

MAIL ALL AFFIDAVITS OF COMPLAINT TO:

**Martin County Animal Control
2151 SE Aviation Way
Stuart, FL 34996
Telephone: 772-287-1656**

INFORMATION:

**Martin County Ordinance
*Section 9.96. – Animal Creating a Public Nuisance***

9.96.A. The owner of any animal which habitually barks, whines, howls, squawks, screeches, crows, or causes any other noise which is objectionable due to pitch, frequency, timing, or any combination thereof; which is habitually at large, or habitually chases or runs after persons, other animals or vehicles; which unreasonably interferes with, destroys, or damages the property of other persons; which causes serious annoyance to neighboring residents or interferes with the reasonable use and enjoyment of other persons' property; which causes the fouling of the area by odor or attracts insects or other vermin, thereby creating unreasonable annoyance or discomfort for persons on adjacent properties, or otherwise causes a sanitary nuisance as defined in Section 386.01, Florida Statutes 2001; which is being kept in violation of any provision of Chapter 372 Florida Statutes 2001; and related regulations promulgated by the Florida Fish and Wildlife Conservation Commission; or which is otherwise offensive such that it creates a nuisance, as defined in the Florida Statutes or at common law, shall be deemed to be permitting a public nuisance and to be committing an act in violation of this chapter, and shall be punished as provided for by law.

9.96.B. An Animal Care and Control Officer shall investigate an alleged violation of this section upon the receipt of three (3) sworn affidavits of complaint from three (3) individuals residing at different addresses in the vicinity of the animal(s) allegedly creating a nuisance. Such affidavits shall specify the address of the complainant; the address where the alleged offending animal(s) is (are) kept; the nature of the alleged act(s); the time(s); and date(s) of the alleged act(s); the name of the owner of the animal(s), if known; and a description of the animal(s). At the reasonable discretion of the Animal Control Unit Supervisor, based upon the unusual location of a particular property, or circumstance, where an alleged nuisance creating animal is kept, an animal care and control officer may rely upon only one or two sworn affidavits of complaint in conducting an investigation to determine whether probable cause exists for the officer to believe that a violation of this section has (have) occurred.

9.96.C. Upon receipt of sworn affidavits of complaint as provided for in section 9.96.B. and further investigation providing the animal care and control officer with probable cause to believe a violation of this section exists, and animal care and control officer shall issue the appropriate citation(s) to the owner of the animal(s) alleged to be causing the violation(s).

MARTIN COUNTY ANIMAL CARE & CONTROL
AFFIDAVIT OF COMPLAINT

IN ACCORDANCE WITH ORDINANCE 557, SEC. 4-51, ANIMAL CREATING PUBLIC NUISANCE
CODE OF LAWS AND ORDINANCES OF MARTIN COUNTY, FLORIDA

1. COMPAINAINT: _____
FIRST MI LAST (PLEASE PRINT IN BLUE OR BLACK INK)

HOME ADDRESS: _____ PHONE-HOME _____

WORK ADDRESS: _____ PHONE-WORK _____

2. NATURE OF COMPLAINT: _____

3. DATE(S), TIME(S) AND PLACE OF OCCURRENCE: _____

4. NAME AND ADDRESS OF OWNER OF ANIMAL(S): _____

5. DESCRIPTION OF ANIMAL(S): _____

I UNDERSTAND THAT BY SIGINING THIS AFFIDAVIT OF COMPLAINT, I MAY BE REQUIRED TO APPEAR IN COURT TO ATTEST TO THE VIOLATON(S) ALLEGED HEREIN. I AGREE TO TESTIFY IN COURT, IF NECESSARY, TO ASSIST THE COUNTY IN THIS MATTER.

AFFIANT SIGNATURE

STATE OF FLORIDA
COUNTY OF MARTIN

SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, A.D., 20_____.

(Seal)

NOTARY PUBLIC