



2084 S 700 W  
Hurricane  
(435) 635-8314

## NOISE COMPLAINT FORM/LOG

A person wishing to file a noise complaint against the owner of a dog, which is creating a disturbance by barking, howling or yelping, must follow a specific process to help reach the desired outcome. This process begins with an initial contact with the animal owner by Animal Services and may progress to maintaining a Noise Complaint Log and signing a Formal Complaint to seek relief through Hurricane Municipal Court.

On the first complaint, the animal owner is informed in person of the complaint and Animal Services staff will offer suggestions on how to reduce the noise. During this initial contact, Animal Services will also verify that the reported animal(s) are currently vaccinated for rabies and registered with the city.

All subsequent complaints must be accompanied by a Noise Complaint Log as recommended by the judicial system and filled out by the complainant, with a signed Formal Complaint. A detailed, specific and accurately kept log means a better chance of success if the case should be challenged in court. After this log is complete and signed, return to Animal Services.

To increase the possibility of legal action and charges being filed, the complainant is encouraged to have additional witnesses from neighbors residing in the vicinity, who are willing to not only complete these forms, but also appear in court. Otherwise it may become a situation where it is the animal owner's word against the complainant's. All conditions must be met before charges can be filed.

### City Ordinance: 5-2-5 A5: Nuisance

A. Specified: Any owner or custodian or an animal causing a "nuisance", as defined below, shall be in violation of this Chapter and subject to the penalties provided herein. An animal creates a "nuisance" if it:

5. Barks, whines, howls or makes other disturbing noises in excessive, continuous or untimely fashion

*Dogs Disturbing Neighborhood: No person shall own, keep or harbor any dog which by loud, continued or frequent barking, howling, yelping or by noxious or offensive odors shall annoy, disturb or endanger the health and welfare of any person or neighborhood. A violation of this subsection shall be an infraction and such is hereby declared to be nuisance, and each day the violation is permitted to exist or continue shall constitute a separate offense. This subsection shall not apply to the City dog pound, veterinary hospitals or medical laboratories. (1998 Code § 13-20-3-11)*



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**Read all instructions before beginning this log**

This log must be kept in the following manner:

1. Be specific. For example: “June 2, 1 a.m., barked 15 minutes.” Not “Dog barked all day.”
2. Keep the log for 14 days, during regular hours or after hours if disturbed by the barking. It is not necessary to stay up all night to monitor noise activity.
3. Indicate each and every time the noise is annoying and for how long the dog makes noise. Remember that dogs bark and barking at reasonable times and intervals does not constitute a nuisance violation of our ordinance.
4. To increase the possibility of legal action and charges being filed, have additional witnesses from neighbors or other residences complete these forms as well. Otherwise it may become a situation of whereby it is the dog owner’s word against yours.
5. When the log is completed (after 14 days) return to Animal Services.

***\*\*\*A detailed, specific and accurate log is absolutely necessary in order to resolve or prove a public nuisance violation. Remember, this log is a legal document that may be utilized in court.***

Dog Owner’s Name: \_\_\_\_\_

Dog Owner’s Address: \_\_\_\_\_

Dog’s Description: \_\_\_\_\_

