

Ordinance 2025-5 An Ordinance Regulating Animals in Glenwood, Indiana

This Ordinance replaces 2018-1

This ordinance replaces Ordinance No. 2018-1 Regulating Animals in the Town of Glenwood, Indiana.

I. DEFINITIONS.

A. For the purpose of this chapter the following definitions shall apply unless the context clearly indicates or requires a different meaning.

1. **ANIMAL.** A vertebrate animal not including any human being.
2. **ATLARGE.** A pet animal shall be deemed to be at large when it is off the property of its owner and not under the control (e.g., leashed, obedient to commands or caged) of its owner or other competent person.
3. **CAT COLONY.** A managed group of one or more feral cats that has undergone Trap-Neuter-Release and been returned to its colony caretaker.
4. **COLONY CARETAKER.** A person who provides food, water and necessary shelter to a cat colony. Colony caretakers are not deemed to be owners of feral cats.
5. **DANGEROUS/VICIOUS.** Any pet animal that, because of its individual temperament or breed propensity, endangers the safety of or injures a human being. This definition shall also include pet animals that injure or kill another animal without provocation and dogs trained for the purpose of dog fighting.
6. **EXOTIC ANIMAL.** Any animal requiring a special permit from the State of Indiana or Department of Natural Resources.
7. **FERAL CAT.** Any cat that has no apparent owner or identification and is wild, untamed, unsocialized, unmanageable, and unable to be approached or handled.
8. **LIVESTOCK.** Cattle, calves, horses, ponies, mules, donkeys, swine, sheep, goats, llamas, alpacas, rabbits (more than nine), chickens, and ducks.
9. **OWNER/OWNER/RESIDENT.** A person who keeps, houses or harbors pet animals or small animals. Harboring occurs when a pet animal or small animal is fed or sheltered for seven consecutive days or more by a human being.
10. **PET ANIMAL.** Any domesticated cat or dog.
11. **SMALL ANIMAL.** Any mouse, rat, turtle, reptile, ferret, hamster, rabbit, chinchilla, gerbil.
12. **TOWN.** The Town of Glenwood, Rush and Fayette Counties, State of Indiana.
13. **WILDANIMAL.** Any non-domesticated, free roaming animal, to include feral cats.

I. TYPE OF ANIMALS PERMITTED IN TOWN LIMITS

- A. No owner/resident of the town shall be permitted to own or temporarily confine any type of animal other than a pet animal or small animal within the town's corporate limits. However, ten (10) non-roaming chickens (no roosters) are allowed with the following requirements and restrictions.

1. All chickens must be confined behind the residence in a coop or pen at all times and restrained in a fashion which keeps them a minimum of fifteen (15) feet from any front, side or rear property line and twenty (20) feet from any owner/residential dwelling.
2. Any new structures and/or fencing must follow the Rush County Zoning Ordinance which may be more restrictive than this ordinance.
3. Provide a sight fence or shrub screening of at least four feet in height around both coop and run if visible to occupants on neighboring lots.
4. Coops and runs must be predator-proof, well-ventilated, and clean to prevent disease and pest infestations. There should be adequate space for the number of chickens.
5. The property owner must take all reasonable steps to prevent the site from creating a neighborhood nuisance. Excreta should be removed from livestock animals' primary enclosures at least weekly and more often as necessary to prevent odor or health and sanitation problems.

II. EXCEPTIONS

Exceptions require Glenwood Council approval at a council meeting. Required documentation will not be made public. However, the meetings are public. The State does not allow the Council to make any decisions outside a public meeting. The more documentation and information that is provided to the Council will reduce the discussion required to make a decision. The Council reserves the right to deny an exception request.

A. 4-H Animals

1. When related to a 4-H or school project, any owner/resident may habitat rabbits and ducks subject to the following requirements or restrictions:
 - a. No more than two (2) of any animal type per person is permitted on site at any given time.
 - b. The project participant must provide written certification to the Glenwood Council from a 4-H or school official identifying the animal(s) as part of 4-H or school project; such certification must include the project's completion date; the certification must be received at least ten (10) calendar days prior to a council meeting.
 - c. All animals must be moved to another location or disposed of in a humane manner within thirty (30) days from the project's completion date.
 - d. All 4-H/school animal project sites must take all reasonable steps to prevent the site from creating a neighborhood nuisance. Excreta should be removed from livestock animals' primary enclosures at least weekly and more often as necessary to prevent odor or health and sanitation problems.
 - e. All animals must be confined behind the residence in a cage, tank or pen at all times and restrained in a fashion which keeps them a minimum of fifteen (15) feet from any front, side or rear property line and twenty (20) feet from any owner/residential dwelling.
 - f. Any new structures and/or fencing must follow the Rush County Zoning Ordinance which may be more restrictive than this ordinance.
 - g. Coops and runs must be predator-proof, well-ventilated, and clean to prevent disease and pest infestations. There should be adequate space for the number of chickens.
 - h. 2) Any animal, fish, fowl or insect covered under this Ordinance subsection may not exceed twenty (25) pounds at adult weight.
 - i. Violations may cause the exception to be revoked.

B. Pygmy Goats

1. Pygmy Goats are diminutive size, social nature, low-maintenance & easy-going. The following requirements or restrictions apply.
 - a. One female or neutered male pygmy goat may be approved with consideration of other animals on the lot. One pygmy goat may be allowed per quarter acre with a maximum of three at any property address.
 - b. Animal(s) exception request must be received by the Glenwood Council at least ten (10) calendar days prior to the council meeting. Supporting documentation should confirm the number of pygmy goats and the size of the location. A drawing of the property and location of the shelter and fence lines should be provided to confirm the required setbacks.
 - c. Animal sites must take all reasonable steps to prevent the site from creating a neighborhood

- nuisance. Excreta should be removed from livestock animals' primary enclosures at least weekly and more often as necessary to prevent odor or health and sanitation problems.
- d. All animals must be confined within a minimum of fifteen (15) feet from any front, side or rear property line and twenty (20) feet from any owner/residential dwelling.
 - e. Any new structures and/or fencing must follow the Rush County Zoning Ordinance which may be more restrictive than this ordinance.
 - f. Shelter and runs must be predator-proof, well-ventilated, and clean to prevent disease and pest infestations. There should be adequate space for the number of goats.
 - g. Violations may cause the exception to be revoked.

C. Emotional Support Animals

1. Emotional support animal requests request must be received by the Glenwood Council at least ten (10) calendar days prior to the council meeting. The following requirements or restrictions apply.
 - a. An Emotional Support Animal (ESA) Letter must be printed on your therapist's official letterhead, stating that you suffer from a specific emotional disability (as included in the Americans with Disabilities Act). The letter must also explain that your emotional support animal is key to your wellbeing. Finally, the letter is required to be signed and dated by your licensed therapist, as well as include their license number, and the date and place it was issued. An Emotional Support Animal (ESA) Letter is only valid for one year from the issued date.
 - b. If you are interested in ESA Letters for more than one animal, it's important to understand that a licensed mental health provider must agree that there is a valid reason that multiple ESAs are necessary for your health and wellbeing.
 - c. If the ESA request is for an exceptionally large animal, such as a horse or llama, the Council may refuse the request. Even if there is ample acreage, the Council may request written approval from all adjoining property owners.
 - d. Animal sites must take all reasonable steps to prevent the site from creating a neighborhood nuisance. Excreta should be removed from livestock animals' primary enclosures at least weekly and more often as necessary to prevent odor or health and sanitation problems.
 - e. All animals must be confined behind the residence at all times and restrained in a fashion which keeps them a minimum of fifteen (15) feet from any front, side or rear property line and twenty (20) feet from any owner/residential dwelling.
 - f. Any new structures and/or fencing must follow the Rush County Zoning Ordinance which may be more restrictive than this ordinance.
 - g. Shelters must be predator-proof, well-ventilated, and clean to prevent disease and pest infestations.
 - h. Approvals are valid for one year after the emotional support letter date.
 - i. Violations may cause the exception to be revoked.

D. Support Animals

1. Support animal requests request must be received by the Glenwood Council at least ten (10) calendar days prior to the council meeting. The following requirements or restrictions apply.
 - a. The Glenwood Council or designee may request a copy of letter from a licensed mental health professional stating the animal is a necessary part of their treatment for a qualifying mental or emotional disability. This letter must be professional and explain the need for the animal.
 - b. Animal sites must take all reasonable steps to prevent the site from creating a neighborhood nuisance. Excreta should be removed from livestock animals' primary enclosures at least weekly and more often as necessary to prevent odor or health and sanitation problems.
 - c. All animals must be confined behind the residence at all times and restrained in a fashion which keeps them a minimum of fifteen (15) feet from any front, side or rear property line and twenty (20) feet from any owner/residential dwelling.
 - d. Any new structures and/or fencing must follow the Rush County Zoning Ordinance which may be more restrictive than this ordinance.
 - e. Shelters must be predator-proof, well-ventilated, and clean to prevent disease and pest infestations.
 - f. Violations may cause the exception to be revoked.

E. All Other Exceptions:

1. Any other animal exceptions will be handled on a case-by-case basis.
2. *Procedure for issuance.* Exceptions to these provisions may be issued by the Town Council.

3. Persons desiring any exception(s) to these provisions must submit to the Town Council a written application setting forth the reason such exception(s) should be issued by the Town Council.
4. Upon receipt of such application, the Town Council shall proceed to determine in its sole and unlimited discretion, whether the request for exception should be granted, and if so, under what terms, conditions or limitations, all of which shall be stated on the permit issued if the exception is granted.
5. *Factors to be considered for issuance of exception(s).* Factors to be considered by the Town Council in determining whether or not an exception should be issued include, but are not limited to, the following: the town's corporate limits. Violations issued under this section shall be issued to the adult owner of the pet animal or small animal.

III. ANIMALS IN VEHICLES.

- A. No animal shall be left unattended in a vehicle when the conditions in that vehicle would constitute a health hazard to the animal.

IV. ROAMING FERAL CATS.

- A. Cats that are kept as pet animals are subject to all of the requirements of this chapter. Feral cats are not considered pet animals, but colony caretakers are required to manage their cat colonies by having each cat in the cat colony sterilized, immunized and ear-tipped to identify the cat within 30 days of the cat's arrival to the cat colony. When not identified as in compliance with this section, feral cats are subject to trapping and relocation or humane euthanasia. Trapped cats found to be ear-tipped must be released back into the area from which they were trapped.

V. HUMANE CARE OF ANIMALS.

- A. In addition to all applicable state laws regarding the ethical treatment of animals, this section requires that all animals permitted in the town be provided with adequate food, water and shelter. The shelter must be of a size that the animal can heat the enclosed space with its own body heat, while also providing fresh air for adequate ventilation. The sheltering area for the animal must provide protection from adverse weather conditions (heat, cold, wind, rain and snow) and must allow the animal to remain completely dry.
- B. If tied, the animal must have a comfortable buckle collar or harness (no chains, ropes, choke collars, pinch collars or similar devices are permitted) and a tie-out length of at least 15' is required. The tie-out must allow the animal access to its food, water and shelter and must provide that animal space to lie outside of puddles, mud and excrement.
- C. Proper care must be provided to protect animals from internal and external parasites and veterinary care must be provided to treat injured and sick animals.
 1. Dogs and cats that are vaccinated with a rabies vaccine whose label recommends annual boosters shall be revaccinated within 12 months of the prior vaccination.
 2. Dogs and cats that are vaccinated with a rabies vaccine whose label recommends a booster one year later and triennially thereafter shall be revaccinated within 12 months of the first vaccination and shall be revaccinated within 36 months of each vaccination thereafter.
 3. The owner of the animal is responsible for procuring the vaccinations required by this section.
 4. Proof of rabies vaccination shall be required for all dogs or cats found running loose or involved in a bite incident.

VI. RUNNING AT LARGE.

- A. No person owning or having control of a pet animal or small animal shall permit such animal to run at large, damage the property of anyone other than the owner, or attack without provocation any person, including the owner, within the town corporate limits. The Glenwood Police Department may confine any pet animal or small animal caught running at large until it is either released to its owner or transported to a Rush County, Indiana, animal-sheltering facility. The owner shall be responsible for the daily cost of impoundment of the pet animal or small animal. The owner shall also provide proof of compliance with this ordinance.

VII. QUIETUDE.

- A. No owner within the town's corporate limits shall allow his or her pet animal or small animal to disturb the peace and quiet of any other person by failing to control prolonged periods of barking, howling or other loud noises. The time of day and circumstances surrounding the incident may be considered before a warning or violation is issued, but continuous noise shall not be permitted to exceed 30 minutes, nor intermittent noise to exceed two hours.
- B. Based upon complaints by neighboring owner/residents, a maximum of two warnings may be issued by the Glenwood Council or designee. Upon the third or more complaint, a violation shall be issued.

VIII. REMOVAL OF EXCREMENT.

- A. An owner or person responsible for a pet animal or small animal is required to immediately remove such animal's excrement from any public lands or from the private property of any other person within the town's corporate limits. Violations issued under this section shall be issued to the adult owner of the pet animal or small animal.

IX. DETERMINATION OF DANGEROUS/VICIOUS ANIMAL.

- A. Upon the town's receipt of a sworn complaint or bite report, the incident shall be investigated by the Glenwood Council or designee to determine whether the animal involved fits the criteria of dangerous/vicious. Law enforcement personnel may also initiate investigations when there is information leading them to believe that an animal may be dangerous or vicious.
- B. If insufficient evidence exists to declare an animal dangerous/vicious, the owner shall be required to obtain liability insurance specific to that animal, to have the animal securely confined while on the owner's premises and to be in their immediate restraint, by way of a leash, when off of the owner's premises.

X. FILING A COMPLAINT REGARDING A ROAMING DOG OR CAT

- A. In Rush County, contact the Rushville Animal Shelter. The dog must be trapped or held in a yard or building. They will not chase a dog. They do have traps they will let someone use. There are established hours. For an emergency situation, contact the Rush County Sheriff's office.
- B. In Fayette County, contact the Fayette County Animal Shelter. They will attempt to capture the dog or cat and will leave a trap if necessary. They will attempt to assist after hours with emergency situations only.

See addendum for contact information.

XI. PENALTY.

Violations of this ordinance shall result in a fine of \$200 for the first offense and \$250 for the second and each

subsequent offense.

Based on the situation, immediate rabies vaccination may be required.

If animals are seized, they may be held for re-adoption. Some animals seized may be ordered humanely euthanized.

Failure to pay any violation to the town within 14 days of receipt of the violation shall result in a doubling of the fine amount.

Failure to pay any violation within 30 days of receipt of the violation shall result in the town seeking enforcement of the violation and penalty by way of a court appearance before the Circuit or Superior Court of Rush or Fayette County, Indiana, at which the town will seek a judgment for the payment for the violation and all costs and fees, including attorney fees, in so proceeding.

EFFECTIVE DATE

This ordinance shall be in full force and effect upon passage.

Passed and adopted by The Town of Glenwood on the 14th day of July, 2025.

ADDENDUM – ORDINANCE 2025-5

Rushville Animal Shelter
Phone: 765-932-4754
Website: rushvilleanimalshelter.com

Fayette County Animal Shelter
Phone: 765-825-8693
Website: connersvillecommunity.com/fayette-county/county-departments/animal-shelter/