
COUNCIL

JUN 6 - 1968

FINAL READING
AND PASSED

Russell Boyd
PRESIDENT
Vincent Caspica
CLERK

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. *PA1*

Approved June 10, 1968

Resolved, that His Honor, the Mayor, is hereby authorized to execute a Supplemental Cooperation Agreement substantially in accordance with the accompanying draft agreement between the City of Providence and the Providence Redevelopment Agency providing for cooperation between the City of Providence and the Providence Redevelopment Agency with respect to the Redevelopment Project for the Mount Hope Project No. R. I. R-18 supplementing that Cooperation Agreement entered into between the City of Providence and the Providence Redevelopment Agency dated March 26th 1968 approved by Resolution No. 137 approved by the City Council of the City of Providence which said Resolution was approved on March 25th, 1968.

IN CITY COUNCIL

JUN 6 - 1968

READ and PASSED

Samuel J. Boyle
President
William C. ...
Clerk

APPROVED

JUN 10 1968

Joseph A. Rowley
MAYOR

RESOLUTION

OF THE

CITY COUNCIL

FILED

MAY 31 12 02 PM '68

DEPT. OF CITY CLERK
PROVIDENCE, R.I.

Councilman Mc Nulty and Pastors, by request

SUPPLEMENTAL COOPERATION AGREEMENT

This Supplemental Cooperation Agreement entered into this *21st* day of *June*, 1968, by and between the Providence Redevelopment Agency, a public body, corporate and politic, in the State of Rhode Island (hereinafter called the "Agency") and the City of Providence, a Municipal Corporation in the County of Providence, State of Rhode Island (hereinafter called the "City").

WITNESSETH:

WHEREAS, the Agency has processed a redevelopment plan for the re-development of the project area known as the "Mount Hope Project No. R. I. R-18"; and

WHEREAS, said plan has been approved and adopted by Ordinance (Chapter 68-11, Number 99, dated March 13, 1968) of the City Council of the City of Providence;

WHEREAS, the City Council of the City of Providence by Resolution No. 137 approved March 25th, 1968, authorized the Mayor to execute a Cooperation Agreement between the City of Providence and the Providence Redevelopment Agency providing for cooperation between the City of Providence and the Providence Redevelopment Agency with respect to the redevelopment plan for the Mount Hope Project No. R.I. R-18; and

WHEREAS, the City and the Agency desire to modify said Cooperation Agreement as hereinbefore set forth in certain respects to properly effectuate and carry out the Redevelopment Plan for Mount Hope Project No. R. I. R-18 as approved by City Council of the City of Providence.

Now, therefore, it is hereby agreed by and between the parties hereto on their own behalf and on behalf of the United States Government as follows:

1. At the end of Paragraph 10 insert the following:

"Paragraph 11"

"The City and the Agency recognize and accept the provisions of Title VI of the Civil Rights Act of 1964 prohibiting discrimination on the ground of race, color or national origin in the policies, practices and uses of the public facilities proposed for credit to the locality's share of the cost of the Project receiving financial assistance from the United States."

2. The Cooperation Agreement approved by the City Council of the City of Providence on March 25th, 1968 and entered into on the 26th day of March 1968 is hereby ratified and confirmed in all other respects.

IN WITNESS WHEREOF the City and the Agency have caused this Supplemental Cooperation Agreement to be duly executed in triplicate as of the day and year first above written.

ATTEST

Vincent Cespedes
City Clerk

ATTEST

Stanley Bernstein
Secretary

City of Providence

Joseph H. Barley
Mayor

Providence Redevelopment Agency

Edmund M. Mauro
Chairman

I, Stanley Bernstein, Secretary of the Providence Redevelopment Agency, hereby certify and attest that this is a true copy of the Supplemental Cooperation Agreement entered on June 21, 1960, between the Providence Redevelopment Agency and the City of Providence.

In witness whereof the undersigned has hereunto set his hand this 24th day of June, 1960.

ATTEST


Secretary