

**CITY OF BUFFALO  
ORDINANCE NO. 420**

An Ordinance amending Title III, Chapter 2 of the Municipal Code of the City of Buffalo relating to Animal Protection and Control

**WHEREAS**, from time to time it is necessary to amend the Buffalo Municipal Code to ensure the public health and safety.

**THEREFORE**, be it resolved that the following amendment is to be made to the Buffalo Municipal Code:

1. Section 3-2.0101 Definitions is hereby amended to include:

20. "Agricultural Property": shall mean property zoned "Country Homes" and has a minimum size of one (1) acre.

3. Section 2.1-3.0219 (10) is hereby amended to read as follows:

**Section 3-2.0155 Livestock and Poultry Regulated**

1. It shall be unlawful to maintain, keep or harbor any cattle, swine (except Vietnamese or Asian pot-bellied pigs), sheep, llamas, horses, jacks, goats, guinea fowl, ostriches, poultry (domestic chickens, turkeys, geese and ducks), or similar domestic animals raised for home use or for profit within the city limits unless the property upon which such animals are maintained, kept or harbored is zoned as agricultural property. This section shall not apply to a bona fide zoological garden, pet shop, educational institute, circus, carnival or veterinary hospital treating such animals.
2. It shall be unlawful for any person to ride any animal upon the public or private sidewalks within the city, nor shall any person ride any animal upon a public street or right-of-way during the hours of sunset to sunrise, except for public parades for which a permit has been issued by the city.
3. The lawful keeping of livestock may be continued upon property located within the city which does not meet the requirements of this chapter provided livestock was maintained thereon prior to the enactment of this chapter, and may be continued until such time as livestock is no longer kept or maintained upon such property. The burden of proving the maintenance of livestock upon a parcel of land within the city prior to the enactment of this chapter shall lie with the person claiming such prior existence. Nothing in this section shall be deemed to exempt an owner of livestock within the city limits from the enforcement of nuisance or other laws regarding the keeping of such livestock.

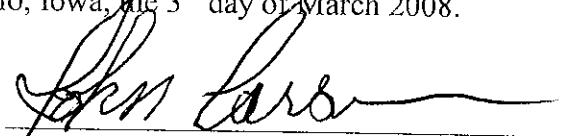
**Full force and effect.** This ordinance shall be in full force and effect from the date of passage and publication as required by law.

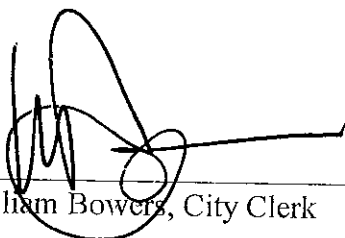
**Repealer.** This ordinance shall be construed to repeal any prior ordinance inconsistent herewith.

**Severability of provisions.** If any section, subsection, sentence, clause, phrase, or portion of this ordinance be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed as separate, distinct, and independent provision as such holdings shall not be affected the validity of the remaining portion hereof.

Adopted by the City Council of the City of Buffalo, Iowa, the 3<sup>rd</sup> day of March 2008.

Approved and signed by the Mayor of Buffalo, Iowa, the 3<sup>rd</sup> day of March 2008.

  
\_\_\_\_\_  
John Carson, Mayor

Attest:   
\_\_\_\_\_  
William Bowers, City Clerk

Date of First Reading	January 7, 2008
Date of Second Reading	February 4, 2008
Date of Third Reading	March 3, 2008
Date of Publication	