

ORDINANCE NO. 26-06

AN ORDINANCE REPEALING AND REPLACING ORDINANCE 23-11 AND ALL OTHER ORDINANCES IN CONFLICT THEREWITH, AUTHORIZING THE REGULATING, THE KEEPING AND CONTROL OF COMPANION / DOMESTIC ANIMALS / CREATURES IN THE CITY OF GREENWOOD ARKANSAS, AND FOR OTHER PURPOSES

Whereas, The City of Greenwood, Arkansas, has heretofore enacted Ordinance No 23-11 The Regulating the Keeping and Control of Companion/Domestic Animals in the City of Greenwood, Arkansas, and for Other Purposes within the City Limits of the City of Greenwood; and

Whereas, The City Council of the City of Greenwood, Arkansas, has determined that Ordinance No. 23-11 is in need of repeal upon notice of needed changes of best practices and updated laws, therefore the prior ordinance should be repealed, with this current ordinance replacing the same.

Whereas, this ordinance is enacted pursuant to the authority granted under Arkansas Code Annotated § 14-55-101 et seq. and is in the best interest of the public health, safety, and welfare of the City of Greenwood.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENWOOD, ARKANSAS:

Section 1. Purpose and Intent

- A. The purpose of this Ordinance is to repeal and replace Ordinance No. 23-11 and all prior ordinances in conflict, and to establish updated and comprehensive standards governing the keeping, treatment, and control of animals within the City of Greenwood. This Ordinance formally adopts and incorporates by reference **Exhibit “A” – Rules and Regulations for Animal Services**, which shall serve as the official policies and procedures for animal control, shelter operations, licensing, impoundment, quarantine, adoption, enforcement, and related administrative functions.
- B. The intent of this Ordinance is to promote the humane treatment of animals, safeguard public health and safety, ensure consistent enforcement of animal service operations, and align City practices with current Arkansas law and recognized best practices in animal welfare management.

Section 2. Penalties and Enforcement

A. General Penalty

Unless a specific fine or penalty is established under *Exhibit “A” – Rules and Regulations for Animal Services* or by state law, any violation of this Ordinance or the Rules and Regulations adopted herein shall constitute a misdemeanor punishable by a fine not to exceed the maximum amount authorized by Arkansas Code Annotated § 14-55-504, as amended

B. Continuing Violations

Each day that a violation continues shall constitute a separate and distinct offense.

C. Administrative Enforcement

The Animal Services Officer, or other duly authorized enforcement officer, is authorized to issue citations, written notices, or administrative orders to enforce this Ordinance and the Rules and Regulations attached hereto.

D. Non-Conflict Clause

Nothing in this section shall be construed to amend, replace, or conflict with the specific fees and fines established in *Exhibit "A" – Rules and Regulations for Animal Services*. The penalties provided herein apply only where a violation is not otherwise addressed or penalized under the Rules and Regulations or applicable state law.

Section 3. Repealing Clause

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability Clause

If, for any reason, any portion or portions of this ordinance shall be held invalid, such invalidity shall in no way affect the remaining portions thereof which are valid, but such valid portions shall be and remain in full force and effect.

Section 5. [Emergency Clause, if applicable]

It being necessary for the immediate preservation of the public peace, health, and safety, this ordinance shall take effect and be in full force from and after its passage.

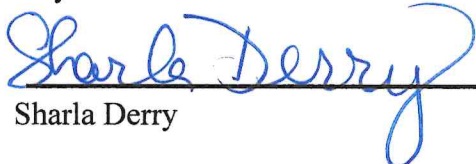
Section 6. Exhibits

A. The following exhibits are attached hereto and incorporated by reference:

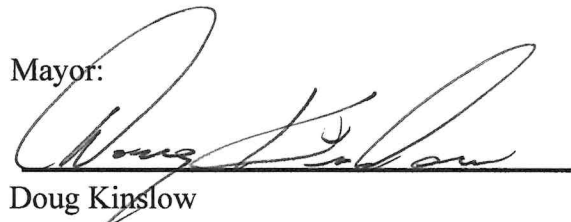
(a). Exhibit "A" - Rules and Regulations for Animal Services

PASSED AND APPROVED BY A 2/3 MAJORITY OF THE CITY COUNCIL OF THE CITY OF GREENWOOD, ARKANSAS, ON THIS 4TH DAY OF MAY, 2026.

City Clerk/Treasurer:


Sharla Derry

Mayor:


Doug Kinslow



CITY OF GREENWOOD, ARKANSAS

Animal Services Rules and Regulations

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(Adopted by Ordinance No. 26-06)

Effective Date: 06-06-26

Prepared by:

City of Greenwood Police, City of Greenwood Planning, City of Greenwood Codification
Committee

SECTION 1. AUTHORITY AND ENFORCEMENT

(a) The Animal Services Officer shall operate under the supervision of the Greenwood Police Department and is authorized to enforce this Exhibit, including but not limited to the issuance of citations and notices, and the impoundment of animals as permitted by law.

(b) Interference with an Animal Services Officer, law enforcement officer, or other authorized official in the lawful performance of their duties is prohibited pursuant to **Arkansas Code Annotated § 5-54-104**.

(c) It shall be unlawful for any person to obstruct, hinder, delay, or refuse to comply with the lawful actions of an Animal Services Officer or other authorized official, including refusing to surrender, restrain, or make available an animal for inspection, seizure, or impoundment when required by this Exhibit or state law. Such conduct may constitute **Obstructing Governmental Operations** pursuant to **Arkansas Code Annotated § 5-54-102**, in addition to any other applicable violations.

Impoundment Following Arrest or Incapacity

(a) When an owner or responsible party is arrested, hospitalized, medically incapacitated, or otherwise unable to provide care for an animal, and no responsible person is immediately available to assume custody, authorized officers may impound the animal solely at the cost and expense of the owner or responsible party for the protection of the animal, the public, and property.

(b) Medical incapacity includes, but is not limited to, hospitalization, emergency medical treatment, involuntary commitment, or any condition that reasonably prevents the owner from providing adequate care.

(c) Animals impounded pursuant to this subsection shall be processed in accordance with this Exhibit, including applicable holding periods, redemption requirements, and fees, unless otherwise ordered by a court of competent jurisdiction.

(d) When an animal is impounded solely for evidentiary purposes, the owner, caregiver, or responsible party shall remain fully responsible for all costs associated with the animal, including but not limited to housing, feeding, veterinary care, medical treatment, and any other costs incurred for the animal's care and upkeep during the period of impoundment, unless otherwise ordered by a court of competent jurisdiction.

SECTION 2. STANDARDS OF CARE AND PROHIBITED ACTS

(a) Duty of Care

Owners and harborers shall provide animals with adequate food, water, shelter, veterinary care, and humane treatment.

(b) Prohibited Acts

It shall be unlawful to:

1. Abuse, neglect, abandon, poison, or cruelly treat any animal;
2. Engage in animal or fowl fighting;
3. Confine an animal in a vehicle or environment that endangers its health or safety;
4. Use inhumane traps, except by authorized agencies acting within the scope of their duties.

SECTION 3. NOISE, WASTE, AND PUBLIC NUISANCE

- (c) Animals shall not be kept or permitted to create excessive noise, including habitual, continuous, or recurring barking at any time of day or night, offensive odors, unsanitary conditions, or other conditions that unreasonably disturb the public or neighboring properties.
- (d) Owners shall promptly remove animal waste from public property or private property not owned by the owner or harborer.
- (e) Feeding feral or wild animals in a manner that creates a public nuisance is prohibited, except as authorized under an approved Trap-Neuter-Return (TNR) program.

SECTION 4. RABIES VACCINATION

All dogs and cats shall be vaccinated against rabies as required by A.C.A 20-19-305.0

SECTION 5. ANIMAL REGISTRATION

(a) Registration Required

All dogs and cats four (4) months of age or older kept within the City shall be registered.

(b) Registration Information

Registration shall include, at a minimum:

1. Owner or harborer name;
2. Physical address within the City;
3. Current contact information;
4. Proof of current rabies vaccination;
5. Microchip identification number, if applicable.

(c) Time for Registration

Registration shall be completed within thirty (30) days of acquisition, age eligibility, or establishment of residency.

(d) Updates

Owners and harborers shall update registration information within thirty (30) days of any change.

SECTION 6. IDENTIFICATION AND RESTRAINT

- (e) Dogs and cats four (4) months of age or older shall be microchipped unless exempted by written veterinary documentation.
- (f) Animals shall not run at large and must be properly restrained when off the owner's property.

SECTION 7. DANGEROUS OR VICIOUS ANIMALS

(g) Preliminary Determination.

An Animal Control Officer or law enforcement officer may issue a citation or notice alleging that an animal meets the criteria of a dangerous or vicious animal based upon observed behavior, investigation, or credible evidence. Such determination shall be preliminary in nature and shall not constitute a final designation.

(h) Judicial Determination Required.

Any final determination that an animal is dangerous or vicious, and the imposition of any long-term restrictions, surrender, or euthanasia, shall be made only by a court of competent jurisdiction following notice and an opportunity to be heard.

SECTION 8. EXOTIC AND WILD ANIMALS

(i) Prohibition

No person shall own, keep, harbor, sell, or possess any exotic or wild animal within the City, except as allowed by law.

(j) Exemptions

This section does not apply to:

1. Governmental agencies;
2. Licensed veterinarians;
3. Accredited zoological parks or circuses;
4. Licensed wildlife rehabilitation facilities.

SECTION 9. NUMBER OF ANIMALS AND LIVESTOCK STANDARDS

(k) Household Animals

Unless otherwise permitted by zoning regulations or conditional use approval, no residential lot shall keep more than a combined total of six (6) household animals, over four (4) months of age.

(l) Livestock, Poultry, and Fowl

Livestock, poultry, fowl, and small livestock may be kept only in zoning districts where such use is permitted.

For purposes of this section:

1. Hoofed livestock (including horses, cattle, goats, sheep, llamas, alpacas, and similar species) shall be subject to the following minimum acreage requirements:
 - a. Up to six (6) animals: minimum five (5) acres;
 - b. Each additional animal: minimum one-half (0.5) additional acre.
2. Poultry, fowl, and small livestock (including chickens, ducks, geese, turkeys, quail, rabbits, and similar animals) may be kept without a minimum acreage requirement.

All livestock, poultry, fowl, and small livestock shall be:

1. Confined to the owner's property;
2. Securely enclosed;
3. Maintained in a sanitary manner;
4. Managed so as not to create a public nuisance, health hazard, or safety concern.

Nothing in this section shall be construed to override more restrictive zoning regulations, subdivision covenants, or other applicable City regulations.

SECTION 10. ADOPTION AND EUTHANASIA

- (m) Animals impounded or captured by the City that are not reclaimed by their owner shall be eligible for adoption seven (7) days following the date of capture, excluding any period of quarantine required by state law.
- (n) Animals that are not reclaimed or adopted may be humanely euthanized fifteen (15) days following the date of capture, provided all applicable state law requirements have been satisfied.
- (o) Unclaimed or surrendered animals may be adopted, transferred, or humanely euthanized in accordance with state law.

SECTION 11. MANAGED CARE OF FERAL CATS (TNR PROGRAM)

(a) Trap-Neuter-Return (TNR) Program

1. A Trap-Neuter-Return (TNR) program may be implemented to support the humane management of feral cat colonies under the care of registered caretakers.
2. The TNR program shall operate only when sponsored and administered by a nonprofit animal welfare organization approved by the Greenwood Animal Services Program.
3. The approved sponsoring organization, subject to authorization by the City of Greenwood Police Department shall:
 - a. Supervise registered caretakers;
 - b. Ensure compliance with all caretaker responsibilities; and
 - c. Provide periodic reports to Animal Services identifying colony locations, population counts, and the number of cats sterilized, vaccinated, adopted, fostered, or otherwise managed.
4. Upon request of the City of Greenwood Police Department, Mayor, or City Council, the sponsoring organization shall submit a comprehensive report evaluating program operations, outcomes, effectiveness, challenges, and sustainability to assist City

leadership in determining whether continued operation of the TNR program serves the public interest.

(b) Caretaker Responsibilities

A registered caretaker shall provide regular food, water, and shelter and shall make reasonable efforts to:

1. Trap cats for sterilization, vaccination, and ear-tipping;
2. Recapture cats as necessary to maintain current rabies vaccinations in accordance with state law;
3. Register feral cats with the sponsoring organization and maintain available medical records;
4. Place kittens in adoptive or foster homes whenever feasible; and
5. Submit periodic reports to Animal Services identifying colony size, sterilization and vaccination status, and adoption or foster placements.

(c) Caretaker Identification

Approved TNR volunteers shall wear identifying clothing while engaged in TNR activities. A reflective vest will be provided by the Animal Services Division and must be worn during all authorized TNR operations. Volunteers will also be issued an official TNR picture identification badge issued by the City of Greenwood Police Department, Animal Services Division, which must be displayed while performing TNR duties.

(d) Caretaker Exemption

1. A caretaker in good standing with the approved sponsoring organization and in full compliance with program requirements shall be exempt from certain ordinance provisions, including those related to animals running at large and nuisance feeding, solely as they apply to the care and management of a properly maintained feral cat colony.
2. This exemption shall not apply to any feral cat that creates a nuisance or poses a problem for neighboring residents. Such animals may be trapped, impounded, and processed in the same manner as other domestic animals.
3. The exemption shall immediately terminate upon suspension, revocation, or voluntary relinquishment of caretaker registration.

(e) Suspension or Revocation of Caretaker Status

Caretaker status may be suspended or revoked at any time by the City of Greenwood Police Department, Animal Services Officers, Mayor, or City Council.

SECTION 12. FEES, FINES, AND REDEMPTION

(a) Redemption and Payment

No animal shall be released until proof of ownership is provided and all applicable fees are paid, unless deferred payment is authorized by affidavit. Any deferred balance shall be paid in full within thirty (30) days, and a late fee of twenty-five dollars (\$25.00) may be imposed for failure to timely remit payment.

(b) Animal Services Fees

Fees assessed under this Exhibit apply per occurrence and are non-refundable.

(c) No pet registration fees will be assessed for animals that are microchipped and registered through Animal Services.

Online Pet Registration	\$15.00	One-time fee
Mobile Pet Registration	\$15.00	One-time fee
Mobile Pet Microchipping	\$25.00	Per animal, per service
Impoundment	\$25.00	Per occurrence
Animal Transport	\$25.00	Per occurrence
Per-Day Boarding	\$25.00	Per day, per animal
Rabies Quarantine (State-Mandated 10-Day Boarding)	\$75.00	Per day, per animal
After-Hours / Emergency Response	\$100.00	Applies outside normal business hours 8a-5p
Domestic Animal Sales Permit	\$150.00	Vaccinated
Domestic Animal Sales Permit	\$300.00	Unvaccinated
Owner Surrender	\$400.00	Per animal
Tranquilizer Administration	\$125.00	As Required

(p) Fines and Violation Schedule

Violation	1st	2nd	3rd
Animal at Large	\$125.00	\$175.00	\$225.00
Dangerous Animal at Large	\$250.00	\$350.00	\$500.00
Failure to Register Pet	\$125.00	\$175.00	\$225.00
Sales Permit Violation	\$125.00	\$175.00	\$225.00
Public Nuisance	\$50.00	\$75.00	\$100.00
Failure to Vaccinate Rabies	State Mandated	State Mandated	State Mandated
Abandonment or Cruelty	State Mandated	State Mandated	State Mandated

Section 13. Fee Waivers and Reductions

(a) Hardship Waiver

The Animal Services Supervisor or designee may approve a full or partial waiver of fees when an owner demonstrates financial hardship. Hardship may be established by affidavit or other documentation deemed appropriate by the City.

(b) Rescue Organizations and Animal Welfare Partners

Fees may be reduced or waived for recognized animal rescue organizations, shelters, or animal welfare partners when animals are transferred for adoption, treatment, or placement, provided such organizations are operating in good standing and approved by the City.

(c) Senior Citizen Reduction

A reduced fee may be authorized for residents sixty-five (65) years of age or older for registration, microchipping, or redemption fees, as determined by the Animal Services Supervisor or designee.

(d) Limitations

Fee waivers or reductions shall not apply to fines imposed by a court, state-mandated fees, or costs incurred due to cruelty, abandonment, or neglect.

(e) Non-Precedent

Approval of any waiver or reduction shall be discretionary and shall not create a precedent or entitlement for future requests.

SECTION 14. STATE LAW AND CONSTRUCTION

This Exhibit shall be liberally construed to protect public health, safety, and animal welfare. All applicable Arkansas statutes are adopted by reference.

SECTION 15. DEFINITIONS

For purposes of this Exhibit, the following words and phrases shall have the meanings set forth below, unless the context clearly indicates otherwise:

Animal. Any living creature, domestic or wild.

Animal Services Officer (ASO). Any law enforcement officer charged with enforcing the City of Greenwood's animal control ordinances and regulations.

At Large. An animal not under the physical restraint or direct control of its owner or harbinger by leash, enclosure, or other approved means.

Dangerous or Vicious Animal. Any animal that, without provocation, attacks or bites a person or domestic animal, or is trained or used for animal fighting, as determined by a court of competent jurisdiction.

Domestic Animal. An animal customarily kept as a household pet, including dogs and cats.

Enclosure. A structure or fenced area of sufficient strength and construction to prevent an animal from escaping and to protect the public.

Exotic Animal. Any animal that is not a domesticated species customarily kept as a household pet, including non-domesticated mammals, birds, reptiles, amphibians, or species regulated under state or federal law.

Feral Cat. A cat that is not socialized to humans and lives in a managed colony.

Harbinger. Any person who keeps or allows an animal to remain on their premises for three (3) or more consecutive days.

Household Animals. A domesticated animal customarily kept within a dwelling or on residential property for companionship rather than for agricultural, commercial, or breeding purposes. The term includes but is not limited to dogs and cats, and does not include livestock, poultry, wildlife, exotic animals, or animals regulated primarily by state or federal wildlife authorities.

Livestock. Animals regulated by the Arkansas Livestock and Poultry Commission.

Microchip. A subcutaneous electronic identification device used to identify an animal and its owner.

Nuisance Animal. An animal whose behavior or conditions of keeping violate Section 3 (Noise, Waste, and Public Nuisance) of this Exhibit.

Owner. Any person owning, possessing, or harboring an animal.

Service or Working Animal. An animal trained to assist a person with a disability or used by law enforcement or public safety agencies.

Wild Animal. Any animal not customarily domesticated, including species regulated under Arkansas law.