

SEMINOLE TRIBE OF FLORIDA
ANIMAL CARE AND REGULATION
ORDINANCE



Resolution C-230-10
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Seminole Health Department
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Animal Care and Regulation Ordinance

For Seminole Indian Reservations and Trust Lands

SECTION 1. SHORT TITLE.

This Ordinance shall be known and may be cited as the Seminole Tribal Animal Care and Regulation Ordinance.

SECTION 2. DEFINITIONS.

For the purposes of this Ordinance, the following terms shall have the meanings indicated. No attempt is made to define any words, which are used in accordance with their established dictionary meaning, except when necessary to avoid misunderstandings.

- a) **Animal** shall mean every living non-human creature
- b) **Animal Control and Wildlife Officer (ACWO)** shall mean any person employed by the Seminole Health Department or such agents or representatives designated to perform the duties of animal control and is authorized to investigate on the Seminole Indian Reservations and trust lands, violations relating to animal control or cruelty, and to issue Notice of Violation and Citations on the Seminole Indian Reservations and trust lands. An Animal Control and Wildlife Officer (ACWO) is not authorized to bear arms or make arrests and must have successfully completed and passed a 40 hour minimum standards training course in Florida. Such course shall include, but is not limited to training for animal cruelty investigations, search and seizure, animal handling, courtroom demeanor, and civil citations. The course curriculum must be approved by the Florida Animal Control Association (FACA). The ACWO must maintain his or her valid certification by attending at least 4 hours of post certification training or course work within the two (2) year recertification time period.
- c) **At large** shall mean an animal not under the physical control of a responsible person, by means of a leash, cord or chain or not confirmed to the real property of its owner by means of a physical

enclosure constructed in a manner which serves to keep said animal confined to the property.

d) **Chemical Immobilization** shall mean the use of a chemically induced device that has as its function to immobilize, tranquilize or euthanize an animal that poses a nuisance or threat to an individual, animal or community. These devices are otherwise known as tranquilizer guns, blowpipe or dart guns. Only license personnel can make use of such devices and inappropriate use of the tranquilizer gun and dependence on its use should comply with Policies and Procedures as set forth by the Seminole Tribe of Florida Health Department.

e) **Control** shall mean the regulation of the possession, ownership, care, and custody of animals.

f) **County or City** shall mean the jurisdiction adjacent to the Seminole Indian Reservation or trust land.

g) **Cruelty** shall mean every act, omission or neglect by which unnecessary or unjustifiable pain or suffering is caused, permitted or allowed to continue when there is reasonable remedy or relief, except when done in the interest of medical science.

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h) **Domestic animal** shall mean an animal of a species of vertebrates that has been domesticated by humans so as to live and breed in a tame condition and depend on humankind for survival.

i) **Exotic** shall mean and is defined by the Seminole Tribe to be any species of animal that is not considered to be a common pet, companion animal or domesticated livestock species.

j) **Harboring** shall mean the act of keeping and caring for an animal or of providing a premise, to which the animal returns for food, shelter or care for a period of at least forty-eight (48) hours.

k) **Health Department** shall mean the Health Administration of the Seminole Tribe of Florida.

l) **Impoundment** means the capture or retrieval of animal(s) in the temporary or permanent custody of the animal control program for a period of time as set forth by the ordinance.

m) **Notice of Violation (N.O.V.)** shall mean a written notice issued to a person by an officer, that the officer has probable cause to believe that the person has committed a Tribal violation in violation of a duly enacted ordinance. The citation must contain: 1) the date and time of issuance 2) the name and address of the person cited 3) the date and time the civil violation was committed 4) the facts constituting probable cause 5) the ordinance and section violated 6) the name and authority of Officer.

n) **Owner** shall mean any person over eighteen (18) years of age owning, keeping, having charge of, sheltering, feeding, harboring, or allows such animal to remain about his premises. The parents, or guardian, or legal custodian of any child under the age of eighteen (18) years who owns, keeps, harbors, has custody of, or cares for an animal shall be deemed to be the owner of such Animal.

o) **Rabies** vaccination shall mean the vaccination of a dog or cat with anti-rabies vaccine approved by the United States Department of Agriculture and administered by a licensed veterinarian.

p) **Seminole Police Department (SPD)** means a designated Officer of the Seminole Police department whose task, for purposes of this ordinance, is to enforce animal cruelty cases tribal wide regardless of whether the animal is livestock, domestic or wildlife.

q) **Severe injury** shall mean any physical injury that result in a broken bone, or in a bite or a disfiguring laceration requiring sutures or reconstructive surgery.

- r) **Stray animal** shall mean any animal declared to be a public nuisance subject to impoundment if it is running at large, not licensed, has no identification tag, and has no apparent home where it is cared for on a regular basis.
- s) **Tribe** shall mean the Seminole Tribe of Florida.
- t) **Unprovoked** shall mean that the victim who has been conducting himself or herself peacefully and lawfully has been bitten or chased in a menacing fashion or attacked by a dog.
- u) **Veterinarian** shall mean a veterinarian duly licensed and regulated by the state of Florida.
- v) **Vicious dogs** shall mean any dog that according to the records of the Health Department
1. Has, when unprovoked, approached any person in a menacing fashion or apparent attitude of attacked upon the streets, sidewalks, or any public grounds or places within the interior boundaries of the Seminole Indian Reservations and trust lands, provided that such actions are attested to in a sworn statement by one or more persons and dutifully investigated and documented by an ACWO; or
 2. Has more than once severely injured or killed a domestic animal while off the owner's property; or
 3. Has aggressively bitten, attacked, endangered or has inflicted severe injury on a human being on Tribal property.
- w) **Wildlife** shall mean and is defined by the Seminole Tribe as any non domesticated animals and/or exotics found on the Seminole Indian Reservations and Trust Lands.

SECTION 3. DOGS AT LARGE PROHIBITED.

- a) It shall be a violation of this Ordinance for any person to permit any dog to be at large as defined herein.
- b) It shall be a violation of this Ordinance for the owner of any dog to tie, chain, or otherwise tether a dog in such a manner that it has access to Tribal property or the property of another without the consent of the owner of such property.
- c) Any dog found by an ACWO to be at large may be seized and impounded.

SECTION 4. NUISANCE ANIMALS.

Any person finding an animal upon his or her property, which is a nuisance, should request the assistance of an ACWO to remove said animal for impoundment.

SECTION 5. IMPOUNDMENT.

When a dog or cat is seized by an ACWO for impoundment, the ACWO will attempt to notify the owner, if possible. The final responsibility for locating an impounded animal shall be that of the owner. Impounded animals will be returned to the rightful owner only after proof of vaccination can be demonstrated. Animals will not be returned unless they are registered with the STOF Health Department/Animal Control program.

SECTION 6. PERMITTING AN ANIMAL TO COMMIT A NUISANCE.

- a) The actions of animals constitute a nuisance when an animal disturbs the right of, threatens the safety of, or endangers anyone, or interferes with the ordinary use and enjoyment of their property.
- b) It shall be a violation of this Ordinance for any person to own, keep, possess or maintain an animal in such a manner so as to constitute a nuisance. By way of example and not of limitation, the following acts or actions by an owner or possessor of animal are hereby declared to be a nuisance;

1. Allowing or permitting an animal to bark, whine, howl, crow or cackle in an excessive, continuous or untimely fashion or make other noise in such a manner so as to result in serious annoyance or interference with the reasonable use and enjoyment of neighboring premises.
 2. Allowing or permitting an animal to the property of anyone other than its owner.
 3. Maintaining an animal that is diseased and dangerous to the public health,
 4. Maintaining an animal(s) in an environment of unsanitary conditions which results in offensive odors or is dangerous to the animal(s) or to the public health, welfare or safety.
- c) Report(s) of such public nuisance shall be investigated by an ACWO

SECTION 7. UNWANTED ANIMALS.

Owners of unwanted animals may bring such animals to the Seminole Health Department and at no cost to the owner, release the animal to the ACWO for disposition.

SECTION 8. RABIES VACCINATION REQUIRED FOR DOGS AND CATS.

- a) Any person who owns or keeps a dog or cat shall have such dog or cat vaccinated within thirty (30) business days of ownership and then annually or every three (3) years (depending on vaccine term) against rabies by a licensed veterinarian. Evidence of such vaccination shall consist of 1) a rabies certificate signed by a veterinarian or 2) via a tribally sponsored rabies vaccination clinic. The owner shall provide the Health Department with a copy of rabies certificate.
- b) Vaccination may be excused where:
 1. The owner or keeper can prove that the dog or cat has been vaccinated against rabies within the past twelve (12) months by a veterinarian licensed to practice in any state in the United States of America.

2. If a licensed veterinarian certifies in writing that a vaccination would be injurious to the animal's health. However, such animal shall be vaccinated against rabies as soon its health permits.
3. The dog or cat is under four (4) months of age.

SECTION 9. LICENSING OF DOGS AND CATS.

- a) Any person who owns or keeps a dog or cat on the Seminole Indian Reservations or trust lands shall have such dog or cat licensed by The Seminole Tribe of Florida.
- b) A Seminole Tribe of Florida license tag issued by the Health Department shall be acquired by owner of all dogs and cats and consists of a license tag for the animal's collar or harness.
- c) The Tribal license tag required by this Ordinance shall be renewed annually by the person owning the dog or cat after said dog or cat has been vaccinated against rabies or exempt from such vaccination under the terms of this Ordinance.
- d) The Tribal license tag required by this Ordinance shall be worn by the dog or cat at all times. It shall be a violation of this Ordinance for any person to remove the tribal tag from a licensed dog or cat within the Seminole Indian Reservations or trust lands.
- e) Any dog or cat without the Tribal licenses shall be confiscated and impounded by an ACWO. A fourteen (14) calendar day Notice of Violation shall be issued by an ACWO to the owner.
- f) In cases where a Tribal license tag is not obtained, a Tribal or County administered microchip is admissible as verification of licensing. Any person who owns or keeps a dog or cat on the Seminole Reservations or Trust lands may opt to have their animal(s) micro chipped in lieu of issuance of a license tag.

SECTION 10. VICIOUS DOGS.

- a) For purpose of this Ordinance the term "enclosure" shall mean that the dog is securely confined indoors, or within a six-foot high fence, or with a structure suitable to prevent the entry of young children and to

confine a vicious dog in conjunction with other measures which may be taken by the owner or keeper, such as tethering of the vicious dog. Such enclosure shall have secure sides, top and bottom and shall be designed to prevent the dog from escaping over, under, or through the structure, shall be kept locked, and shall also provide protection from the elements.

b) In the event that any ACWO has sufficient proof to believe that the dog is vicious and that the owner is unable or unwilling to securely confine the dog, the ACWO may impound the dog pending an investigation if deemed necessary to protect the public. If the dog is subsequently classified vicious; it shall remain impounded until the owner provides for its secure confinement in accordance with this Ordinance. The impounded dog may be disposed in a humane manner at the expense of the owner if the owner does not make such provisions in accordance with applicable law.

c) Notwithstanding the definition of "vicious dog" as provided in this Ordinance, no dog may be classified vicious if an injury or damage is sustained by a person who, at the time such injury or damage was sustained, was committing a willful trespass or other offense upon premises occupied by the owner or keeper of the dog, or if lawfully on the property, was teasing, tormenting, abusing or assaulting the dog or its owner or family member, or was committing or attempting to commit a crime. No dog may be classified vicious if the dog was protecting a human being within the immediate vicinity of the dog from an unjustified attack or assault.

d) No person shall own or keep a vicious dog without having a Seminole Tribe of Florida vicious dog license, which shall be obtained within fourteen (14) calendar days of a classification of viciousness by the Health Department. The owner or keeper shall present to the Health Department proof that the owner or keeper has procured liability insurance in the amount of one million dollars (\$1,000,000.00) covering any damage or injury, which may be caused by such vicious dog during the twelve-month (12) period for which licensing is sought. The insurance policy shall name the Seminole Tribe of Florida as an

additional insured and provide coverage for all vicious dogs of an owner or keeper.

e) The owner or keeper shall display a sign on his or her premises warning that there is a vicious dog on the premises. Said sign shall be visible and capable of being read from the street.

f) The owner or keeper shall comply with section eight of this Ordinance; meeting vaccination requirements, to the extent such section does not conflict with this section.

g) The owner or keeper shall, on or before the effective date of such license for which application is being made, have an enclosure for the vicious dog on the property where the vicious dog will be kept or maintained.

h) The owner or keeper of vicious dog shall;

1. At all times ensure that the dog is securely confined indoors, or confined in an enclosure as defined herein. At any time that a vicious dog is not so confined, the dog shall be muzzled in such a manner as to prevent it from biting or injuring any person or animal, and kept on a leash with the owner or keeper.

2. Maintain and not voluntarily cancel the liability insurance required by this section during the (12) twelve-month period for which licensing is sought unless the owner or keeper shall cease to own or keep the vicious dog prior to expiration of such license

3. Notify the Health Department of any cancellation, modification, expiration or termination of the insurance policy required by this section.

4. Notify the Seminole Health Department or Seminole Police Department immediately if a vicious dog is on the loose, is unconfined, has attacked another animal or has attacked a human being, or has been sold or given away. If the vicious dog has been sold or given away, the owner or keeper shall also provide to the Health Department the name, address and telephone number of the new owner of the vicious dog.

i) Section 10 shall not apply to dogs owned and used by the Seminole Police Department.

j) Any vicious dog without a valid license or whose owner or keeper does not secure and maintain the liability insurance coverage required in accordance with this section, or which is not maintained on property with an enclosure, shall be confiscated and impounded by an ACWO.

k) If any dog previously classified as vicious, when unprovoked, attacks and causes severe injury to or the death of a human being, an ACWO shall impound the dog. If any dog previously classified as vicious, when unprovoked, attacks or bites a human being or a domestic animal, an ACWO shall immediately confiscate and impound the animal.

l) In the event the owner or keeper of a vicious dog is a minor, the parent or guardian of such minor shall be responsible for complying with the provisions of this section. No vicious dog license shall be issued to any person under the age of eighteen (18) years.

m) It shall be at the discretion of the Animal Control Program to classify a dog as vicious for the purpose of Tribal licensing and records.

SECTION 11. REPORTING BITES FROM ANIMALS.

Any person that has been bitten or has knowledge of or treats any person bitten by any animal shall report the incident to the Health Department within twelve (12) hours of the occurrence of the incident. Should the Seminole Police Department (SPD) initiate the report, they shall notify the Health Department by the next business day. Birds and reptiles are not considered to be transmitters of the rabies virus, and therefore bites from these animals are excluded from the reporting requirements of this section.

SECTION 12. SUSPECTED RABIES CASES.

Whenever the Health Department is informed that any dog or cat has bitten any person or is suspected of having or showing suspicious symptoms of rabies, the Health Department shall require that the said dog or cat be captured and confined and if necessary be turned over to an ACWO for observation for a period of ten (10) calendar days.

SECTION 13. SURRENDER OF ANIMALS FOR QUARANTINE OR CONFINEMENT

The owner or keeper of any dog or cat that has been reported to have inflicted a bite on any person or that has been reported as suspected or having or showing the symptoms of rabies, shall on demand produce the dog or cat for quarantine/confinement or observation for a period of ten (10) calendar days as prescribed by this Ordinance. Home quarantine is allowed. The animal must be available for observation by an ACWO. Refusal to produce or surrender said dog or cat shall be a violation of Section 13. The owner or keeper of any other animal that has been reported to have inflicted a bite on any person and is considered to be capable of transmitting rabies shall produce such animal for testing to the ACWO or licensed veterinarian. The owner or keeper of any dog or cat that has been reported to have been inflicted or bitten by an animal suspected of having or showing suspicious symptoms of rabies shall on demand produce said dog or cat for confinement for a period no less than ninety (90) calendar days if the dog or cat is vaccinated. In this instance, said dog or cat shall be administered a booster rabies shot immediately after incident. If the dog or cat is not vaccinated at time of having been inflicted or bitten, confinement is required for a period no less than six (6) months or one hundred eighty (180) calendar days and animals will be vaccinated against rabies at least thirty (30) calendar days prior to release. The owner or keeper of any dog or cat that has been reported to have been inflicted or bitten by another animal suspected of having or showing suspicious symptoms of rabies may opt to have said animal euthanized.

SECTION 14. FIGHTING ANIMALS PROHIBITED.

It shall be a violation of this section for any person to cause, instigate or encourage any dog or other animal to fight another of its own species or another of a different species, or to maintain a place where any dog or animal is permitted to fight for exhibition, for wager or for sport.

SECTION 15. HARBORING OF STRAY ANIMALS; PROHIBITED ACTS

It shall be a violation of this section for any person to harbor any stray animals unless he or she notified the Health Department within forty-eight (48) hours of the presence of the stray animal. Upon receiving such notification, the ACWO shall pick up or trap said animal. Refusal to surrender any such stray animal upon request of the Health Department shall be deemed an additional violation of this section.

SECTION 16. ANIMALS IN A STATE OF PAIN AND SUFFERING.

- a) In the event any untagged animals shall be found in a state of pain and suffering or becomes so during confinement, the Seminole Health Department is authorized to confiscate and impound such an animal.
- b) In the event any tagged animal shall be found in a state of pain and suffering or becomes so during confinement, the Seminole Health Department is authorized to confiscate and impound such animal.

SECTION 17. MISTREATMENT AND CRUEL TREATMENT OF ANIMALS; PROHIBITED ACTS

All domestic animals shall be kept and treated under sanitary and humane conditions, and it shall be a violation of the ordinance for any person to subject, or cause to be subjected, any animal to cruel treatment.

It shall likewise be a violation of the ordinance for any person to deprive, or cause to be deprived, any domestic animal of adequate food and water, necessary medical attention, proper shelter, protection from the weather or humanely clean conditions.

- a) Food, water and shelter shall be provided as follows:
 - 1. All dogs and cats shall be given at suitable intervals, not to exceed 24 hours, a quantity of wholesome foodstuff suitable for the age and species of said animal and sufficient to maintain a healthful level of nutrition.
 - 2. All dogs and cats shall have access to a constant supply of clean, fresh water.

3. All dogs and cats shall be provided with adequate shelter from the weather and humanely clean conditions at all times. Examples of inadequate shelter include but are not limited to the following:

- I) Underneath outside steps, decks and stoops.
- II) Underneath houses.
- III) Inside or underneath motor vehicles.
- IV) Inside metal barrels.
- V) Inside cardboard boxes.
- VI) Inside temporary animal carriers or crates.
- VII) Shelters located in flood prone areas.
- VIII) Shelters surrounded by debris, obstructions or impediments that may endanger dogs or cats.

b) Medical care. It shall be a violation of the ordinance for any person in contact with or having knowledge of a sick, diseased or injured animal to fail or refuse to provide proper medical treatment for the animal or notify the Animal Control Department of the condition. A sick animal shall go no longer than 24 hours without veterinary care.

c) Animal cruelty. It shall be a violation of the ordinance for any person to molest, torture, deprive of necessary sustenance, cruelly beat or treat, needlessly mutilate or kill, wound, injure, poison, abandon or subject any animal to conditions detrimental to its health or general welfare or to procure any such actions to be inflicted upon any animal. Examples of cruel treatment include but are not limited to the following:

1. Allowing a collar, rope or chain to become embedded in or cause injury to an animal's neck.
2. Allowing a choke or pinch collar to be used as a primary collar when the animal is left unsupervised.
3. Allowing a dog, cat or other domesticated animals to be left outside in inclement weather or extreme temperatures without adequate shelter.
4. Intentionally allowing animals to engage in a fight.
5. Allowing animals to live in unsanitary conditions.
6. Allowing animals to live in crowded conditions.
7. Failure or refusal to obtain medical treatment for an animal when, in an Animal Control Officer's or Animal Cruelty Investigator's opinion, such treatment is needed.

d) Using lethal force against a domestic animal, either on or off the owner's property, unless the domestic animal is in the act of attacking and causing severe injury to a human being or any other domestic animal.

e) Trapping a dog, cat or other unwanted or nuisance animals without a request for an animal trap issued and placed by the Animal Control Department.

f) Permitting any exhibit, function or activity where animals are being cruelly treated or animals run the risk of causing injury to the public or themselves.

SECTION 18. ANIMALS IN VEHICLES.

a) No person shall leave an animal in a motor vehicle without adequate ventilation, or in such a manner as to expose the animal to extremes of heat and cold.

b) An ACWO may remove and impound an animal from a vehicle if its safety appears to be in immediate danger from heat, cold, or lack of adequate ventilation. The ACWO is authorized to take all steps reasonably necessary for the removal of such animal, including but not limited to breaking into the vehicle. Neither the ACWO, the Seminole Tribe of Florida, nor the Seminole Police Department shall bear any liability for damage.

c) No person shall transport any animal in a motor vehicle unless the animal is safely enclosed within the vehicle, or if traveling in an unenclosed vehicle is confined by a container, cage, or other device that will prevent the animal from falling from or jumping from the motor vehicle. Any such container or cage shall be anchored to the vehicle in order to prevent its movement within.

SECTION 19. WILDLIFE

a) ACWO's shall respond to calls regarding injured wildlife or wildlife causing an immediate public safety hazard.

b) The ACWO will provide relocation services, moving nuisance animal to environments remote from human habitation.

c) All wildlife shall be released in appropriate habitat on the reservation in which it causes a nuisance. Animals shall not be transported between reservations (only upon authorized exception by the STOF Health department/Animal Control program)

d) At the discretion of the ACWO, injured wildlife may be brought to the Wildlife Care Center within the county.

SECTION 20. OWNERSHIP OF WILD/EXOTIC ANIMALS PROHIBITED.

No person shall own or harbor any wild animals or exotics as a pet as defined in section 2 (v) of this ordinance except:

a) When the appropriate Florida permits is provided or,

b) When a Zoological, Tribal, or tourist attraction on the reservations and Trust Lands is performing animal exhibitions and demonstration which utilize wild animals in their performances or exhibitions. Those items shall be exempt from the provisions of this section. Or,

c) Upon satisfactory inspection and authorization of the STOF Health department/Animal Control program ensuring that all required permits are obtained for said animals

SECTION 21. USE OF CHEMICAL IMMOBILIZATION.

This Ordinance authorizes all Certified ACWO to have the ability to carry a device to chemically subdue and tranquilize an animal provided that the officer has successfully completed a State sponsored chemical immobilization training. Said device is also to be used as a last resort when other methods of capture have failed. This authority does not include the use of non chemical stun devices such as taser guns.

Pertinent policies and procedures shall be adopted by the Seminole Health Department that will describe the proper purchase, handling, storage, transport, and use of assets associated with tranquilizer guns.

These policy and procedures will also indicate general circumstances under which tranquilizer guns can be used.

SECTION 22. ANIMAL TRAPPING

The STOF Health Department/ Animal control program or its designated agent is authorized to place, upon request, live animal traps on reservations and Trust Lands to trap and remove strays, at large, unwanted or nuisance animals, including wildlife and domestic animals. It is a violation of the ordinance for any person other than an Animal Control and Wildlife Officer to remove any animal from the trap, or to damage, destroy, move or tamper with the trap. The STOF Health Department /Animal Control program is also authorized to receive and impound animals that have been trapped by others residing or employed within the Seminole Tribe reservation or Trust Lands.

SECTION 23. AUTHORIZED ENFORCEMENT ACTION

- a) Enforcement of this ordinance shall rest with the STOF Health Department/ Animal Control and Wildlife Officers in coordination with the Seminole Police Department officers (in animal cruelty cases.)
- c) An ACWO is authorized to investigate suspected violations of this ordinance and are empowered to issue Notice of Violations or letters of warning when any of the provisions of this ordinance have been violated. Citations shall be delivered by an ACWO in person to the alleged violator or delivered by registered mail return receipt requested to the person so charged
- d) Where the ACWO determines that a violation is a first offense for the person charged, a written notice or citation shall be issued by the ACWO. A second notice of violation may be issued at the discretion of the ACWO upon which enforcement action shall be undertaken within 24 hours from its issuance.
- e) When the ACWO suspects that animal cruelty is occurring on the reservations or Trust lands, the ACWO shall initiate investigation and establish the merits of said violation. Upon satisfactory evidence that animal(s) are being abused, in state of pain, neglected, or in a state of

substandard care and health as a result of animal owner negligence, the STOF Health Department/ Animal Control program shall initiate the following actions:

1. Issuance of animal cruelty notice to owner requesting immediate resolution of violation not to exceed 24 hours for abatement of said violation
2. If such notice is not complied with, Animal Control and Wildlife Officers in concert with SPD officers shall initiate impoundment of animals pursuant to section 16 or 17 of the ordinance.
3. Proper documentation of each impounded animal shall be obtained including time, place of violation as well as condition of each animal at time of impoundment. Shall it be deemed necessary for purposes of documentation, visitation of those animals by a licensed veterinarian can be undertaken.
4. Upon impoundment of said animal(s), the STOF Health Department/ Animal control Program shall keep animal(s) for minimum of 5 calendar days not to exceed 7 calendar days so as to allow alleged animal owner to visit animals as part of evidentiary defense.
5. The STOF Health Department/ Animal control program reserves the authority to put down, euthanize any animal if it represents a potential danger/hazard to the ACWO or community. Animals may also be put down humanely if animal is deemed to be in poor and substandard health.
6. SPD is to gather all pertinent documentation and evidentiary records for presentation to the General Counsel prior to consideration of court proceedings for the prosecution of an animal cruelty case
7. Any expenses incurred as a result of animal impoundment in an animal cruelty case may be requested in the prosecution of alleged animal owner by the Seminole Tribe of Florida. Restitution may include all cost associated with feed, veterinary treatment, veterinary check up, and over time expenses.

SECTION 24. MISCELLANEOUS.

- a) There are no limitations on the number of animal ownership as long as animal owner is in compliance with the provisions of this ordinance.
- b) No person may raise an animal for commercial breeding purposes on the property.
- c) No person may breed or sell animals for commercial purposes on Seminole Indian Reservations and Trust Lands unless proper authorization from the Animal Control program is obtained
- d) No person may own or harbor any livestock including chickens, ducks, roosters and geese on their property with the exception of properties that are greater than 150 feet in radius from adjoining properties and are properly fenced in.
- e) Any violation of this Ordinance by an owner or keeper of an animal may result in the impoundment of said animal by an ACWO.
- f) Any person who owns, keeps or harbors any animal including livestock as defined by this ordinance and irrespective of their quantities shall maintain said animal in a 1) sanitary environment 2) healthy condition and 3) secure manner by way of an enclosure.
- g) It is prohibited to intentionally place food or garbage, allowing the placement of food or garbage, or offering food or garbage in such a manner that it attracts black bears, foxes or raccoons and other wildlife in a manner that it is likely to create a public nuisance.