

ORDINANCE NUMBER: 2310

AMENDING CHAPTER 3

**ORDINANCE AMENDING CHAPTER 3 OF THE CHARLOTTE CITY CODE
ENTITLED "ANIMALS"**

BE IT ORDAINED, by the City Council of the City of Charlotte, North Carolina that:

Section 1. Subsection (b) of Section 3-31 of Article III., entitled "Ferrets," of Chapter 3, "Animals," is deleted and Section 3-31 of the Charlotte City Code is amended to read as follows:

- "(a) *License.* It shall be unlawful for any ferret owner, possessor or harborer ("owner") who resides in the city to fail to obtain and to have in the individual's possession a current license for any ferret over four (4) months of age. The owner, possessor or harborer of any ferret must have the ferret vaccinated against rabies and must have a current rabies vaccination tag showing that the ferret has been vaccinated. No license will be issued unless proof of inoculation is shown. Any ferret owner who moves into the city for the purpose of establishing residency, or who becomes a resident as a result of annexation, shall have thirty (30) days in which to obtain a license.
- (b) *Rabies tags.* It shall be unlawful for any person who owns or keeps a ferret not to have the ferret inoculated against rabies. It also shall be unlawful for the owner of any ferret in the city not to have in the owner's possession the rabies vaccination tag issued to that person by the veterinarian administering the rabies vaccination. If the owner, possessor, or harborer of a ferret cannot promptly display a valid rabies tag, the department shall have the authority to immediately impound the ferret and the owner shall be subject to a fifteen dollar (\$15.00) citation penalty pursuant to Code section 3-10.
- (c) *Enforcement.* The department shall have all the enforcement authority cited in chapter 3 in order to enforce this section in respect to ferrets. The enforcement authority shall include, but not be limited to, all the enforcement authority stated in any provisions that pertain to dogs."

Section 2. Section 3-34 of Article IV., entitled "License and rabies tags and fees," of Chapter 3, "Animals," of the Charlotte City Code is amended to read as follows:

- "(a) *License:* It shall be unlawful for any dog, cat, or ferret owner, possessor or harbinger who resides in the city to fail to provide their dog, cat, or ferret over four

(4) months of age with a current city license tag. The owner, possessor or harbored of any above-described animal must have their animal vaccinated and must have a current rabies vaccination tag showing that such animals have been vaccinated. No license will be issued unless proof of inoculation is shown. Any dog, cat, or ferret owner, possessor, or harbored who moves into the city for the purpose of establishing residency, or who becomes a resident as a result of annexation, shall have thirty (30) days in which to obtain a license.

(b) *License Fee:*

(1) Licenses shall be renewed annually from the date of issuance, except for sterile dogs or cats, which may have a three (3) year renewal term. The license fee for all dogs, guard dogs, cats, and ferrets shall be as follows:

Dogs:	Fertile	\$30.00
	Sterile	\$10.00 / 1 year, \$25.00 / 3 years
Guard Dogs:		\$30.00
Cats:	Fertile	\$30.00
	Sterile	\$10.00 / 1 year, \$25.00 / 3 years
Ferrets:	Fertile	\$30.00
	Sterile	\$10.00

(2) Any owner of an animal who can furnish a statement from a licensed veterinarian that the animal, due to health reasons, could not withstand spay/neuter surgery, shall be charged at the sterile rate.

(3) Any owner of one (1) or more purebred dogs or cats who can furnish proof of participation in at least three (3) nationally recognized conformation or obedience shows within the past twelve (12) months, shall be charged at the sterile rate. The exemption only applies to the dogs or cats in the owner's household of the same breed that were shown. Proof of participation must go beyond records showing that a filing fee was paid, and the owner must validate the actual showing of the animal.

(4) Any animal owner sixty-two (62) years of age or older who owns a sterilized animal may receive their license free of charge.

(5) Any handicapped owner of a dog which is used for seeing or hearing purposes and is spayed or neutered shall obtain a license free of charge.

(6) Any governmental agency that owns for a governmental purpose, an animal subject to licensing, shall obtain their license free of charge.

(c) *Guard Dog License:* It shall be unlawful for any dog owner, possessor or harbored to bring a dog into the city to function as a guard dog without first

obtaining a city guard dog license. Such license will supersede the normal dog license required by sub-section (a).

- (d) *Rabies Inoculation:* It shall be unlawful for any person who owns, possesses, or harbors a dog, cat, or ferret not to have the animal inoculated against rabies.
- (e) *Rabies tag:* It shall be unlawful for the owner, possessor, or harbinger of any dog or cat in the city not to have the dog or cat wear the rabies vaccination tag issued to them by the veterinarian administering the rabies vaccine. It shall be unlawful for the owner, possessor, or harbinger of any ferret in the city not to have in the owner's possession the rabies vaccination tag issued to that person by the veterinarian administering the rabies vaccination. Dogs and cats not wearing such tags, and for which the owner cannot promptly display a valid rabies tag, may be impounded pursuant to Code section 3-44.
- (f) *Reclaim:* If the bureau has lawfully acquired custody or control of an animal and the bureau has probable cause to believe that the animal does not have the lawfully required inoculation against rabies, then the bureau shall have the authority to inoculate the animal against rabies. The owner, possessor, or harbinger of the animal shall not have the right to reclaim the animal until the owner, possessor, or harbinger has paid the city for the cost of the rabies inoculation."

Section 3. Section 3-35 of Article IV., entitled "Exemptions from differential licensing," of Chapter 3, "Animals," of the Charlotte City Code is hereby deleted.

Section 4. Section 3-44 of Article V., entitled "Impoundment," of Chapter 3, "Animals," of the Charlotte City Code is hereby amended to read as follows:

"Any domesticated or exotic animal that is found to be un-owned or to be in violation of any provision of this chapter is subject to immediate impoundment if the animal's owner is non-existent, unknown, or found to be unavailable after a reasonable attempt to identify, locate, and/or notify the animal's owner has been made. Any animal that is so impounded shall be held by the bureau for three (3) working days, excluding the day of impoundment.

If the owner of the animal appears during the three (3) day holding period, the owner may redeem the animal by paying the applicable impoundment and boarding fee, any and all outstanding civil citations that may have been issued pursuant to a violation of this chapter, and also by bringing the animal into full compliance with all provisions of this chapter and any applicable state law. The animal shall not be released to the owner until the owner has fully complied with the above requirements. The owner shall have ten (10) calendar days from when they first appear and claim the animal in which to accomplish such compliance and redeem the animal. The owner shall be responsible for a boarding fee for the entire time the animal is held by the bureau. Failure to do so shall result in the forfeiture of the animal to the bureau. The bureau manager may grant a time extension to any owner actively attempting to redeem their animal.

Any animal for which no owner appears within the three (3) day holding period shall be deemed abandoned and shall be forfeited to the bureau.

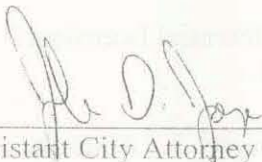
Nothing in this section shall prevent the bureau from seizing and/or forfeiting an impounded animal pursuant to any other provision of this chapter or state law."

Section 5. Section 3-45 of Article V., entitled "Fees," of Chapter 3, "Animals," of the Charlotte City Code is amended to include subsection (4), which shall read as follows:

"(4) *Electronic Tagging.* The Bureau is hereby authorized to, and may without the consent of the animal's owner or possessor, humanely implant any animal lawfully impounded with an electronic tagging device similar to a micro-chip that will allow the animal to be positively identified. The cost shall be deferred by the owner or possessor prior to the animal being released back into their custody."

Section 6. This ordinance shall become effective July 1, 2003.

Approved as to Form:

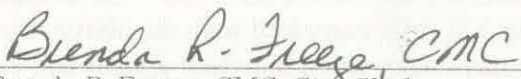


Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of June, 2003, the reference having been made in Minute Book 119, and recorded in full in Ordinance Book 52, Pages 299-302.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of June, 2003.


Brenda R. Freeze, CMC, City Clerk

ORDINANCE NO. 2311-X

0-73

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR THE CONSTRUCTION OF A CORPORATE HANGER.

BE IT ORDAINED, by the City Council of the City of Charlotte;


Section 1. That the sum of \$3,380,000 is available from Airport Excluded Centers Fund Balance. These funds will be repaid from proceeds of a lease with Coca-Cola Bottling Company Consolidated.

Section 2. That the sum of \$3,380,000 is hereby appropriated to the Airport Capital Projects Fund 2073 - 563.19.

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective upon adoption.

Approved as to form:


City Attorney

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I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of June, 2003, the reference having been made in Minute Book 119, and recorded in full in Ordinance Book 52, Page 303.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 11th day of June, 2003.


Brenda R. Freeze, CMC, City Clerk

June 9, 2003
Ordinance Book 52, Page 304

ORDINANCE NO. 2312-X

0-74

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR REPAIRS TO THE US AIRWAYS HANGER.

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$180,000 is available from an insurance settlement payment from Mesa AirGroup for repairs to the damaged US Airways Hanger.
- Section 2. That the sum of \$180,000 is hereby appropriated to the Aviation Capital Projects Fund (2086-527.23)
- Section 3. All ordinances in conflict with this ordinance are hereby repealed.
- Section 4. This ordinance shall be effective upon adoption.

Approved as to form:

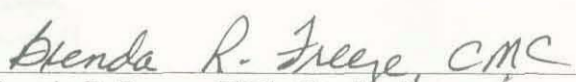


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