

**STATE OF GEORGIA**

**TOWN OF TYRONE**

**ORDINANCE**

**NO. 2023-\_\_\_\_\_**

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE TOWN OF TYRONE, GEORGIA; TO ESTABLISH PROVISIONS PERTAINING TO TETHERING OF ANIMALS; TO PROVIDE FOR SEVERABILITY; TO PROMOTE THE PUBLIC HEALTH, SAFETY AND WELFARE, AND FOR OTHER PURPOSES.**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL FOR THE TOWN OF TYRONE AND IT IS HEREBY ENACTED PURSUANT TO THE AUTHORITY OF THE SAME THAT THE CODE OF ORDINANCES OF THE TOWN OF TYRONE AS IT PERTAINS TO “ANIMALS” (CHAPTER 6), BE AMENDED AS FOLLOWS:**

**Section 1.** By adding a definition of “Tethering” to Section 6-1, pertaining to “Definitions”, of Article I of Chapter 6, to be read as follows:

*Tethering* means using a rope, strap, chain or cord to fasten, tie or restrain an animal to a fixed or stationary single point in order to keep the animal within a certain area for a continuous time period.

**Section 2.** By renumbering Subsection (b) of Section 6-9, pertaining to “Restraint of animals; while on property”, of Article I of Chapter 6, as Subsection (c), and by inserting a new Subsection (b) in Section 6-9 of Article I of Chapter 6, to be

numbered and read as follows:

(b) *Tethering.*

(1) No person shall tether, fasten, chain, tie or restrain an animal, or cause such restraining of an animal to a single point, tree, fence, post, doghouse, or other stationary object except as set forth in subparagraph (b)(2) and (b)(3) below.

(2) *Cable trolley system.* No person shall tether, fasten, chain, tie or restrain an animal, or cause such restraining of an animal, except by a cable trolley system that meets the following requirements:

- a. The system must allow movement of the animal;
- b. The cable along which the trolley tethering device can move must have swivels installed at each end and be attached to stationary objects that cannot be moved by the animal;
- c. The length of the cable along which the trolley tethering device can move must be at least ten feet long;
- d. The cable along which the trolley tethering device can move must be a minimum of four feet high and a maximum of seven feet high;
- e. Tethers and cables attaching the animal to the running cable line trolley tethering device must be made of a substance which cannot be chewed by the animal, must not weigh more than five percent of the body weight of the animal tethered and must have swivels at both ends;

- f. The tethering line attached to the animal's collar or harness must be of such length that the animal is able to move ten feet away from the cable perpendicularly but:
  - 1. Must maintain a sufficient distance from any other object to prohibit the tangling of the cable;
  - 2. Must maintain a sufficient distance from any object or edge that could result in injury or strangulation of the animal; and
  - 3. Must maintain a sufficient distance from any fence as to prohibit the animal access to the fence and to ensure the animal cannot move beyond the property limits of the owner;
- g. The tethering line attached to the animal's collar or harness must be of such length to allow access to food, water and shelter;
- h. The tethering line must not be directly wrapped around the animal's neck, but must instead be attached with a swiveling clasp to a properly fitted harness or collar which allows at least two fingers between the collar and the animal's throat; choke collars and pinch collars are prohibited for the purposes of tethering and attaching an animal to a running cable or trolley system;
- i. The area must be sufficient in size so as to allow the animal the ability to defecate or urinate in an area separate from the area

where it must eat, drink or lie down;

- j. Only one animal may be attached to the cable trolley system at a time;
- k. Unsterilized females may not be attached to a cable trolley system unless immediately supervised by a responsible and competent person; and
- l. No animal may be attached to such a cable trolley system for more than four hours nor from 10:00 p.m. until 6:00 a.m., and the owner/keeper must be present on the property or premises where the cable trolley system is located when the animal is attached thereto.

(3) *Exemptions.* The following animals are exempt from the requirements contained herein:

- a. Animals that are in immediate attention of a responsible and competent person while still on their property and cannot come within 10 feet of any street, multi-use path or sidewalk; and
- b. Animals that are under the physical control of a professional who, for compensation, trains, conditions, shows, grooms or provides medical attention.

**Section 3.** This ordinance shall become effective immediately upon its adoption by the Mayor and Council for the Town of Tyrone.

**Section 4.** All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**Section 5.** In any event any section, subsection, sentence, clause or phrase of this Ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this Ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not a part thereof. The Mayor and Council hereby declare that it would have passed the remaining parts of this Ordinance if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.