

VILLAGE OF CORRALES

ORDINANCE NO. 249

AN ORDINANCE PROVIDING FOR THE CONTROL AND CARE OF ANIMALS IN THE VILLAGE OF CORRALES, NEW MEXICO.

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that:

SECTION ONE: TITLE

This Ordinance may be known and cited as the "VILLAGE OF CORRALES ANIMAL CARE AND CONTROL ORDINANCE."

SECTION TWO: DEFINITIONS

1. "ANIMAL" means any vertebrate member of the animal kingdom excluding man. "Dog" and "Cat" is defined as either sex of the canine or feline species, respectively.
2. "VILLAGE OF CORRALES" means that land area within the legal boundaries of the Village of Corrales, Bernalillo and Sandoval Counties, New Mexico.
3. "ANIMAL CONTROL OFFICER" means a police officer or a designated, commissioned employee or commissioned contract employee of the Village of Corrales with the authority to issue citations or otherwise enforce the provisions of this ordinance.
4. "BITE OR BITTEN" means an actual puncture or tear of the skin inflicted by the teeth of an animal.
5. "ESTRAY OR RUNNING AT LARGE" means any animal at large beyond the boundaries of the premises of the animal's owner or keeper unless the animal is under the physical restraint and immediate control of the animal's owner or keeper and is on a secure leash no more than eight (8) feet in length.
6. "ESTABLISHMENT" means a place of business, together with its ground and equipment.
7. "PREMISES" are defined as a parcel of land and the structures thereon.
8. "OWNER" of an animal is a person who owns, harbors or keeps or knowingly causes or knowingly permits an animal in his care, or who has permitted a stray animal to remain on or about his premises for at least fourteen (14) days. Persons who are attempting to find homes for stray animals need to notify the Animal Control Officer and an extension period up to one month can be given.
9. "PERSON" means any individual, household, firm, partnership, corporation, society, association and every officer or employee thereof.
10. "NUISANCE" means, but is not limited to, defecation, urination, disturbing the peace, emitting noxious or offensive odors or otherwise endangering or offending the well-being of the inhabitants of the Village of Corrales.
11. "LICENSED VETERINARIAN" is a person with a doctor of veterinary medicine degree, licensed to practice in the state of New Mexico.
12. "VACCINATION" is the protection against rabies by inoculation with anti-rabies vaccine, recognized and given in an amount sufficient to provide immunity from rabies for a minimum of one (1) year.
13. "VICIOUS ANIMAL" means any animal which bites, or in any other manner attacks or attempts to attack a person or animal except any animal that bites or attacks any person or animal which is unlawfully upon the owner's premises, or which is provoked to attack.
14. "ANIMAL CONTROL SHELTER" means any pound, lot, premises or building maintained by the Village of Corrales or its contractor for the care, custody and disposal of animals.
15. "QUARANTINE" is to detain or isolate an animal suspected of contagion.
16. "SITE GUARD DOG" is an unattended dog trained to guard premises and/or vehicle against trespass by unauthorized persons, and based upon its training, is unwilling to leave the protected premises or vehicle without the presence of its handler or owner.
17. "PATROL DOG" is a trained, attended (accompanied by a human handler) dog with certified canine skills including, but not limited to, tracking, crowd control, scent detection of narcotics or explosives and building searches. Patrol dogs also include such dogs which are certified and trained to aggressively attack upon a handler's command or when the handler is in jeopardy, and then only to thwart the threatened behavior. A patrol dog may be authorized as a site guard dog if certified and trained in those functions.
18. "DANGEROUS ANIMAL" means animals which, because of their poisonous bite or sting, their size, their propensity to viciousness or aggressiveness, would constitute a significant hazard to the citizens of Corrales.
19. "HOBBY BREEDER" means any person involved in controlled breeding of dogs and cats which are registered with a nationally recognized animal registry.
20. "EXOTIC ANIMALS" means animals not normally considered domesticated and shall include, but not be limited to:
 1. Class Reptilia: Order Phidia (such as racers, boas, water snakes and pythons) and Order Loricata (such as alligators, caymans and crocodiles).
 2. Class Aves: Order Falconiformes (such as hawks, eagles, and vultures) and Subdivision Ratitae (such as ostriches, rheas, cassowaries, and emus).
 3. Class Mammalia: Order Carnivora; Family Felidae (such as ocelots, lions, tigers, jaguars, leopards and cougars), except commonly accepted domesticated cats; the Family Canidae (such as wolves, dingos, coyotes, jackals and hybrids produced by breeding these canids with domesticated dogs); except

domesticated dogs; Family Mustelidae (such as weasels, martens, mink, badgers); Family Procyonidae (raccoon); Family Ursidae (such as bears); and Order Edentata (such as sloths, anteaters, armadillos); Order Proscidae (elephants); Order Primata (such as monkeys, chimpanzees, and gorillas); Order Rodenta (such as porcupines); and order Ungulata (such as antelope, deer, bison and camels).

21. **“VERTEBRATE PEST”** means any vertebrate member of the animal kingdom which does damage to man or the environment. They are rodents, carnivores, other mammals, birds, reptiles and amphibians, and fish.
22. **“PROTECTED FURBEARER”** means animals are regulated by the New Mexico Game and Fish Department’s hunting and trapping seasons. At this time they are raccoon, badger, weasel, fox, ringtail, bobcat, muskrat, beaver and nutria.
23. **“UNPROTECTED FURBEARER”** are animals that are not regulated by the New Mexico Game and Fish Department’s hunting and trapping seasons. At this time they are skunks and coyotes.

SECTION THREE: VACCINATION

Any person who is the owner of a dog or cat, of either sex of the canine or feline family over the age of three (3) months, within the Village of Corrales, shall have the animal vaccinated against rabies annually. All anti-rabies vaccine shall be administered by a licensed veterinarian. The veterinarian who administers the anti-rabies vaccine shall furnish the owner with a tag which shall be affixed by the owner to the collar or harness of the animal and it shall be worn at all times.

SECTION FOUR: LICENSING

- A. No person shall own, possess or keep any dog or cat within the Village of Corrales unless such animal is vaccinated and licensed with Village of Corrales pet license.
- B. All owners or persons applying for a village animal license shall present a current anti-rabies vaccination certificate. No license or tag shall be issued without compliance with Section Three.
- C. The control of issuing village animal licenses and tags shall be the responsibility of the Village Clerk or the Clerk’s designated representative, who shall maintain a register containing the following information:
 1. Date and number of each license and tag issued;
 2. Name and address of owner; and
 3. Type and date of anti-rabies vaccinations.
- D. The Village Clerk may delegate authority and responsibility to the designated animal control officer to assist in the issuance of licenses and tags; in that event, the Clerk shall assign licenses, and receipt books to the Animal Control Officer and require monthly reports reflecting information pertaining to licenses and tags sold and an accounting for any fees collected.
- E. The Village Clerk or Animal Control Officer, upon

receiving proof of anti-rabies vaccination shall issue to the owner a license and serially numbered tag. Owner(s) will be allowed a ten (10) day grace period to license their animal(s) with the Village of Corrales from the date of renewal of the rabies vaccination. The license shall contain the information required in Section Four (C)l above. All licenses and tags shall be issued for a period to expire on the expiration date of the current rabies vaccination.

- F. The fees for scheduled licenses and tags and services shall be as listed:

Annual Dogs (unneutered)	\$ 8.00
Annual Cats (unneutered)	8.00
Annual Dogs (neutered)	4.00
Annual Cats (neutered)	4.00
Annual Hobby Breeder35.00
Annual Exotic Animal5.00
Euthanasia Fee per animal4.00
Trip fee for Euthanasia20.00
(one time only fee)	
- G. Senior Citizens shall be levied an annual license and tag fee of \$2.00 for each neutered dog or cat. To qualify as a senior citizen, the person must present proof of age to be 55 years of age or older.
- H. No person shall use any vaccination certificate or issued license or tag for a different dog, cat or animal than the animal for which the certificate or license was issued.
- I. If there is a change in owner of a licensed dog or cat, the new owner may have the current license or tag transferred upon payment of a transfer fee of one dollar (\$1.00).
- J. Any guide dog, trained to lead a blind person, and any hearing aid dog, trained to aid a deaf person, or any dog trained to aid a handicapped person, shall be exempt from the licensing fees of this section, but must otherwise comply with all requirements of this ordinance.
- K. Site guard dogs or patrol dogs shall be required to meet vaccination and licensing standards of this section. Additionally, privately owned site guard dog(s) or patrol dog(s) shall be identified to and registered with the Chief of Police or the designee who shall insure that the animal’s training and certificate meet the professional standards. Under no circumstances will a dog, whether privately, commercially or municipally owned, be allowed to be utilized as a site guard dog or as an attended patrol dog within the Village of Corrales unless registered with the Chief of Police. (See license tag requirement, Section Five).
- L. An application for a hobby breeder permit and an exotic animal permit shall be filed on forms provided by the Village and shall require such information as to assure the Village that the applicant has the proper knowledge and facilities to care for the animals in a manner that protects the public and the animals.
- M. Permit requirements for hobby breeders and exotic animal permits;
 1. All permits are not transferable from one person or

- place to another person or place.
2. A valid permit shall be posted in a conspicuous place at every permitted premises.
 3. A permit holder shall notify the Animal Control officer in writing of any changes in his operations which may affect the status of the permit and shall keep the Animal Control Officer apprised of any change of the activities covered by the permit.
 4. There shall be kept at each permitted premises a record of all animals owned, purchased or received, and a record of their final disposition. Owners of dogs and cats shall have records of all required vaccinations for every animal they own.
 5. Holders of a Hobby Breeder permit will be exempted from having individual pet licenses for their dog(s) or cat(s) as required in section four, paragraph A of this ordinance.
 6. Hobby Breeder permits shall expire on December 31, of the year. Renewal of permits shall be filed thirty (30) days before the date of expiration. Failure to renew permits as specified shall result in the assessment of a penalty fee of ten dollars (10.00) in addition to the cost of the permit.
 7. Along with all the facilities and care standard requirements for permitted premises in this ordinance, exotic animals shall also be kept and cared for so that they do not endanger the safety of any person or property. Owners and keepers of exotic animals shall comply with all Federal and State laws, regulations and statutes regarding exotic animals.
 8. The holder of an exotic animal permit must notify the Animal Control Department when changing his residence or location of the animal, or selling or otherwise disposing of the animal for which the permit was issued.
 9. Impoundment. The Animal Control Officers may impound any exotic animal for failure to comply with this ordinance by using a procedure which is most likely to protect the public in the case of a dangerous exotic animal.
 10. Exclusion. Notwithstanding the above, veterinary hospitals, humane society shelters, educational or scientific facilities are excluded from the provisions of this subsection; provided that protective devices adequate to prevent such animals from escaping or injuring the public are provided.

SECTION FIVE: LICENSE TAGS

- A. The tag issued to the owner shall be a metallic or plastic tag bearing the license number and year during which it is issued. The shape or color of the tag may be changed from year to year.
- B. The owner shall insure that the dog wears the issued license tag attached to a collar or harness at all times, except show dogs.
- C. Shall require cats to be licensed and vaccinated but do not have to wear the tags, but must be available on the

owner's premises.

- D. If an issued license tag is lost or destroyed, the owner may obtain a duplicate tag upon presentation of the license and the payment of one dollar (\$1.00) replacement fee.
- E. Site guard dogs will display or wear the license tag affixed to a minimum one inch wide, heavy duty collar, which will be fluorescent red or orange in color, to render the animal identifiable in the event the animal is unattended or away from protected premises.
- F. Patrol dogs shall not be required to display or wear the license tag affixed to a collar. However, the owner or handler shall insure that the applicable tags are readily available for verification of vaccination or license status.

SECTION SIX: ANIMAL IMPOUNDING

- A. It shall be the duty of the designated Animal Control Officer to capture and confine all animals stray or running at large within the Village of Corrales. Such animals, unless claimed by their owner or adopted as provided herein, shall be confined, housed and fed for a minimum of three (3) days for unlicensed animals, or five (5) days for licensed animals. During the confinement period, the Animal Control Officer shall make reasonable efforts to contact the animal's owner and advise of the animal's confinement.
- B. The adoption fee to adopt an animal shall be whatever the current contract price is for one run in the kennel times the number of days the animal has been impounded plus the cost of one dose of vaccine for disease control. Dogs are vaccinated for DHPP - Distemper, Hepatitis, Parainfluenza Parvo and Leptospirosis. Cats are vaccinated for Feline Rhinotracheitis, Calici-Panleukopenia and Chlamydia psittaci (Respiratory Complex).
- C. If the animal's owner is identified and contacted, the animal will be released to the owner upon the payment of an impoundment fee of \$25.00 for the first impoundment during a twelve month period, \$35.00 for the second impoundment within the same twelve month period and \$60.00 for each subsequent impoundment within the same twelve (12) month period. In addition, the animal's owner shall pay a confinement fee of current contract price, for each day that the animal was confined.
- D. At the end of the minimum confinement period the animal may be destroyed. Any animal may be kept for adoption beyond the minimum confinement period at the discretion of the Animal Control Officer.
- E. Any person finding an unattended animal upon their premises may have the animal removed by the Animal Control Officer to any private or public animal shelter, which shall take possession of the animal, pending proper disposition by the Animal Control officer. If no shelter is available, the person finding the unattended animal on his premises may hold the animal in his possession and expeditiously notify the Corrales Police Department or Animal Control officer of the animal's



status, providing the animal's physical description and license or owner identification if available.

- F. The Animal Control Officer can transport animal(s) to a veterinarian for euthanasia at the owner's request after the following conditions are met and agreed to by the owners of the animal(s):
1. Owners shall be responsible for whatever fees the Animal Control Department incurs for the service of euthanasia, along with transportation or other fees. These fees will be whatever current contract prices the Animal Control Department is charged.
 2. Owners shall be billed on a form provided by the Animal Control Department.
 3. The Animal Control Officer will coordinate with the owners of animal(s) surrendered for euthanasia and will try to transport these animals along with animal(s) that have not been reclaimed within the minimum impound period as described in Section Six of this ordinance. When this occurs the owner will not be charged for the trip fee for euthanasia.
 4. Owners of said animal(s) will sign a form(s) provided by the Animal Control Officer before any animal(s) will be taken into custody for transportation for euthanasia.

SECTION SEVEN: ANIMAL BITE INCIDENTS

- A. If a person is bitten by an animal, the Animal Control Officer, the District Health Officer or the Corrales Police Department should be notified by the person bitten, the person's parent or guardian or the owner of the animal. The bitten person may seek medical assistance.
- B. An animal that has bitten a person shall be confined securely at a place and for a period of 10 days by the Animal Control Officer. The owner of the animal shall be responsible for and bear all costs of the confinement. The Animal Control officer may consent to confinement on the owner's premises only if the animal has a current rabies vaccination prior to the bite. The confinement premises shall be inspected and approved for such purpose by the Animal Control Officer. If the animal has not been vaccinated for rabies, it shall be taken to an approved boarding kennel for rabies observation for 10 days necessary by the Animal Control Officer. If the owner does not want to maintain ownership of the animal, it can be turned over to the Animal Control Officer and the animal can be humanely destroyed so the brain of the animal can be checked for rabies. The primary consideration will be the health and well-being of the bitten person.
- C. Any licensed physician who renders medical assistance to a person bitten by an animal shall report the incident to the District Health Officer or Animal Control Officer as soon as possible, but not later than 24 hours after rendering treatment. Physicians or other medical personnel shall report the name, gender, and address of the person bitten as well as the type and physical location of the bite or any other pertinent information available.

SECTION EIGHT: PROHIBITED ACTS-ANIMAL NUISANCES

- A. It shall be unlawful for any person owning, harboring or having in custody or possession of any animal to cause or allow such animal to:
1. be stray or run at large within the Village limits;
 2. enter into a public building unless such animal is a guide dog for a blind, deaf or wheelchair person or a patrol dog on official business;
 3. be beyond the boundaries of the premises of the animal's owner or keeper unless the animal is under the physical and immediate control of the animal's owner or keeper and is on a secure leash no more than eight (8) feet in length;
 4. be left unattended in any motor vehicle, truck bed or trailer unless such animal is confined and that no portion of the animal's head protrudes beyond the outer boundaries of the motor vehicle, truck bed or trailer.
- B. It shall be the owner's responsibility to maintain all animal pens, corrals and property in a sanitary manner as to prevent noxious or offensive odors that otherwise endanger the health and welfare of the inhabitants of the Village of Corrales. Livestock or fowl excrement shall be properly disposed of and shall not be allowed to accumulate in amounts that cause unreasonable noxious odors.
- C. It shall be unlawful for any owner or keeper of an animal to allow his animal to make excessive noise and thereby disturb the peace of others. Any person whose rest and peace has been disturbed by the excessive noise of any animal shall have the right to file a complaint against the owner or keeper of such animal.
- D. It shall be unlawful for any person to keep or harbor a vicious animal within the Village of Corrales.
- E. A Commissioned officer of the Corrales Police Department or the Animal Control officer are authorized to humanely destroy any animal based upon probable cause that the animal is vicious and constitutes a grave physical threat of bodily injury to themselves or another person(s) within the Village of Corrales.
- F. It shall be unlawful for any owner or person charged with the custody or control of a registered site guard dog to assign or work such dog on private or public premises unless the premises are posted to warn of a site guard dog. The warning shall consist of signs placed at fifty (50) foot intervals around the perimeter of the premises and at all entrances and exits of the premises. Such signs shall measure at least 10" by 14" and shall contain black lettering on a white background "WARNING - GUARD DOG ON DUTY" and the cited warning shall be in common usage English and Spanish. Additionally, the sign shall reflect the name, address and telephone number for absolute 24 hour contact with the unattended site guard dog's owner(s) or handler(s).
- G. It shall be unlawful for any owner or person charged with the custody or control of a registered patrol dog to



assign or work such dog in or from a motor vehicle within the Village of Corrales unless said vehicle is enclosed and marked to warn of a patrol dog. The warning shall consist of painted or affixed signs on or at the vehicle's doors which allow access to or egress by the patrol dog. Such signs shall be readily visible and recognizable from a distance of 25 feet and shall be white lettering on a dark colored vehicle background or black lettering on a light colored vehicle background. The lettering shall consist of the warning "CAUTION-WORKING PATROL DOG" and the cited warning shall be in common usage English and Spanish. Additionally, Corrales Police Canine vehicles shall be marked with "POLICE CANINE", visible from the side and rear at a distance of 100 feet and the police patrol dogs' off duty domicile or premises shall be marked with the warning signs at the entrances and exits to the premises.

- H. Any female dog or cat in the state of estrus (heat) shall be confined to a building or other secure enclosure so that contact with a male dog and cat of the same species will be prevented except for intentional breeding purposes. Owners or keepers of dogs or cats who do not comply with this section may be required to place such dog or cat in a boarding kennel or veterinary hospital at the owner's or keeper's expense.

SECTION NINE: DOGS TRAINED TO ASSIST

- A. It shall be unlawful for any person owning, operating or maintaining any public establishment or premises, into which the general public is invited for any reason, to thwart or exclude therefrom any dog which is trained to assist any blind, deaf or wheelchair person, provided that the dog is attended by or in the company of a blind, deaf or wheelchair person.
- B. It shall be unlawful for any person owning, operating or maintaining any public establishment or premises, into which the general public is invited for any reason, to thwart or exclude any dog identified as an official police patrol dog while that dog and its accompanying police handler are in the legal execution of their mandated duties or to otherwise maintain the peace.

SECTION TEN: CRUELTY TO ANIMALS PROHIBITED

- A. It is unlawful for any person to willfully or maliciously kill; maim; disfigure; beat with a stick, chain, club, or other object; mutilate; burn or scald with any substance; drive over or to otherwise cruelly treat or set upon any animal except that reasonable force may be employed to thwart any vicious animal. Exception: This does not prohibit the capture and humane destruction of a vertebrate pest which is causing damage or nuisance problems to a residence or property and is further referenced in Section Thirteen (13) of this ordinance.
- B. It is unlawful for any person to drive or work any animal cruelly or to neglect to provide any animal in their

charge or custody, as owner or otherwise, with proper food, drink, shade, care or shelter, or to carry any animal upon any vehicle in a cruel or inhumane manner. Animals carried in the open bed of trucks or trailers must be crated or restrained so that they cannot fall or jump from the truck.

- C. It is unlawful for any person to willfully or maliciously abandon any animal, either healthy or diseased, within the Village of Corrales.
- D. It is unlawful for any person by any means to make accessible to any animal, with the intent to cause harm or death, any substance which has in any manner been treated or prepared with any harmful or poisonous substances. This does not prohibit the licensed use of an E.P.A. registered pesticide in accordance with special use restrictions for control of vertebrate pests.
- E. Whenever the Animal Control Officer finds any animal that is or will be without proper care because of injury, illness, incarceration or other absence of the owner or person responsible for the care of such animal, said officer may take such animal into protective care, and in the event of illness or injury, upon advice of a licensed veterinarian, the animal control officer may take such action necessary to prevent undue pain and suffering, including immediate destruction of the animal. The owners of such animals if taken into protective custody shall be responsible for whatever expense the Village of Corrales incurs for maintaining such animals until a decision is made by a court of law regarding the disposition of the animals.
- F. Operators of motor vehicles shall immediately, upon injuring, striking, maiming or running down any animal within the Village of Corrales, notify the Animal Control Officer or the Corrales Police Department, furnishing sufficient facts relative to such incident.
- G. It is unlawful for any person to promote, stage, hold, manage, conduct, carry on or attend any game, exhibit, contest or fight in which one or more animals are engaged for the purpose of injuring, killing, maiming or destroying themselves or any other animal.

SECTION ELEVEN: ADOPTION OF IMPOUNDED ANIMALS Any impounded animal not claimed by the owner or the owner's representative within the minimum confinement period designated herein may be adopted by another person upon payment of required fees, and signing a contract to spay or neuter the animal within 30 days or when the animal reaches six months of age.

SECTION TWELVE: DESTRUCTION OF ANIMALS

- A. Any animal not claimed or adopted within the maximum confinement period allowed or which is sick, maimed or otherwise incapacitated beyond reasonable veterinary standards shall be painlessly destroyed by the Animal Control Officer using one of the following methods of humane destruction:
1. Lethal Injection
 2. Mechanical



- a. shooting (emergency only)

SECTION THIRTEEN: VERTEBRATE PEST

CONTROL The Animal Control Department recognizes the need for vertebrate pest control for the protection of human health and safety and for the protection of private and public property within the Village of Corrales. This work may be performed by private citizens, only on the land that they own or lease, and by federal, state, or local government employees. All persons shall work in compliance with all applicable federal, state, county and local laws and regulations. It is recognized that various levels of protection exist for animal species and that this ordinance will not attempt to override or lessen those protections. This ordinance will work within those laws afforded for animals. The Animal Control Officers have the authority to approve or disapprove of methods used to perform vertebrate pest control that are not otherwise specified below.

- A. Landowners and other agency personnel will be required to receive prior authorization from the Animal Control Department for the following methods of vertebrate pest control:
1. Beaver live trap.
 - a) trap to be checked every twelve (12) hours and all animals trapped will be removed.
 2. Shooting.
 3. Chemical Immobilization.
 4. Scaring Devices.
 5. Quick-Kill Traps.
 - a) Quick-kill traps (i.e., Conibear or other similar traps) size #220 or larger may be used only for water sets. Trap must be checked every twenty-four (24) hours and all animals trapped will be removed. Entire trap must be below the water level.
 6. Leg-Hold Traps.
 - a) Shall only be used as a last resort and only with the written approval of the Chief of Police.
 - b) Leg-hold traps, size three (3) or smaller, pantension, with offset jaws or jaws modified (for example, by wrapped wire or drop of metal) so they do not close together around the leg.
 - c) No leg set shall be made within one hundred (100) yards of any occupied dwelling without written notification to the dwelling's occupant. Traps are to be checked every twelve (12) hours. All animals trapped will be removed by the Animal Control Officers.
- B. The following methods of vertebrate pest control will not require authorization from the Animal Control Department but may only be performed by private citizens within the confines of their own property.
1. Quick-kill traps (i.e., Conibear or similar traps) size #110 or smaller may be used on land or water sets.
 2. Quick-kill traps for the control of gopher, mole, rat and mouse species.
 3. Live traps (except beaver)
 - a) All domestic cats or dogs will be turned over to a Corrales Animal Control Officer.

Corrales Animal Control Officers can assist residents in removing animals from traps. Only Corrales Animal Control Officers or the resident where the live trap is placed may remove any animals caught in the trap.

- b) Traps checked every twenty-four (24) hours.
- c) Issued live traps. The Animal Control Officer can be contacted for issuance of live traps for resident's temporary use. It is not a violation of this section or any other section of this ordinance for a resident to own traps as long as they meet the requirements specified in the above sections A and B.
- d) Pesticides. Pesticide use will be allowed as long as it is a E.P.A. registered pesticide and is used in accordance with special use restrictions for the control of vertebrate pests.

SECTION FOURTEEN - PENALTY CLAUSE

Any person convicted of a violation of any provision of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

SECTION FIFTEEN: SEVERABILITY

If any section, subsection, sentence, clause, word or phrase of this Ordinance is, for any reason, held to be unconstitutional or otherwise invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Governing Body of the Village of Corrales, hereby declares it would have passed this Ordinance and each section, subsection, sentence, clause, word, or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words, or phrases being declared unconstitutional or otherwise invalid.

SECTION SIXTEEN: EFFECTIVE DATE AND PUBLICATION This ordinance shall become effective and be in full force and effect, from and after its passage, publication and posting, according to Law.

SECTION SEVENTEEN: REPEALER

Article 9, Chapter VI of the Village Code, Ordinance #127, Ordinance #173, Ordinance #198, and Ordinance #231 relating to the control and care of animals are hereby repealed, and provided however, that such repeal shall not affect any claims and rights arising under such prior ordinance, and all claims and rights of the Village of Corrales, arising under such prior Ordinance, shall remain in full force and effect.

APPROVED, ADOPTED AND SIGNED by the Governing Body of the Village of Corrales this 24th day of November, 1992.