

ORDER ADOPTING ORDINANCE NO. 100

THERE CAME ON FOR CONSIDERATION the matter of the adoption of Ordinance No. 100 entitled "Ordinance Requiring Permit for Large, Dangerous or Predatory Animals."

After a lengthy discussion and thorough review of the proposed Ordinance No. 100 prepared by Board Attorney, J. Max Kilpatrick, as authorized and directed by the Board, a motion was made by Honorable James Young and seconded by Honorable Mike Allen to adopt Ordinance No. 100 as presented and that a copy of said Ordinance No. 100 be

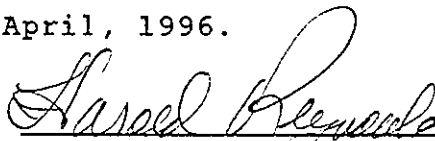
spread on the minutes of this Board.

Further, to authorize and direct Larry McMillan, Chancery Clerk, Neshoba County, Mississippi, to give notice by publication that the Board of Supervisors of Neshoba County, Mississippi, will hold a public hearing in the Board Room located in the Neshoba County Courthouse in the City of Philadelphia, Mississippi, on the 6th day of May, 1996, at 9:00 o'clock a.m., at which hearing all persons interested in or affected by such ordinance will be heard after which a decision will be rendered and any objections thereto may be made by any person and if made, must be in writing and filed with the Clerk of the Board before the time of said hearing.

The motion passed on the following vote, to-wit:

Gary Chamblee, Supervisor, District I	Aye
Mike Allen, Supervisor, District II	Aye
Harold Reynolds, Supervisor, District III	Aye
Aubrey Nicholson, Supervisor, District IV	Aye
James Young, Supervisor, District V	Aye

ORDERED this the 15th day of April, 1996.

  
 HAROLD REYNOLDS, PRESIDENT  
 BOARD OF SUPERVISORS  
 NESHOPA COUNTY, MISSISSIPPI


STATE OF MISSISSIPPI

COUNTY OF NESHOPA

NOTICE OF PUBLIC HEARING

Pursuant to Resolution adopted by the Neshoba County Board of Supervisors on the 15th day of April, 1996, and in accordance with the laws of the State of Mississippi, notice is hereby given to all persons interested in or affected by the herein described notice expressing the intention of the Board of Supervisors of Neshoba County to give consideration to adopting an ordinance entitled "Ordinance Requiring Permit for Large, Dangerous or Predatory Animals". The Board of Supervisors of Neshoba County, Mississippi, will hold a public hearing in the Board Room located in the Neshoba County Courthouse in the City of Philadelphia, Mississippi, on the 6th day of May, 1996, at 9:00 o'clock a.m., at which hearing all persons interested in or affected by such proposed ordinance will be heard after which a decision will be rendered. Any objections thereto may be made by any person and if made, must be in writing and filed with the undersigned before the time of said hearing.

IN TESTIMONY WHEREOF, witness my hand and official seal of the Neshoba County Board of Supervisors on this the 15th day of April, 1996.

  
HAROLD REYNOLDS, PRESIDENT  
BOARD OF SUPERVISORS  
NESHOPA COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

COUNTY OF NESHOBA

ORDINANCE NO. 100

ORDINANCE REQUIRING PERMIT FOR  
LARGE, DANGEROUS OR PREDATORY ANIMALS

WHEREAS, the Neshoba County Board of Supervisors has authority pursuant to the laws of the State of Mississippi to enact this Ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the Neshoba County Board of Supervisors as follows:

SECTION 1. Purpose: The Neshoba County Board of Supervisors is in need of establishing procedures and requirements for the introduction and housing of large, predatory or dangerous to man animals in Neshoba County, Mississippi, and to insure the safety and well-being of its citizens and the animals, does hereby establish and require a permitting procedure to accomplish said purpose.

SECTION 2. Definitions:

A. Large, predatory or dangerous to man animals are defined as any animal capable of killing, maiming or feeding upon man by act, fact or history, including but not limited to large predatory cats being lions, tigers or crosses between the species, cougars/panthers/mountain lions, leopards, cheetahs, or bears, or similar type animals, excluding animals native to the State of Mississippi, such as dogs, cats and/or livestock.

B. A permit is a certification issued by Neshoba County by and through the Neshoba County Administrator authorizing the transport on Neshoba County roads and the housing or maintenance of such animals on property in Neshoba County, Mississippi, for a period of one (1) year, conditioned on the right to enter said property for purposes of inspection and/or stop and inspect said transport vehicles.

C. Dangerous Animals Commission is a commission composed of (1) a Neshoba County Supervisor, (2) the Neshoba County Administrator, (3) a private citizen familiar with general policies of the Mississippi Wildlife, Fisheries and Parks, (4) Emergency Management Director and (5) the Neshoba County Sheriff, who shall inspect and authorize issuance of permits. The Commission shall be appointed by the Neshoba County Board of Supervisors and shall serve a term of one (1) year. Each Commissioner shall be a resident citizen of Neshoba County, Mississippi.

D. Permittee/Applicant: The Permittee/Applicant shall be the owner of defined animals, as well as the owner of any real property in Neshoba County, Mississippi, where the defined animals are located or are to be located and the transporter of said defined animals on the roads of Neshoba County, Mississippi.

SECTION 3. Permitting process: Any Permittee/Applicant as defined in this Ordinance is required to make application for and

obtain a permit before any animals defined in this Ordinance shall be allowed to be transported on the roads of Neshoba County, Mississippi, or caged or maintained in Neshoba County, Mississippi, which shall identify each animal so involved and make available the caging or housing facility to be utilized in the storing of said defined animals, as well as the housing of said defined animals, along with the plans and proof of financial responsibility to demonstrate the ability of the Permittee/Applicant to provide for the veterinary and nutritional needs of the defined animals. The Permittee/Applicant, with each application, shall submit a permit fee of Fifty Dollars (\$50.00) per animal for each permit requested. Each application shall have the appropriate approval of the USDA, Mississippi State Veterinarian, if required, and an approval of the Mississippi Department of Environmental Quality, the Mississippi State Department of Health, and/or the Environmental Protection Agency. Upon submission of each permit application, the Commission shall within twenty (20) days review the application to satisfy itself that the plan and financial responsibility for the veterinary and nutritional needs can be adequately met and further, shall inspect the cages for storing and transporting of said animals to insure their proper and safe confinement. The Commission shall require that such cages shall not bow or bend when the full weight of the animals is thrust upon them, that they are of adequate size and will retain said animals and refrain said

animal from digging, climbing, or jumping from said cages. Detailed specifications for the above-referenced cages can be obtained with the permit application. Minors as defined by the State of Mississippi will not be considered for a permit.

Applicants shall not have been convicted in the past three (3) years from the date of application or presently are under indictment for any violation of captive wildlife regulations, any offense involving the illegal commercialization of wildlife, or offenses involving cruelty to animals.

SECTION 4. Penalties: Failure to comply with this Ordinance shall subject the transporter, the land owner, and/or the animal owner to a fine or penalty of Five Hundred Dollars (\$500.00) each per day for each day that a violation occurs and the right of Neshoba County to seek and obtain injunctive relief to remove or prevent the defined animals from being transported or maintained in Neshoba County, Mississippi, and even to the extent of destroying said animals if there are no other reasonable alternative to enforce compliance. A violation being to transport, house, or own such a defined animal in Neshoba County, Mississippi, without first obtaining a proper permit. The permit shall entitle the Commission or its representative to inspect by going onto the lands and/or premises where the animals are housed, at any reasonable time, to insure continued compliance with permit granted and/or stopping and inspecting any vehicle or transport mechanism on the roads of Neshoba County to

insure compliance with this Ordinance. In the event such defined animals exist in Neshoba County at the time of the adoption of this Ordinance, each land owner and animal owner shall make application for permit under this Ordinance within six (6) months and obtain a permit hereunder or be subject to the penalties provided herein. When satisfied that a permit shall issue by the Commission, the County Administrator shall immediately issue its permit.

SECTION 5. Enactment: This Ordinance shall be effective from and after May 15, 1996, and shall be advertised in The Neshoba Democrat as required by law giving notice that a public hearing shall be held on May 6, 1996, at 9:00 o'clock a.m., in the Board of Supervisors Room located in the Neshoba County Courthouse, Philadelphia, Mississippi, to allow the citizens of Neshoba County, Mississippi, and any other party in interest to be heard.

THE FOREGOING ORDINANCE, having been reduced to writing, the same was introduced and read, and a vote was taken thereon, first section by section, and then upon the Ordinance as a whole, with the following results:

Those present and voting "AYE" and in favor of the adoption of each section of the foregoing Ordinance:

Gary Chamblee, Supervisor, District I	Aye
Mike Allen, Supervisor, District II	Aye
Harold Reynolds, Supervisor, District III	Aye
Aubrey Nicholson, Supervisor, District IV	Aye
James Young, Supervisor, District V	Aye

Those present and voting "NAY" or against any section of the foregoing Ordinance:

None.

Those present and voting "AYE" and in favor of the adoption of the foregoing Ordinance as a whole:

Gary Chamblee, Supervisor, District I	Aye
Mike Allen, Supervisor, District II	Aye
Harold Reynolds, Supervisor, District III	Aye
Aubrey Nicholson, Supervisor, District IV	Aye
James Young, Supervisor, District V	Aye

Those present and voting "NAY" or against the foregoing Ordinance as a whole:

None.

WHEREUPON, the foregoing Ordinance was unanimously passed, adopted and approved on this the 15th day of April, 1996.

NESHOBA COUNTY BOARD OF SUPERVISORS

BY: Harold Reynolds  
HAROLD REYNOLDS, PRESIDENT

ATTEST:

Larry McMillan  
LARRY McMILLAN, CLERK  
BOARD OF SUPERVISORS  
NESHOBA COUNTY, MISSISSIPPI



39-6.002 Categories of Captive Wildlife.

(1) The commission hereby establishes the following categories of wildlife:

(a) Class I:

1. Chimpanzees (genus *Pan*)
2. Gorillas (genus *Gorilla*)
3. Gibbons (genus *Hylodactylus*)
4. Drills and mandrills (genus *Mandrillus*)
5. Orangutans (genus *Pongo*)
6. Baboons (genus *Papio*)
7. Siamangs (genus *Symphalangus*)
8. Gelada baboons (genus *Theropithecus*)
9. Snow leopards (*Panthera uncia*)
10. Leopards (*Panthera pardus*)
11. Jaguars (*Panthera onca*)
12. Tigers (*Panthera tigris*)
13. Lions (*Panthera leo*)
14. Bears (family Ursidae)
15. Rhinoceros (family Rhinocerotidae)
16. Elephants (family Elephantidae)
17. Hippopotamuses (family Hippopotamidae)
18. Cape buffalo (*Synocerus caffer caffer*)
19. Crocodiles (except dwarf and Congo) (family Crocodylidae)

(b) Class II:

1. Howler monkeys (genus *Alouatta*)
2. Uakaris (genus *Cacajao*)
3. Mangabeys (genus *Cercocebus*)
4. Guenons (genus *Ceropithecus*)
5. Bearded sakis (genus *Chiropotes*)
6. Guereza monkeys (genus *Colobus*)
7. Celebes black ape (genus *Cynopithecus*)
8. Ioris (genus *Ioris*)
9. Macaques (genus *Macaca*)
10. Langurs (genus *Presbytis*)
11. Douc langurs (genus *Pygathrix*)
12. Scrub-nosed langurs (genus *Rhinopithecus*)
13. Proboscis monkey (genus *Nasalis*)
14. Servals (*Leptailurus serval*)
15. European and Canadian lynx (*Lynx lynx*)
16. Cougars, panthers (*Puma concolor*)
17. Bobcats (*Lynx rufus*)
18. Cheetahs (*Acinonyx jubatus*)

STATE OF MISSISSIPPI  
COUNTY OF NESHOPA

ORDINANCE # 100  
PERMIT APPLICATION

ANIMAL OWNER'S NAME: \_\_\_\_\_  
PRESENT ADDRESS: \_\_\_\_\_  
TELEPHONE NUMBER: \_\_\_\_\_

LANDOWNER'S NAME: \_\_\_\_\_  
PRESENT ADDRESS: \_\_\_\_\_  
TELEPHONE NUMBER: \_\_\_\_\_

TRANSPORTER'S NAME: \_\_\_\_\_  
PRESENT ADDRESS: \_\_\_\_\_  
TELEPHONE NUMBER: \_\_\_\_\_

METHOD OF TRANSPORTATION: \_\_\_\_\_  
\_\_\_\_\_

PRESENT LOCATION OF ANIMALS: \_\_\_\_\_  
\_\_\_\_\_

NUMBER OF ANIMALS BY SPECIES: \_\_\_\_\_  
\_\_\_\_\_

SIZE OF ANIMALS: \_\_\_\_\_  
\_\_\_\_\_

PERMIT FEE: (NO. OF ANIMALS X \$50.00 PER ANIMAL) \$ \_\_\_\_\_

We, the undersigned, do hereby declare that all information supplied in the above application is accurate and that we will adhere to all rules, regulations and stipulations listed in Ordinance # 100 of the Neshoba County Board of Supervisors, under penalty of law.

\_\_\_\_\_  
Owner of Animals

\_\_\_\_\_  
Landowner (where animals will be housed)

\_\_\_\_\_  
Transporter of Animals