

ORDINANCE NO. 80

AN ORDINANCE TO PROHIBIT NOISY ANIMALS FROM UNREASONABLY INTERFERING OR DISTURBING THE PEACE.

BE IT ORDAINED by the Town Council of the Town of Dauphin Island, Alabama, as follows:

NOISY ANIMALS:

1. It shall be unlawful and a nuisance for any person to keep on a residential lot or premises within the town limits of the Town of Dauphin Island, Alabama, any animal or group of animals, known to the person, habitually, continuously or intermittently to make or emit sounds or noises of such volume and nature as unreasonably to interfere with or disturb the peace, quiet, comfort and repose of persons of ordinary sensibilities within the neighborhood in the reasonable use and enjoyment of adjacent property.
2. It shall be unlawful and a nuisance for any person to keep on any tract, lot or premises within the town limits of the Town of Dauphin Island, Alabama, any animal or group of animals, whether the same is housed in a corral, kennel, building or other structure( s) under such circumstances that the sounds of the noises emitted by the animals are of such volume and nature as unreasonably to interfere with or disturb the peace, quiet, comfort and repose of persons of ordinary sensibilities in the reasonable use and enjoyment of any adjacent property used for residential purposes.
3. Any owner or person in charge of violating this section shall be guilty of maintaining a nuisance. However, no prosecution shall be commenced and no arrest made pursuant to this section except upon affidavit made before, and warrant issued by the municipal judge of the Town of Dauphin Island or magistrate of the Town.
4. Penalty. Any person, firm, partnership or corporation that violates any provision of this ordinance shall upon conviction be punished by a fine of not less than \$100.00 nor more than \$500.00 or imprisonment for a term not to exceed thirty (30) days or both, at the discretion of the Court.
5. Following its adoption and posting as required by law, this ordinance shall become effective the 15<sup>th</sup> day of October 2002.
6. All ordinances or code provisions in conflict are hereby repealed.

PASSED AND APPROVED BY THE TOWN OF DAUPHIN ISLAND on the 1st day of October, 2002

1<sup>st</sup> Reading September 17, 2002  
Posted September 23, 2002

Adopted this 1st day of October, 2002

Posted 10-08-02

Effective date 10-15-02

Attested:

Ginger Simpson  
Ginger Simpson, Town Clerk

Jeff Collier  
Jeff Collier, Mayor

TOWN OF DALPHIN ISLAND, ALABAMA

THIS IS TO CERTIFY THAT ORDINANCE NO. 80, TOWN OF DALPHIN ISLAND,  
ALABAMA WAS PUBLISHED BY POSTING ON AT LEAST THREE (3) BULLETIN BOARDS IN  
THE TOWN FROM 10-08-02 TO 10-15-02.

Ginger Simpson  
GINGER SIMPSON, TOWN CLERK