

ARTICLE VI. ANIMAL ESTABLISHMENTS

- 6-1-1 Permit required; term; removal; one per establishment; display.
- (a) No person shall operate an animal establishment without first obtaining a permit from the animal control authority in compliance with this article, nor may any person operate an animal establishment in a manner in violation of any provision of this Code. The permit shall be in lieu of the required business permit, and the fee for this permit shall be the same as the City business permit fee.
 - (b) The permit period shall begin with the first day of the calendar year and shall run for one year. Renewal application for permits shall be made thirty (30) days prior to and up to sixty (60) days after January 1st of each year. Application for a new establishment under the provisions of this Code shall be made within sixty (60) days of the start of business or operation.
 - (c) Every facility regulated by this article shall be considered a separate enterprise, requiring an individual permit (e.g., two (2) kennels at different locations but owned by the same person, shall be considered as two (2) animal establishments).
 - (d) Permits obtained in accordance with this article shall be displayed in a prominent location on the premises of the animal establishment.
- 6-1-2. Application procedure
- (a) Each animal establishment shall annually file an application for permit with the animal control authority

within the time periods provided in section 6-1-1(b) hereof, provided that all preexisting establishments shall have ninety (90) days from the effective date of this Code to file such application.

- (b) The permit application shall be made on a form provided by the animal control department.
- (c) Upon receipt of a completed application, the animal control department shall make an inspection of the facility to ensure that all animals are provided for in a humane manner and that the establishment is in compliance with all provisions of this Code. The animal control department shall be permitted to make such inspections of any animal establishment at any reasonable time during normal business hours.
- (d) The animal control department shall either issue a permit to the applicant or, if a permit is not granted, the animal control department shall notify the applicant in writing of the specific reasons for denial.
- (e) Any animal establishment denied a permit may not reapply for a period of at least thirty (30) days. Each re-application shall describe any previous denial or revocation.
- (f) If an applicant is shown to have withheld or falsified any material information on the application, the animal control department may refuse to issue or may revoke a permit.

6-1-3. Revocation of permits.

- (a) The animal control department may revoke any permit if the person holding the permit refuses or fails to comply with this Code, or any other law or regulation governing the protection and keeping of animals, including refusal to allow inspection of the animal establishment as provided in this article.
- (b) Whenever a permit is revoked for cause, or pending any proceedings to contest such action, the animal control department shall have power of entry to inspect all premises where the animals are being kept and shall notify the owner in writing as to the period of time that reasonably shall be allowed for removal of animals from such premises, and shall state the specific reasons for revocation. In the event any such owner shall fail to remove such animals as directed, the animal control

department may impound such animals pursuant to Article VIII hereof.

6-1-4. Compliance with Code.

- (a) An animal establishment shall not sell, trade or give away any dog or cat over three (3) months of age, unless the dog or cat has been licensed and/or vaccinated as required by this Code.
- (b) The animal control department shall be permitted to inspect any animal establishment and all animals and the premises where such animals are kept at any reasonable time during normal business hours to ensure compliance with all provisions of this article and the animal control code.

6-1-5. Standards for commercial kennels.

All kennels shall, in addition to the other requirements of this Code, comply with the minimum standards of this section. Failure to meet these standards shall be grounds for denial of a permit or revocation of a permit. Standards for kennels are as follows:

- (a) Enclosures must be provided which shall allow adequate protection against weather extremes. Floors of buildings, runs and walls shall be of an impervious material to permit proper cleaning and disinfecting. Enclosures for animals must be at least 200 feet from the nearest residential structure not owned by the owner of the kennel.
- (b) Building temperature shall be maintained at a comfortable level. Adequate ventilation shall be maintained.
- (c) Each animal shall have sufficient space to stand up, lie down and turn around without touching the sides or top of cages.
- (d) Cages are to be of material and construction that permit cleaning and sanitizing.
- (e) Cage floors of concrete, unless radiantly heated, shall have a resting board or some type of adequate bedding.
- (f) Runs shall provide an adequate exercise area and protection from the weather. Runs shall have an impervious surface.

- (g) All animal quarters and runs are to be kept clean, dry and in a sanitary condition.
- (h) The food shall be free from contamination, wholesome, palatable and of sufficient quantity and nutritive value to meet the normal daily requirements for the condition and size of the animal.
- (i) All animals shall have fresh water available at all times.