

## **DEFINITIONS**

### **Abandon:**

Rifle: includes the leaving of an animal by its owner or other person responsible for its care or custody without making effective provision for its proper care

Grand Junction: means the leaving of an animal without adequate provision for the animal's care by its owner, the person assuming responsibility for the animal's care and custody, or any other person having custody or control of such animal.

Montrose: to leave the animal unattended for more than 48 consecutive hours

Aurora: means the leaving of an animal without adequate provisions for the animal's proper care by its owner, the person responsible for the animal's care or custody or any other person having possession of such animal.

Wheat Ridge: means and includes the leaving of an animal by its owner or owners or other person or persons responsible for its care or custody without making effective provisions for its proper care.

### **Animal:**

Rifle: means any warm-blooded mammal other than Homo sapiens, both domesticated and undomesticated, and includes any reptile. Animal includes both the male and female, whether or not neutered or sterilized.

Grand Junction: means any living vertebrate creature, domestic or wild, including dogs but excluding estrays as defined in C.R.S. § 35-44-101(1)

Westminster: any organism in the kingdom animalia, other than a human being

Ft. Collins: shall mean any live, vertebrate creature, domestic or wild, excluding fish

Aurora: means a living organism other than a plant or bacterium. Animal in this Code includes arthropods, amphibians, reptiles, birds, and mammals. As used in this Code, the term "animal" excludes humans.

Wheat Ridge: means any animal other than humans.

### **Bodily Injury:**

Grand Junction: means any physical pain, illness, impairment of physical or mental condition, or physical injury wherein the skin is broken, bleeding occurs, bruising occurs, or bone, tissue, or muscle damage is suffered or emergency medical treatment becomes reasonable necessary for a person or animal.

Wheat Ridge: means any physical injury that results in severe bruising, muscle tears, or skin lacerations requiring professional medical treatment or any physical injury that requires corrective or cosmetic surgery.

**Cruelty:**

Grand Junction: means the act or omission to act of a person who knowingly or with criminal negligence overdrives, overloads, tortures, torments, deprives of necessary sustenance, unnecessarily or cruelly beats, needlessly mutilates, needlessly kills, carries or confines in a\or upon vehicles in a cruel or reckless manner, or otherwise mistreats or neglects any animal, fails to provide property food, drink or protection from the weather or abandons it.

Aurora: if he or she knowingly or with criminal negligence overdrives, overworks, tortures, torments, deprives of necessary sustenance, unnecessarily or cruelly beats, needlessly mutilates, needlessly kills or, having the charge or custody of any animal, fails to provide it with property food, drink or protection from the weather or abandons it.

**Domestic Animal/Pet animal:**

Westminster: domesticated dogs, cats, rabbits, guinea pigs, hamsters, rats, mice, ferrets, birds, reptiles, amphibians, and invertebrates, except livestock and exotic endangered and prohibited animals.

Ft. Lupton: shall mean and includes dogs, cats, rabbits, rodents, birds, reptiles and any other species of animal which is sold as or retained as a household pet, but does not include skunks, nonhuman primates and other species of wild, feral, exotic or carnivorous animals that may be further restricted in this Code.

Ft. Collins: shall mean any animal that has been bred and/or raised to live in or about there habitation of humans and is dependent on people for food and shelter.

Aurora: mean any animal customarily adapted so as to commonly live safely with the community; means any domesticated animal commonly kept in the primary residence. Household pets include dogs, domestic cats, domestic caged birds, canaries, parrots, rabbits, hamsters, guinea pigs and similar rodents, fish, and reptiles, so long as such animals are not kept to supplement food supplies or for any commercial purpose whatsoever. Household pet does not include livestock or potbellied pigs.

Wheat Ridge: means any dog, cat or livestock.

**Exotic pet/ Exotic animal:**

Rifle: means any species of animal not commonly kept as pets, including but not limited to snakes, spiders, ferrets and skunks.

Westminster: arachnids, crocodilians over one foot in length and other reptiles which are not prohibited animals, which are not commonly kept or harbored as a household pet.

**Harboring:**

Grand Junction: means the act of keeping or caring for an animal or of providing premises to which the animal returns for food, shelter, or care for a period of at least three consecutive days.

Westminster: the act of keeping and caring for an animal or of providing a premises to which the animal returns for food, shelter or care.

Ft. Lupton: shall mean the act of keeping and/or caring for an animal or providing an animal premises to which the animal returns for food, shelter or care.

**Mistreatment:**

Rifle: includes every act or omission which causes, or unreasonably permits the continuation of, unnecessary or unjustifiable pain or suffering.

Grand Junction: means every act or omission to act which causes or unreasonably permits the continuation of unnecessary or unjustifiable pain or suffering.

Aurora: means every act or omission which causes or unreasonably permits the continuation of unnecessary abuse or unjustifiable pain or suffering.

Wheat Ridge: means every act or omission which causes or unreasonably permits the continuation of unnecessary or unjustifiable pain or suffering.

**Neglect:**

Rifle: includes failure to provide food, water, protection from the elements, opportunity for exercise or other care normal, usual and proper for an animal's health and well-being.

Grand Junction: means failure to provide food, water, protection from the elements, or other care generally considered to be normal, usual and accepted for an animal's health and well-being consistent with the species, breed and type of animal.

Aurora: means failure to provide food, water, protection from the elements or other care generally considered to be normal, usual and accepted for an animal's health and well-being consistent with the species, breed and type of animal.

Wheat Ridge: means failure to provide food, water, protection from the elements, opportunity for exercise, a reasonably safe and healthy living area or other care normal, usual and proper for an animal's health and well being.

**Owner/Guardian/Animal Owner/Dog Owner:**

Rifle: means a person who owns, possesses, controls, maintains, keeps or harbors an animal, or knowingly permits an animal to remain for seven (7) consecutive days, on or about property or premises owned, controlled or occupied by him or her.

Grand Junction: many any person, or person acting as custodian, partnership, corporation, or an agent of the foregoing, who owns, co-owns, possesses, keeps, harbors, or who has control or custody of an animal; or the person animal as owner in current county licensing records or on the dog identification license or rabies tag; or any parent, guardian or legal custodian of any unemancipated child under 18 years of age, which child owns, co-owns, possesses, keeps harbors, or has control or custody of an animal.

Westminster: any person who has right of property in an animal or harbors an animal or allows an animal to remain about his premises for a period of seventy-two (72) hours or longer; claims responsibility for an animal; or is declared by court decree to be the responsible party for an animal or the authorized agent of any such person. The parent or guardian of any minor claiming ownership or an animal shall be deemed to be the owner of the animal for purposes of this Chapter.

Ft. Lupton: shall mean any person, corporation or legal entity in possession of, harboring, keeping or having custody or control over any animal to which the Section in which the work appears is applicable, or who shall suffer any animal to remain about his or her premises.

Boulder: Guardian; each person who owns an animal. If an animal has more than one owner, all such persons are jointly and severally liable for the acts or omissions of an animal owner under this chapter, even if the animal was in possession and control of a keeper at the time of an offense.

Ft. Collins: shall mean any person having control or purporting to have control over any animal, the person named on the licensing records of any animal as the owner, the occupant of the premises where the animal is usually kept if such premises are other than the premises of the owner as shown on the licensing record, or any person in possession of, harboring or allowing any animal to remain about their premises for a period of five (5) consecutive days or more. The parent or guardian of an owner under eighteen (18) years of age shall be deemed the owner, as defined herein. If an animal has more than one (1) owner, all such persons are jointly and severally liable for the acts or omissions of an owner under this Chapter even if the animal was in the possession of or under the control of a keeper at the time of the offense.

Aurora: means any person in possession of, harboring, keeping or having custody and control of any animal to which the section in which the work appears is applicable.

Wheat Ridge: means any person owning, keeping or harboring an animal or animals, or any competent person having responsibility for the custody, care, treatment or control of an animal or animals at the time of a violation of this chapter; means any person owning, keeping or harboring a dog or dogs, or any competent person having responsibility for the custody, care, treatment or control of a dog or dogs at the time of a violation of this chapter.

**Premises:**

Grand Junction: means property owned, leased, or expressly permitted to be used by an owner; or any confined area of locality such as a residence, business, room, shop, building, or motor vehicle in which the animal's presence is authorized by the owner of the premises. The term "premises" includes the open bed of a motor vehicle.

Boulder: mean only that property over which the guardian or keeper has full possession and control, and from which the guardian or keeper has the authority to exclude, and does exclude, the public.

Aurora: the residence that is leased or owned by the owner or custodian, including the attached property surrounding the residence that is leased or owned by the owner or custodian, but not including any common area, park or recreational property jointly owned or leased by the members of a homeowners' or tenants' association.

**Provocation:**

Grand Junction: means harassment, teasing, threatening, striking, or attacking an animals or its owner in the animal's presence, by either a person or another animal. "Provocation" shall not include the lawful presence of an individual or animal in close proximity to but not within or upon property of another, or where a dog is tied, kept, kenneled or harbored.

**Responsible Person/Keeper:**

Westminster: a person at least 18 years old who is familiar with the animal, and has the size, strength, and experience to be able to keep the animal under complete control at all times.

Boulder: a person who has custodial or supervisory authority or control over an animal.

Ft. Collins: shall mean a person who has custodial or supervisory authority or control over and animal.

**Running at Large/At large:**

Rifle: pertains to a domesticated dog off the premises of the owner and not on a lead or leash no longer than ten (10) feet and under the physical control of a person a competent to restrain the dog. A domesticated dog within or upon any automobile or other vehicle shall not be deeded *running at large*.

Westminster: an animal off the premises of the owner and not under the physical control of the owner.

Grand Junction: means to be off the premises of the owner or custodian and not under direct physical control of the owner or custodian by means of a leash or other mechanism of control. This requirement does not apply to any dog while actually working livestock, locating or retrieving wild game in a lawful season for a licensed

hunter, assisting law enforcement officers, participating in obedience training, dog show or an obedience trial, or while being trained for any of these pursuits. Dog tethered to a stationary object within range of a public street, sidewalk, or right-of-way shall be deemed to be at large if the owner or custodian of such dog is not immediately present. This general definition of "at large" shall be superseded by the following if the animal is within the following geographic areas:

1) Downtown Grand Junction: Defined as the area bounded on the east by.....

2) The North Avenue corridor: One-half block north and south.....

In these areas, "at large" is defined as an animal off the premises of the owner or custodian and not under direct physical control by means of a leash.

Ft. Collins: shall mean outside of a fence or other enclosure which restrains the animal to a particular premises, whether on public or private property, and not under the control, by leash or lead, of the owner or keeper. Animals tethered to a stationary object within reach of a street, sidewalk, alley, trail or other public access are deemed to be "at large".

Wheat Ridge: means off the premises of the owner and not under the effective control of that owner, his agent, servant, or competent member of his family by means of a leash, cord, or chain not to exceed six (6) feet in length; except that, for purposes of this definition, the "premises of the owner" shall not include common areas of condominiums, townhouses and apartment buildings, and any animal not in the effective control of its owner upon the common area of a condominium, townhouse or apartment building, or the grounds thereof, shall be deemed to be running at large.

**Vicious Animal:**

Rifle: means any animal, whether or not domesticated, that bites, attacks or attempts to bite or attack in a vicious or terrorizing manner humans or other animals; provided, however, that an animal shall not be deemed vicious by reason of having bitten or attacked the following:

a. Any person engaged in an unlawful entry into or upon the owner's property where such animal is kept.

b. Any person engaged in unlawful entry into or upon the owner's automobile or other vehicle where the animal is confined.

c. Any person engaged in attacking, assaulting or molesting another.

d. Any person who intentionally provokes such animal who bites or attacks any person or another animal.

e. Any animal entering the owner's property where such owner's animal is kept, provided that the entry is unauthorized.

Grand Junction: means a dog which:

1) Causes serious bodily injury to a person;

2) Causes bodily injury to a person or animal on two or more occasions;

3) Is infected with rabies;

- 4) Is of wild extraction and that on any occasion causes bodily injury to a person or animal by biting, whether or not provoked, or is known to be infected with rabies;
- 5) Causes bodily injury to a person or animal and the bodily injury occurs off the dog owner's premises;
- 6) Is at large and exhibits repeated or continuous aggressive behavior;
- 7) Has engaged in a dogfighting contest with the owner's knowledge;
- 8) Has been specifically found to be vicious by an court or jury;

provided, however, that a dog which attacks, terrorizes or cause any bodily injury to a person or animal in immediate response to objectively unreasonable provocation shall not be found to be vicious if the dog owner establishes such facts as an affirmative defense to a charge for violations of section 6-60 or to the satisfaction of the investigating animal control officer. Any dog which is found to be vicious as defined by subsections (1), (2), (3), or (4) hereof may be destroyed in accordance with section 6-64(c)(1).

Westminster: any animal that:

- 1) causes a serious injury to a person or domestic animal; or
- 2) has a previous potentially dangerous animal conviction and continues to engage in behavior that poses as threat to public safety as described in this Chapter's definition of potentially dangerous animal; or
- 3) has engaged in or been trained for animal fighting as described and prohibited in Section 18-9-204, C.R.S.; or
- 4) has a demonstrated history of behavior that would cause a reasonable person to believe that the animal may inflict serious injury upon ay person or domestic animal.

Montrose: any animal that, without provocation, bites or attacks persons or other animals; approaches any person or other animal with vicious or terrorizing behavior or an apparent attitude of attack, whether or not the attack is consummated or is capable of being consummated; or has acted in a manner that causes or should cause its owner or custodian to know that the animal is potentially vicious.

Boulder: one that bites, claws, or attempts to bite or claw any person; bites or injures another animal; or in a vicious or terrorizing manner approaches any person in an apparent attitude of attack, whether or not the attack is consummated or capable of being consummated.

Ft. Collins: one that bites, claws, or attempts to bite or claw any person, bites another animal or in a vicious or terrorizing manner approaches any person in an apparent attitude of attack, whether or not the attack is consummated or is capable of being consummated.

Aurora: shall mean any dog or other animal that, without intentional provocation, bites or attacks humans or other animals or in a fierce, vicious, aggressive, dangerous or in a terrorizing manner approaches any person or other animal in an apparent attitude of attack, whether or not the attack is consummated or capable of being consummated.

Wheat Ridge: means an animal, other than a dog, that unprovokedly bites or attacks humans or other animals, or an animal which is not adequately restrained in an enclosed area that approaches any person in an apparent attitude of attack or in a terrorizing or menacing manner.

**Potentially Dangerous Animal/Animal which creates a danger:**

Westminster: any animal that may reasonably be assumed to pose a threat to public safety as demonstrated by any of the following behaviors:

- 1) causing an injury to a person or domestic animal that is less severe than a serious injury;
- 2) without provocation, chasing or menacing a person or domestic animal in an aggressive manner; or
- 3) acts in a highly aggressive manner within a fenced yard/enclosure and appears to a reasonable person able to jump over or escape

Ft. Lupton: shall mean any dog or other animal that, without provocation, bites or attacks humans or other animals or, in a vicious or frightening manner, approaches any person in an apparent attitude of attack, whether or not the attack is consummated or capable of being consummated.

**Dangerous Dog:**

Wheat Ridge: means any dog that (1) inflicts or causes bodily injury, serious bodily injury upon a person, or death upon a person or domestic animal; (2) engages in or has been trained for animal fighting; or (3) has been determined by a court of record within the State of Colorado to be a vicious or dangerous animal and its owner does not comply with the conditions imposed by state statute, local ordinance, or court order for ownership of said animal

**Aggressive Dog:**

Wheat Ridge: means any dog that (1) approaches any person, without provocation, in a menacing manner or in an attitude of attack, whether or not an attack actually occurs; (2) inflicts a puncture wound, abrasion, or other wound caused by the dog's teeth upon a person or domestic animal, but the injury does not meet the definition of bodily injury or serious bodily injury; or (3) in an attacking manner encroaches over, through, or under a fence onto public property or the private property of another.