

**ORDINANCE #266**

**AN ORDINANCE AMENDING SECTION 2-3-4 TO MARTIN CITY CODE TITLE TWO  
CHAPTER THREE, DOGS AND CATS**

BE IT ORDAINED BY THE CITY COUNCIL OF MARTIN, BENNETT COUNTY,  
SOUTH DAKOTA

That Martin Code 2-3-4 is hereby amended to read as follows:

**2-3-4 DOGS OR CATS AS PUBLIC NUISANCE**

(1) No owner or keeper shall permit any dogs or cats to become a public nuisance. For the purpose of this Chapter, a public nuisance is defined as:

- (i) excessive barking or meowing to the point that it creates public annoyance;
- (ii) running in packs;
- (iii) being on public property and by their presence creating a public disturbance and constituting threat to the safety of any person;
- (iv) being on the private property of persons other than the owner and digging holes, tearing up garbage bags or containers, or otherwise interfering with the normal and reasonable use and enjoyment of such private property by said persons;
- (v) creating by their presence an offensive and foul odor;
- (vi) unlicensed dogs or cats running at large;
- (vii) maintaining more than three dogs or cats on private property, exclusive of puppies or kittens six months or younger; or
- (viii) maintaining dogs or cats without proper vaccinations.

(2) When off the premises of the owner, dogs or cats must be accompanied by a person who has full control of the dog or cat at all times.

(3) The City by its Police, as defined chapter 1-1 of the City's code, may declare and abate any of the above-listed nuisances by following Code secs. 2-3-5 and 2-3-6.

This Ordinance shall be in force from and after its passage and publication as required by law.

Authority: SDCL 21-10-6; SDCL 9-29-12; SDCL 9-29-13

Dated this 14 day of May. 2025.

CITY OF MARTIN  
A Municipal Corporation

By: \_\_\_\_\_  
Gary Rayhill, Mayor

ATTEST:

By: \_\_\_\_\_  
Finance Officer

1st Reading	April 9, 2025
2nd Reading	May 14, 2025
Published	May 28, 2025
Effective	June 17, 2025