

1 **BILL NO. 2000-30**

2 **ORDINANCE NO. 5220**

3 AN ORDINANCE TO AMEND VARIOUS CHAPTERS OF TITLE 7 OF THE MUNICIPAL CODE
4 TO UPDATE THE CITY'S ANIMAL CONTROL REGULATIONS, AND TO PROVIDE FOR
OTHER RELATED MATTERS.

5 Proposed by: Michael Sheldon, Director
6 Detention and Enforcement

Summary: Updates the City's animal control
regulations.

7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: Title 7, Chapter 4, Section 40, of the Municipal Code of the City of Las
10 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **7.04.040:** "Animal Advisory Committee" means a committee consisting of five members selected
12 and appointed to a two-year term by the City Council, convened and administrated by the [appropriate
13 municipal Court] Animal Regulation Officer to gather information and make recommendations [to
14 the court on] concerning whether an animal is vicious and should be destroyed. A quorum of three
15 members must be present to hear evidence; a majority thereof is required to make a finding of facts
16 in order to submit recommendations. [to the court.] This Committee shall possess subpoena power
17 issued by the Las Vegas Municipal Court. The Committee may hear evidence from the complainant[,]
18 or the animal's owner, or both, as well as view the animal in controversy.

19 SECTION 2: Title 7, Chapter 4, Section 90, of the Municipal Code of the City of Las
20 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

21 **7.04.090:** "At large" [means] refers to any animal not secured to and restrained by a leash or lead,
22 [and not under the control of the owner or another responsible person and obedient to that person's
23 commands,] or not confined within the real property limits of its owner or keeper by means of a fence,
24 cage, coop, chain, leash or other restraining device.

25 SECTION 3: Title 7, Chapter 4, of the Municipal Code of the City of Las Vegas,
26 Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 215 to read as follows:

27 **7.04.215:** "Dangerous animal" means any animal that has been declared to be dangerous pursuant
28 to Section 7.16.010.

1 SECTION 4: Title 7, Chapter 4, of the Municipal Code of the City of Las Vegas,
2 Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 253 to read as follows:

3 **7.04.253:** "Feral cat" means a cat that:

4 (A) Has no apparent owner or identification; and

5 (B) Appears to be unsocialized, unmanageable or demonstrates characteristics
6 normally associated with wild or undomesticated animals.

7 SECTION 5: Title 7, Chapter 4 of the Municipal Code of the City of Las Vegas,
8 Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 257 to read as follows:

9 **7.04.257:** "Ferret" means a domestic ferret (*mustela furo*).

10 SECTION 6: Title 7, Chapter 4, Section 490, of the Municipal Code of the City of
11 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

12 **7.04.490:** "Vicious animal" means any animal [or animals that constitute a physical threat to
13 human beings or that have, without provocation, attacked a human being or other animal.] that has
14 been declared to be vicious pursuant to Section 7.16.010.

15 SECTION 7: Title 7, Chapter 4, Section 500, of the Municipal Code of the City of
16 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 **7.04.500:** "Wild animal" means [any] :

18 (A) Any animal found naturally in the wild state, regardless of whether such animal
19 is indigenous to the State or whether such animal was raised in captivity[.]; or

20 (B) Any hybrid of such an animal.

21 SECTION 8: Title 7, Chapter 8, Section 10, of the Municipal Code of the City of Las
22 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

23 **7.08.010:** Every person, except a professional animal handler permit holder, owning, keeping,
24 harboring or possessing within the City, any dog, [or] cat or ferret over the age of four months shall,
25 within thirty days after the [dog or cat] animal attains the age of four months[, or within thirty days

26 after first bringing the dog or cat] or is first brought into the City, obtain for the [dog or cat] animal
27 a current and valid [dog or cat] license issued by the City.

28 SECTION 9: Title 7, Chapter 8, Section 30, of the Municipal Code of the City of Las

1 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

2 **7.08.030:** Every person applying for a dog, [or] cat or ferret license must exhibit a certificate of
3 vaccination issued by a person licensed by this State, or by any other state or nation, to practice
4 veterinary medicine, which shows that the [dog or cat] animal has been vaccinated in accordance with
5 the provisions of Chapter 7.12, and whether the [dog or cat] animal is sterilized; provided that, as an
6 alternative, the person may exhibit a current exemption-from-vaccination permit.

7 SECTION 10: Title 7, Chapter 8, Section 40, of the Municipal Code of the City of Las
8 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

9 **7.08.040:** The owner of any dog, [or] cat or ferret may obtain for the animal an exemption-from-
10 vaccination permit from the Animal Regulation Officer, provided that:

- 11 (A) The [dog or cat] animal is confined at all times;
- 12 (B) The facilities for confinement have been inspected and approved by an Animal
13 Control Officer;

14 (C) A fee of twenty-five dollars is paid for such inspection and permit per animal per
15 year; and

16 (D) [A] The owner provides a written statement, issued by a licensed veterinarian of
17 this State, [shows] showing cause why the [dog or cat] animal should not be vaccinated.

18 SECTION 11: Title 7, Chapter 8, Section 50, of the Municipal Code of the City of Las
19 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

20 **7.08.050:** Except as otherwise provided in Section 7.08.065, the following annual fees shall be
21 paid for each license at the time of issuance of [said] the license for each dog, [or cat:] cat or ferret:

22 Classification	Fee
23 (A) Dog, male	\$25.00
24 (B) Dog, male, neutered	10.00
25 (C) Cat, male	25.00
26 (D) Cat, male, neutered	10.00
27 (E) Dog, female	25.00
28 (F) Dog, female, spayed	10.00

1	(G)	Cat, female	25.00
2	(H)	Cat, female, spayed	10.00
3	(I)	<u>Ferret, male</u>	<u>25.00</u>
4	(J)	<u>Ferret, male, neutered</u>	<u>10.00</u>
5	(K)	<u>Ferret female</u>	<u>25.00</u>
6	(L)	<u>Ferret, female, spayed</u>	<u>10.00</u>

7 SECTION 12: Title 7, Chapter 8, Section 80, of the Municipal Code of the City of Las
8 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

9 **7.08.080:** Each person paying the license fee under Section 7.08.060 shall receive a receipt
10 stating the amount, date of payment, a brief description of the [dog or cat, and] animal and, except as
11 provided in Section 7.08.090(C), a numbered license tag of a durable material. If [such] the tag is lost,
12 the owner shall, within ten days from the date of the discovery of loss, procure a new numbered tag
13 and pay the fee of five dollars therefor.

14 SECTION 13: Title 7, Chapter 8, Section 90, of the Municipal Code of the City of Las
15 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16 **7.08.090:** (A) The owner of any dog, [or] cat or ferret licensed under this Chapter shall securely
17 fasten about the neck of the [dog or cat] animal a collar [with a tag attached thereto bearing the
18 number of such license.] which has attached thereto the license tag referred to in Section 7.08.080.

19 [(B) It shall be unlawful for any person to remove any license tag issued under the
20 provisions of this Chapter from any dog or cat not owned by him, or not lawfully in his possession
21 or under his control or care, or for any person to place on any dog or cat or to permit any dog or cat
22 in his control or possession to wear any license tag not issued pursuant to this Chapter for that
23 particular dog or cat or to place on a dog or cat or to own, keep, or possess, any dog or cat, wearing
24 any counterfeit, imitation, or altered license tag provided for in this Chapter.]

- 25 (B) It is unlawful for any person to:
- 26 (1) Remove any license tag issued pursuant to Section 7.08.080 from any
27 animal not owned by that person, or not lawfully in his possession or under his control or care;
- 28 (2) Place on any animal, or to permit any animal in his control or possession

1 to wear, any license tag which has not been issued pursuant to this Chapter for that particular animal:
2 or

3 (3) Place on any animal, or to own, keep, or possess any animal wearing,
4 any counterfeit, imitation, or altered license tag of the kind required by this Chapter.

5 (C) As an alternative to obtaining a license tag for, and attaching it to, a ferret, the
6 owner may have an electronic identification microchip implanted under the skin of the ferret if the
7 manufacturer of the microchip has been approved by the Animal Regulation Officer and the
8 implantation conforms to procedures recommended by the manufacturer.

9 SECTION 14: Title 7, Chapter 8, Section 100, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **7.08.100:** Each dog, [or] cat or ferret license issued by the City shall be effective for one year
12 following its issuance or until there is a change in ownership [thereof] of the animal, in which case
13 the new owner has thirty days from the date of the transfer of possession to obtain a new annual
14 license [, subject to payment of] and to pay all applicable fees.

15 SECTION 15: Title 7, Chapter 8, Section 120, of the Municipal Code of the City of
16 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 **7.08.120:** The City shall keep a register of all issued licenses showing[:] for each license:

18 (A) The name, current address, and telephone number, if any, of the [licensee;]
19 person to whom the license was issued;

20 (B) Date of issuance;

21 (C) Description of the dog, [or] cat or ferret;

22 (D) The number of the license tag[.], or the manufacturer and identifying
23 information for any electronic microchip which is used in lieu of a license tag; and.

24 (E) The expiration date of the most recent vaccination for rabies.

25 SECTION 16: Title 7, Chapter 8, Section 130, of the Municipal Code of the City of
26 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

27 **7.08.130:** The provisions of this Chapter relating to licensing shall not apply to dogs, [or] cats
28 or ferrets under four months of age, provided that they are not running at large.

1 SECTION 17: Title 7, Chapter 8, of the Municipal Code of the City of Las Vegas,
2 Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 185 to read as follows:

3 **7.08.185:** No person shall keep more than three ferrets over four months of age at any residence
4 or premises within the City.

5 SECTION 18: Title 7, Chapter 12, of the Municipal Code of the City of Las Vegas,
6 Nevada, 1983 Edition, is hereby amended by adding thereto a new section 5 to read as follows:

7 **7.12.005:** The Animal Regulation Officer shall serve as the City's Rabies Control Authority. The
8 Rabies Control Authority is authorized to issue citations to the owner of any dog, cat or ferret that is
9 not vaccinated against rabies as prescribed in Section 441A.435 of the Nevada Administrative Code
10 (NAC). The only acceptable proof of vaccination is a certificate of vaccination of rabies issued
11 pursuant to NAC 441A.440.

12 SECTION 19: Title 7, Chapter 12, Section 10, of the Municipal Code of the City of
13 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

14 **7.12.010:** (A) Any person owning, keeping, harboring or possessing a dog, [or] cat or ferret
15 within the City shall cause said animal to be vaccinated with a rabies vaccine within thirty days after
16 the animal reaches the age of three months. Any person subsequently owning, keeping, harboring or
17 possessing an animal within the City which has already reached the age of three months shall cause
18 said animal to be vaccinated with a rabies vaccine within thirty days after the dog [or], cat or ferret
19 came into the possession or under the control of that person, if the animal has not been previously
20 vaccinated for rabies.

21 (B) Any person owning, keeping, harboring or possessing a dog [or], cat or ferret which
22 was initially vaccinated for rabies in a jurisdiction other than the City while the animal was between
23 the ages of three months and twelve months shall cause that dog [or], cat or ferret to be vaccinated one
24 year after that vaccination in accordance with the requirements of Section 7.12.030.

25 (C) Any person owning, keeping, harboring or possessing a dog, [or] cat or ferret which
26 was vaccinated for rabies in a jurisdiction other than the [city] City after the animal reached the age
27 of twelve months is temporarily exempt from the requirements of having the animal revaccinated,
28 pursuant to Section 7.12.030, for the effective period of the vaccine which was used in that

1 vaccination, as stated by the manufacturer of the vaccine, measured from the date of such vaccination;
2 provided, however, that no such animal will be exempt from the requirements of revaccination
3 contained in Section 7.12.030 for more than [two] three years, in the case of dogs[,] and cats, and one
4 year[,] in the case of [cats,] ferrets after the date of such vaccination, regardless of the effective period
5 of the vaccine. Any vaccination of a dog [or], cat or ferret for rabies which has occurred in a
6 jurisdiction other than the City must:

7 (1) Have been by a person licensed to practice veterinary medicine within
8 that jurisdiction; and

9 (2) Be evidenced by a Certificate of Vaccination which contains the
10 information required in Section 7.12.050,
11 in order for the person owning, keeping, harboring or possessing the dog [or], cat or ferret to be
12 entitled to the temporary exemption provided for herein.

13 SECTION 20: Title 7, Chapter 12, Section 30, of the Municipal Code of the City of
14 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **7.12.030:** (A) Every person owning, keeping, harboring or possessing a dog or cat within the
16 City which was initially vaccinated for rabies between the ages of three months and twelve months
17 shall have his dog or cat revaccinated one year after the initial vaccination, and thereafter shall be
18 revaccinated at least every [two] three years with a vaccine effective for a minimum of [two] three
19 years.

20 (B) Every person owning, keeping, harboring or possessing a [cat] ferret within the
21 City shall have his [cat] ferret revaccinated on an annual basis with a vaccine effective for a minimum
22 of one year.

23 SECTION 21: Title 7, Chapter 12, Section 40, of the Municipal Code of the City of
24 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

25 **7.12.040:** Every veterinarian who vaccinates a dog, [or] cat or ferret with rabies vaccine shall
26 issue to the person owning, keeping, harboring, or possessing [such dog or cat, kept] that animal
27 within the City, a numbered tag of durable material with the name and phone number of his
28 veterinarian clinic thereon, and shall issue a certificate of vaccination, substantially as reproduced in

1 blank in Section 7.12.050. The certificate shall be prepared in triplicate with the original to the owner
2 of the [dog or cat] animal, a copy to the Animal Regulation Officer and a copy to be kept in the
3 veterinarian's records for a period of not less than [two] three years.

4 SECTION 22: Title 7, Chapter 12, Section 50, of the Municipal Code of the City of
5 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6 **7.12.050:** The certificate of vaccination contemplated in Section 7.12.040 shall be substantially
7 as follows:

8 **CERTIFICATE OF VACCINATION**

9 Rabies Tag No. _____
10 Owner _____ Date vaccinated _____
11 Street _____
12 City _____ State _____ Zip _____
13 Owner's Telephone Number _____
14 Dog/Cat/Ferret _____ Name _____ Breed _____
15 Color _____ Markings _____
16 Weight _____ Sex _____ Spayed _____ Neutered _____
17 Age: 3 mo. to 12 mo. [] (1 year vaccination)
18 12 mo. or older [] ([2 year] multi-year vaccination)
19 Actual age of animal _____
20 Vaccine Serial Number _____ Producer _____
21 By _____, Licensed Veterinarian
22 Veterinarian's License No. _____
23 Address _____
24 Telephone Number _____

24 SECTION 23: Title 7, Chapter 16, Section 10, of the Municipal Code of the City of
25 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

26 **7.16.010:** [It shall be a misdemeanor to permit any vicious animal to be at large in the City.]

27 (A) Except as otherwise provided in Subsection (B) of this Section:

28 (1) An animal may be declared dangerous by the Animal Regulation Officer

1 if it constitutes a physical threat to human beings or to other animals and, on two separate occasions
2 within 18 months:

3 (a) It behaves menacingly to a degree that would lead a reasonable
4 person to defend himself against substantial bodily harm; or

5 (b) It bites a person, but without causing substantial bodily harm.

6 (2) An animal may be declared dangerous by the Animal Regulation Officer
7 if it constitutes a physical threat to human beings or to other animals and, without regard to any
8 previous behavior:

9 (a) It is used in the commission of a crime by its owner or keeper;

10 (b) While either at large or restrained, it causes serious injury or
11 death to another animal that is not at large or is not otherwise in violation of this Title; or

12 (c) It exhibits a condition or behavior which causes the Animal
13 Regulation Officer to believe the animal is a threat to public safety.

14 (3) An animal may be declared vicious by the Animal Regulation Officer
15 if it constitutes a physical threat to human beings or to other animals and:

16 (a) It has killed or inflicted substantial harm upon a human being
17 or other animal; or

18 (b) After having previously been declared dangerous, with notice
19 of the declaration having been provided to the owner or keeper, it continues to exhibit the same type
20 of behavior which resulted in the declaration, or is in violation of the provisions of Section 7.16.030.

21 (B) (1) An animal may not be declared dangerous pursuant to this Section for
22 constituting a physical threat:

23 (a) To another animal which, or person who, provoked the animal,
24 as a result of and to the extent of the provocation;

25 (b) To another animal which, or person who, was unlawfully upon
26 premises owned or occupied by the owner or keeper of the animal constituting the threat;

27 (c) To another animal which was running at large or otherwise in
28 violation of this Title; or

1 (d) In connection with its use by law enforcement officers in the
2 performance of their duties.

3 (2) An animal may not be declared vicious pursuant to this Section for
4 constituting a physical threat:

5 (a) To another animal which, or person who, provoked the animal,
6 as a result of and to the extent of the provocation:

7 (b) To another animal which, or person who, was unlawfully upon
8 premises owned or occupied by the owner or keeper of the animal constituting the threat; or

9 (c) In connection with its use by law enforcement officers in the
10 performance of their duties.

11 SECTION 24: Title 7, Chapter 16, Section 20, of the Municipal Code of the City of
12 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

13 **7.16.020:** It shall be unlawful for:

14 (A) [any] Any person to knowingly possess, house, shelter, quarter, own or in any
15 other way have under his control, or to transfer ownership of, a vicious or dangerous animal within
16 the City, except as provided in this Chapter[.]; or

17 (B) The owner, or any person having possession, custody or control, of a
18 dangerous or vicious animal to permit the animal to be at large.

19 SECTION 25: Title 7, Chapter 16, Section 30, of the Municipal Code of the City of
20 Las Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

21 SECTION 26: Title 7, Chapter 16, of the Municipal Code of the City of Las Vegas,
22 Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 30, reading as follows:

23 **7.16.030:** Any animal which is declared to be dangerous by the Animal Regulation Officer may
24 be kept within the City, provided that:

25 (A) Within 14 days after the owner or keeper is notified of the declaration, the area
26 in which the owner or keeper intends to keep the animal must pass an inspection by the Animal
27 Regulation Officer, and the owner or keeper must obtain from the Animal Regulation Officer a permit
28 to keep the animal, based upon such terms and conditions as the Animal Regulation Officer deems

1 appropriate. A nonrefundable inspection fee of fifty dollars will be charged the owner or keeper. For
2 purposes of this Subsection (A), notice of the declaration shall be deemed complete if it is served
3 personally, or upon mailing by certified mail, return receipt requested, sent to the last known address
4 of the owner or keeper.

5 (B) The animal shall be kept, confined or housed within an enclosure:

6 (1) That will ensure the animal's retention and comfort, is of a size to permit
7 the animal to stand upright, and is of a dimension deemed adequate by the Animal Regulation Officer;
8 and

9 (2) That is secure enough so that the animal cannot bite, harm or injure
10 anyone by overreaching the top of the fence or other enclosure.

11 (C) At no time shall the animal be allowed to leave the private property confines
12 of the owner or person in charge of the animal unless it is muzzled, leashed and under the effective
13 control of an adult.

14 (D) The private property shall be adequately and properly posted with conspicuous
15 warning signs, with a listing of the name and telephone number of the owner of the animal.

16 (E) The owner of a dangerous animal may not sell, relocate or give away the animal
17 without first obtaining prior written approval from an Animal Control Officer. If such a transaction
18 is approved, the owner or transferee shall pay a nonrefundable inspection fee of fifty dollars for
19 inspection of the new location for the animal.

20 SECTION 27: Title 7, Chapter 16, Section 40, of the Municipal Code of the City of
21 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

22 **7.16.040:** (A) Any permit issued under Section 7.16.030 shall be revoked if the animal,
23 without provocation, bites or attempts to bite any person or animal lawfully upon the permit holder's
24 property or upon any other property.

25 (B) Any person who keeps a [vicious] dangerous animal after his permit has been
26 revoked or any person who keeps, houses, quarters, or in any way has under his care or custody a
27 [vicious] dangerous animal without first obtaining a permit as set forth in Section 7.16.030 is guilty
28 of a misdemeanor.

1 SECTION 28: Title 7, Chapter 16, Section 50, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **7.16.050:** (A) The owner or keeper of any animal declared vicious by the Animal Regulation
4 Officer shall be notified by personal service or by certified mail, return receipt requested, sent to the
5 last known address of the owner or keeper. Within ten days after notice has been served personally
6 or deposited in the mail, the owner or keeper shall voluntarily transfer possession of the animal to the
7 Animal Regulation Officer and do one of the following:

8 (1) Voluntarily relinquish ownership of the animal for euthanasia in
9 accordance with the provisions of LVMC 7.20.040;

10 (2) Provide written proof to the Animal Regulation Officer that the animal
11 has been euthanized by a properly licensed veterinary clinic; or

12 (3) File with the Animal Regulation Officer a written request for hearing
13 before the Animal Advisory Committee to determine if the declaration that the animal is vicious
14 should be upheld. The owner or keeper may not maintain possession of the animal during the hearing
15 process.

16 (B) If a hearing is requested within the specified time period, the Animal
17 Regulation Officer shall convene the Animal Advisory Committee no later than forty-five days after
18 receipt of the written request for hearing. The Animal Advisory Committee shall act expeditiously
19 to decide the matter and may:

20 (1) Uphold the vicious animal declaration;

21 (2) Recommend that the owner or keeper obtain a dangerous animal permit,
22 if appropriate; or

23 (3) Take such other action as it deems appropriate.

24 (C) If the Animal Advisory Committee upholds the vicious animal declaration, the
25 Animal Regulation Officer may proceed to destroy the animal, but not until at least ten days have
26 elapsed from the date the owner or keeper receives notice of the decision. Within that ten-day period,
27 the owner or keeper of the animal shall have the right to seek appropriate relief in the Municipal
28 Court.

1 (D) [After the filing of a criminal complaint with the Municipal Court,] As an
2 alternative to the procedure set forth in Subsections (A) through (C) of this Section, the question of
3 whether an animal [is] should be declared vicious may be referred [by the court] to the Animal
4 Advisory Committee[.] by the Municipal Court in connection with the filing and processing of a
5 criminal complaint. The Committee shall hold an informal hearing and report its findings and
6 recommendations to the Court. If a defendant is found guilty of violating this Title and the Committee
7 recommends that the animal be destroyed, [then] the Court may order the destruction of the animal
8 as part of the defendant's sentence. The Court is not bound by any recommendations of the Committee
9 and may in its discretion order that an animal be destroyed[.] notwithstanding a contrary
10 recommendation by the Committee.

11 SECTION 29: Title 7, Chapter 20, Section 35, of the Municipal Code of the City of
12 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

13 **7.20.035:** (A) Notwithstanding any other provision of this Title, a duly recognized animal
14 welfare society, humane organization or animal clinic, in order to encourage the stabilization of the
15 feral cat population in the City, may, at its own expense, do the following with respect to a feral cat:

16 [(A)] (1) Trap the animal in a humane manner;

17 [(B)] (2) Have the cat properly sterilized and vaccinated for rabies; and

18 [(C)] (3) Release the cat either:

19 [(1)] (a) To an Animal Control Officer for adoption or other
20 disposition in accordance with law, or

21 [(2)] (b) To a [person who does not intend to adopt, keep or
22 harbor the cat, but is willing to maintain a record of the cat's sterilization and vaccination.] responsible
23 person who is willing to:

24 (i) On a regular and ongoing basis, provide the cat with
25 food, water, shelter and, when necessary, medical care;

26 (ii) Maintain a record of the cat's sterilization and
27 vaccination; and

28 (iii) Revaccinate the cat for rabies in accordance with Section

1 7.12.030 and provide other vaccinations as may be required by the Health Officer according to
2 veterinarian recommendation.

3 (B) The licensing requirements of this Title shall not apply to any cat that has been
4 released pursuant to [this Paragraph] Subsection (A) and to the extent that:

5 [(a)] (1) The releasing organization has notched the ear of the cat or otherwise
6 identified it as a feral cat that has been properly sterilized and vaccinated[,];

7 [(b)] (2) The releasing organization has created and maintains a record of the
8 release, and has notified the Animal Regulation Officer in writing of the location of the cat and to
9 whom it was released, unless it was released to the Animal Regulation Officer; and

10 [(c)] (3) The person to whom the cat is released maintains and makes available
11 for inspection, upon request, a record of the cat's sterilization and vaccination.

12 (C) The Animal Control Officer may impound any feral cat if:

13 (1) The cat poses a threat to public safety or health by reason of a disease
14 or condition which may be transmitted to other animals or humans;

15 (2) The cat becomes a public nuisance as described in Chapter 7.36; or

16 (3) With respect to that cat, the releasing organization or the person to
17 whom the cat is released fails to comply with the requirements of this Section.

18 SECTION 30: Title 7, Chapter 20, Section 80, of the Municipal Code of the City of
19 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

20 **7.20.080:** (A) Any [dog or cat] animal impounded in the Animal Control Center as provided
21 in this Title shall be kept for a minimum of [one hundred twenty] seventy-two hours; provided,
22 however, that any such [dog or cat] animal may, after the first seventy-two hours, be released to any
23 person who shall pay all reasonable veterinary medical costs incurred by the City and any other
24 appropriate fees [as] provided in this Title; however, that if ownership is proven, the owner may pick
25 up the animal at any time contingent on [all criteria of this Title being met.] compliance with all
26 provisions of this Title.

27 (B) If the ownership of [a dog or cat] an animal is not proven or if such [dog or cat]
28 animal is not released pursuant to Subsection (A) of this Section within [one hundred twenty] seventy-

1 two hours, or within the ten-day period of observation for rabies as provided in Chapter 7.24, [such
2 dog or cat] the animal may be destroyed in a humane manner in compliance with and pursuant to the
3 provisions of Sections 7.32.260 through 7.32.290, under the direction of the Animal Regulation
4 Officer.

5 (C) If the animal is on a court or Animal Regulation Officer's hold to determine if
6 the animal is vicious, the owner must pay the impound fee of twenty-five dollars plus payment of
7 boarding fees of [five] ten dollars per day or any part thereof until the animal has been released.
8 Payment shall go to the credit of the City.

9 (D) Any sick or injured animal may be euthanized at any time after impoundment
10 if inhumane suffering may be prevented in the professional judgment and certification of the shelter
11 services or contracted veterinarian.

12 (E) Any feral cat impounded in the Animal Control Center may be euthanized after
13 forty-eight hours if the cat has been deemed feral by both the shelter services veterinarian and an
14 Animal Control Officer.

15 SECTION 31: Title 7, Chapter 32, Section 80, of the Municipal Code of the City of
16 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

17 **7.32.080:** Any [Peace Officer] peace officer or Animal Control Officer who finds an animal in
18 a motor vehicle in violation of this Chapter may break and enter the motor vehicle [using] causing the
19 minimum damage necessary to safely remove the animal if necessary to remove the animal.

20 (A) The Officer removing the animal shall take the animal to the Animal Control
21 Center or to a veterinary clinic for safekeeping and shall, in the event the person having custody
22 cannot be otherwise contacted, leave in a prominent place in the motor vehicle a written notice bearing
23 his name and office and the address where the animal may be claimed by the owner thereof.

24 (B) The animal will be surrendered to the owner if the owner claims the animal
25 within five working days from the time the animal was removed from the motor vehicle and pays all
26 applicable charges that have accrued for the maintenance of the animal.

27 (C) Any [dog or cat] animal impounded in the Animal Control Center as provided
28 in this Title shall be kept for a minimum of [one hundred twenty] seventy-two hours. [; provided,

1 however, that any such dog or cat may, after first seventy-two hours,] After that period, the animal
2 may be released to any person, who shall pay all appropriate fees as provided in this Title.

3 SECTION 32: Title 7, Chapter 32, Section 130, of the Municipal Code of the City of
4 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

5 **7.32.130:** It shall be unlawful to [deprive]:

6 (A) Deprive any animal of necessary sustenance, food, drink or shelter[.];

7 (B) [or to expose] Expose any animal to the elements of the weather and to the
8 extremes of heat or cold[.];

9 (C) Fail or refuse to obtain [veterinarian medical] for an animal veterinary care for
10 illness, injury, disease or infirmity[.]; or

11 (D) [wilfully] Willfully instigate, engage in, or in any way further an act of cruelty
12 to any animal, or any act to produce such cruelty.

13 SECTION 33: Title 7, Chapter 36, Section 20, of the Municipal Code of the City of
14 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **7.36.020:** The owner or any person having possession, custody or control of any animal which
16 interferes with a pedestrian or vehicle traffic, trespasses on school grounds, or damages the property
17 of another person, is guilty of a misdemeanor.

18 SECTION 34: Title 7, Chapter 36, Section 30, of the Municipal Code of the City of
19 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

20 **7.36.030:** If any animal is at large, its owner or any person having possession, custody or control
21 is guilty of a misdemeanor.

22 SECTION 35: Title 7, Chapter 36, Section 50, of the Municipal Code of the City of
23 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

24 **7.36.050:** Every [person who is the] owner or any person having possession, custody or control
25 of any animal, and keeps the same upon premises under his control, shall keep the animal restrained
26 by a fence, cage, coop, chain, leash or other adequate means so that said animal shall not leave or
27 escape from the premises upon which it shall be kept; provided, that no person shall keep any such
28 animal unless its living area is kept clean and free from offensive odors, animal wastes, rodents, flies,

1 or any other offensive or unwholesome condition.

2 SECTION 36: Title 7, Chapter 38, Section 10, of the Municipal Code of the City of
3 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

4 **7.38.010:** (A) No wild animal shall be exhibited in public or private or kept anywhere within the
5 City unless and until the owner thereof has obtained a wild animal permit from the Animal Regulation
6 Officer.

7 (B) Such wild animal permit shall not be issued for the keeping or exhibiting of a wild animal
8 until an investigation has been made to ascertain what precautions shall be reasonable and
9 necessary to protect the health, safety and general welfare of the public and of the animal.

10 (C) The Animal Regulation Officer may issue a permit for each wild animal or reptile that
11 meets the below listed conditions. The application for permit shall have attached thereto a
12 veterinarian's certificate, certifying that said animal is properly vaccinated and possesses no health
13 hazard to itself, other animals, or the general public, for each animal to be covered by the permit. Each
14 permit application shall contain the following information[:] and documentation:

15 (1) Type of animal(s) to be covered by the permit;

16 (2) Purpose of keeping such animals, with particular emphasis on the knowledge of
17 such person about the animals in question, and the experience of such person in handling the animals
18 in question;

19 (3) Period and location for which the permit is requested;

20 (4) Description of the quarters in which the animal will be kept and/or exhibited,
21 including plans and specifications, where appropriate;

22 (5) Documentation from the City's Planning and Development Department that the
23 location in question complies with zoning regulations and requirements applicable to the keeping of
24 wild animals;

25 [(5)] (6) Circumstances, if any, under which the animal will be removed from quarters;

26 [(6)] (7) Name and address of applicant and any other person to be placed in charge of the
27 animal; and

28 [(7)] (8) Any other conditions or restrictions as set forth by the Animal Regulation Officer.

1 (D) After a review of all available information, including the permit application, the criteria
2 or standards of recognized societies or groups dealing with the animal in question, and any citizen
3 input, the Animal Regulation Officer may issue a permit for the keeping or exhibiting of such animal
4 if, in his considered judgment, such animal does not constitute a danger or nuisance to the general
5 public.

6 (E) A permit to keep one or more wild animals, with no exhibition intended, may be issued
7 for the period prescribed by the Animal Regulation Officer upon payment of a twenty-five-dollar fee
8 and a favorable inspection by an Animal Control Officer. The permit authorizes the keeping of the
9 animal(s) only, in accordance with the conditions and restrictions imposed thereon, and does not
10 authorize exhibition. A new application and a new fee is required in order to extend the time period
11 or to change or remove any condition or restriction. The quarters for the animals must be adequate to
12 ensure public safety and the safety, health and welfare of the animals.

13 (F) A permit to exhibit one or more wild animals may be issued for the period prescribed by
14 the Animal Regulation Officer upon payment of a twenty-five-dollar fee and a favorable inspection
15 by an Animal Control Officer. The permit authorizes the keeping and exhibiting of the animal in
16 accordance with this Section and with the conditions and restrictions imposed upon the permit. The
17 twenty-five-dollar fee includes an inspection of one location and the animals to be exhibited at that
18 location. If the permittee proposes to change the location or to exhibit additional animals, the Animal
19 Regulation Officer is authorized to require an additional inspection and an additional
20 twenty-five-dollar fee. The exhibit site, the quarters for the animals and the exhibition facilities must
21 be adequate to ensure public safety and the safety, health and welfare of the animals. Before and with
22 respect to the period of any exhibition, the permittee must obtain and maintain in effect liability
23 insurance coverage for the exhibition in an amount not less than one million dollars.

24 SECTION 37: Title 7, Chapter 38, Section 41, of the Municipal Code of the City of
25 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

26 **7.38.041:** Potbellied pigs maintained, possessed or kept in a detached single-family residence
27 must:

28 (A) [Weight] Weigh not in excess of one hundred twenty pounds;

- 1 (B) Be not in excess of twenty-two inches in height;
- 2 [(C) Be registered either with the Potbellied Pig Registry Service, Inc., Lakeville,
- 3 IN, or other nationally recognized registry for potbellied pigs;
- 4 (D)] (C) Be appropriately vaccinated and;
- 5 [(E)] (D) Be neutered or spayed.

6 SECTION 38: Title 7, Chapter 38, Section 42, of the Municipal Code of the City of

7 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

8 **7.38.042:** (A) Owners of a potbellied pig maintained, possessed or kept in a detached single-

9 family residence must [license the animal annually with] obtain an annual permit from the City, and

10 at the time of [licensing] application must:

- 11 (1) Pay a [one hundred] fifty dollar annual [licensing] permit fee;
- 12 (2) Submit proof that the animal [is registered in accordance with the
- 13 provisions] meets the requirements of Section 7.38.041.

14 (B) The [license required in] permit required by Subsection (A) shall be obtained

15 within thirty days after the potbellied pig attains the age of four months[, or within thirty days after

16 first bringing the potbellied pig] or is first brought into the City.

17 SECTION 39: Title 7, Chapter 38, Section 44, of the Municipal Code of the City of

18 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19 **7.38.044:** (A) [Potbellied pigs maintained, possessed or kept at detached single-family

20 residences must be vaccinated for brucellosis and pseudorabies and receive the required boosters

21 against such diseases in accordance with customary veterinarian standards.

22 (B)] Vaccinations[, other than brucellosis and pseudorabies,] may be required of

23 potbellied pigs according to [veterinarian] Nevada Department of Agriculture recommendation, but

24 only upon adequate notice to such person owning, harboring, keeping, possessing, or maintaining the

25 animal.

26 [(C)] (B) Every veterinarian who vaccinates a potbellied pig is required to fulfill

27 the same requirements pertaining to the issuance of a tag and certificate of vaccination as is required

28 by LVMC 7.12.040 in situations involving the vaccination of a dog, [or] cat[.] or ferret.

1 SECTION 40: Title 7, Chapter 38, Section 45, of the Municipal Code of the City of
2 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

3 **7.38.045:** The general provisions of LVMC [Title 7, Chapters 8 and 12] Chapter 7.12 pertaining
4 to the [licensing and] vaccination of a dog [or], cat or ferret and the administration and enforcement
5 thereof, unless in conflict, inconsistent or superseded by the provisions of this Chapter, [of said Title,]
6 shall apply to potbellied pigs being maintained, possessed or kept at a detached single-family
7 residence.

8 SECTION 41: Title 7, Chapter 38, Section 50, of the Municipal Code of the City of
9 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

10 **7.38.050:** It is unlawful for any person to keep, or cause to be kept, on premises over which any
11 such person may have control within the City:

12 (A) Any poultry within three hundred fifty feet of any dwelling of another person unless such
13 other person has filed with the [Health] Animal Control Officer a written, unrevoked consent
14 authorizing the keeping of such poultry within three hundred fifty feet of the dwelling. In the case of
15 pigeons, this distance shall be two hundred feet from any dwelling owned by another person unless
16 such other person has filed with the [Health] Animal Control Officer a written, unrevoked consent
17 authorizing the keeping of the pigeons within two hundred feet of the dwelling, in which case the
18 number of pigeons shall be limited to twelve pair over the age of twelve months;

19 (B) Any crowing rooster;

20 (C) Any poultry or birds that are not, at all times, confined within a suitable outbuilding, coop,
21 or enclosed runway;

22 (D) Any poultry within any dwelling house, basement, sub-basement, or cellar;

23 (E) Any poultry or birds that are not, at all times, kept in an outbuilding, coop or runway clean
24 and free from offensive odors, animal wastes, rodents, flies, or any other offensive or unwholesome
25 condition.

26 SECTION 42: Title 7, Chapter 38, Section 80, of the Municipal Code of the City of
27 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

28 **7.38.080:** Animals running at large shall be impounded at the Animal Control Center for seventy-

1 two hours, [; within which time, if the ownership of the animal is proved and the owner calls for it,
2 he shall be able to] or for such other period as may be required by State or Federal law or regulations,
3 within which time the owner may prove ownership and remove such animal upon the payment of a
4 fee for its impoundment in the amount of one hundred dollars, which shall go to the credit of the City
5 of Las Vegas.

6 SECTION 43: Title 7, Chapter 38, Section 90, of the Municipal Code of the City of
7 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

8 **7.38.090:** If the ownership of the animal is not proven within [one hundred twenty] seventy-two
9 hours, [such] or within such other period as may be required by State or Federal law or regulations,
10 the animal, whether domestic or wild, may be sold, given away or disposed of in a humane manner.

11 SECTION 44: Title 7, Chapter 38, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by adding thereto a new section 100 to read as follows:

13 **7.38.100:** No provision of this Chapter, nor compliance therewith, shall be deemed to supersede
14 or affect the applicability of any other provision of law pertaining to animals, including the City's
15 zoning regulations and applicable health regulations.

16 SECTION 45: Title 7, Chapter 40, Section 20, of the Municipal Code of the City of
17 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

18 **7.40.020:** [Henceforth, persons commencing] Any person who operates a commercial grooming
19 school, grooming parlor, kennel, pet shop, dog training facility, or any other establishment which sells,
20 grooms, trains, boards or breeds animals], including breeders,] must, in order to operate or carry on
21 the above businesses for profit, obtain a professional animal handler permit. [, hereinafter "permit."]

22 SECTION 46: Title 7, Chapter 40, of the Municipal Code of the City of Las Vegas,
23 Nevada, 1983 Edition, is hereby amended by deleting in their entirety Sections 160 to 460, inclusive.

24 SECTION 47: Title 7, Chapter 40, of the Municipal Code of the City of Las Vegas,
25 Nevada, 1983 Edition, is hereby amended by adding thereto, as a new Article II of that Chapter, the
26 provisions that are set forth as Sections 48 to 70, inclusive, of this Ordinance.

27 SECTION 48: The provisions of Sections 48 to 70, inclusive, of this Ordinance, shall
28 apply to all persons and business operations which are required by this Chapter to have a professional

1 animal handler permit. For purposes of Sections 48 to 70, inclusive, of this Ordinance:

2 (A) The term "operator" means the holder of a permit and any person who operates a
3 business described in this Section.

4 (B) The term "primary enclosure" means the cage, run or other enclosure immediately
5 surrounding an animal.

6 SECTION 49: An operator shall ensure that:

7 (A) The buildings and grounds at all locations where animals are shall be kept clean
8 and in good repair, shall not become accumulated with trash and the interior building surfaces shall
9 be maintained so that they are substantially impervious to animal wastes and may be readily sanitized.

10 (B) All animal housing facilities shall be constructed and maintained in such a
11 manner as to protect the animals inside from injury, prevent the animals inside from escaping and
12 restrict the entrance of other animals. In addition, all animal housing facilities shall have adequate and
13 reliable sources of electrical power and potable water available.

14 SECTION 50: (A) An operator shall provide all animals with enclosures located
15 indoors, except animals that are acclimated to the outdoor environment and ensure that the interior of
16 a housing facility for indoor enclosures is constructed and maintained in such a manner as to be
17 substantially impervious to moisture as required by species and to facilitate regular cleaning. In
18 addition, an operator provide a suitable method to eliminate excessive water from the interior of a
19 housing facility for indoor enclosures. All drains must be constructed and maintained in such a
20 manner as to avoid foul odors. Any closed system for drainage must be equipped with traps that
21 prevent the release of sewage into the housing facility.

22 (B) All indoor enclosures shall be constructed and maintained in such a manner as
23 to protect the animals inside from excessive illumination while providing an ample amount of light,
24 by natural or artificial means or both, of a sufficient distribution and intensity to allow for routine
25 inspection and cleaning. The indoor enclosure shall also provide a sufficient amount of heat when
26 necessary to protect the animals inside from cold and to maintain their health and comfort. The
27 ambient temperature of an indoor enclosure in which one or more animals are kept must not be
28 allowed to fall below fifty degrees Fahrenheit, unless each animal is acclimated to a lower

1 temperature. In addition, all indoor enclosures shall be provided with adequate ventilation at all times
2 to maintain the health and comfort of the animal(s) inside as required by species. The system of
3 ventilation must provide fresh air by means of windows, doors, vents or air conditioning and be
4 designed to maintain drafts, odors and the condensation of moisture at a minimum. If the ambient
5 temperature reaches eighty-five degrees Fahrenheit or greater, air conditioning, exhaust fans and vents,
6 or other auxiliary ventilation must be provided.

7 SECTION 51: If animals are kept outdoors, an operator shall provide a suitable method
8 for the rapid drainage of surface water from the area where each animal is kept. An operator shall also
9 provide a sufficient amount of shelter to ensure the animal remains dry from rain and snow and
10 protected from wind when a high wind warning has been issued by the National Weather Service or
11 which creates a wind chill of less than fifty degrees Fahrenheit unless each animal is acclimated to a
12 lower temperature. In addition, an animal shall have enough shade to protect itself from any direct
13 sunlight that is likely to cause overheating or discomfort and remain warm when the atmospheric
14 temperature fall below fifty degrees Fahrenheit. If the ambient temperature falls below the
15 temperature to which an animal is acclimated, the operator shall provide such an additional amount
16 of clean bedding material or other protection as necessary for the animal to remain warm. After
17 considering the ambient temperature, the operator shall provide each animal with a sufficient amount
18 of food and water necessary to sustain it in a healthy condition at that temperature.

19 SECTION 52: An operator shall ensure that a primary enclosure is constructed and
20 maintained in such a manner as to protect the animals inside from injury, prevent the animals inside
21 from escaping, keep other animals out and allow the animals inside convenient access to food and
22 water. In addition, an operator shall enable animals inside to remain clean and dry as required by
23 species and provide sufficient space for each animal inside to turn about freely and to stand, sit and
24 lie in a comfortable, normal position as appropriate for the species.

25 SECTION 53: An operator shall ensure that a primary enclosure in which each
26 mammal that is at least six weeks old is kept has a minimum amount of floor space which is calculated
27 by finding the mathematical square of the sum of six inches plus the length of the animal measured
28 from the tip of its nose to the base of its tail, and dividing that amount by 144, to arrive at the

1 minimum amount of square footage required for the floor space per animal. Floor space for mice and
2 rats shall be provided as set forth in Section 52.

3 SECTION 54: If animals are kept in enclosures together, an operator shall ensure that
4 animals placed with other animals are compatible. Any animal that displays a vicious disposition shall
5 not be placed together with any other animal. A female animal shall not be placed together with any
6 intact male animal during periods of estrus, except for supervised breeding. Furthermore, an immature
7 animal shall not be placed together with an adult animal, except with its mother or when permanently
8 maintained in a breeding colony.

9 SECTION 55: (A) An operator shall ensure that clean potable water is accessible to
10 the animal at all times except as directed by a veterinarian to provide adequate care. Each animal shall
11 be fed at least once each day, except as otherwise required to provide adequate care. The food
12 provided to an animal must be wholesome, palatable, free from contamination, and of sufficient
13 quality and nutritive value to meet the normal daily requirements for the animal, based upon its
14 condition and size. Supplies of perishable food must be adequately refrigerated or properly stored to
15 prevent spoilage.

16 (B) Containers of food shall be durable, except that disposable receptacles may be
17 used if they are discarded after each feeding and located so as to be accessible to the animals. The
18 containers shall also reduce to a minimum any contamination from excreta. Containers of food and
19 water shall be kept clean and self-feeders must not be used for the feeding of dry food unless they are
20 cleaned regularly to prevent molding, deterioration and the caking of food.

21 SECTION 56: (A) An operator shall ensure that insects, ectoparasites and avian,
22 mammalian and reptilian pests are kept under control. An operator shall also ensure that supplies of
23 food and bedding material are stored in facilities that afford adequate protection from infestation or
24 contamination by vermin. All excreta must be removed regularly from enclosures during business
25 hours to prevent contamination and to reduce to a minimum odors and the risk of disease.

26 (B) An enclosure must be disinfected at least once daily and before lacing another
27 animal in the enclosure. If a hosing or flushing method of cleaning is used, all animals must be
28 removed from the enclosure and adequate measures must be taken to protect the animals in other

1 enclosures from being contaminated with water and other wastes.

2 (1) Pens or runs with hard surfaces, and cages and rooms, shall be sanitized
3 at least once every two weeks by:

4 (a) Washing them with water of a temperature not less than 120
5 degrees Fahrenheit and with soap or detergent;

6 (b) Washing all soiled surfaces with a safe and effective disinfectant;
7 or

8 (c) Cleaning all soiled surfaces with live steam.

9 (2) Pens or runs with gravel, sand or dirt surfaces shall be cleaned as often
10 as necessary by removing and replacing the soiled gravel, sand or dirt.

11 (C) Sewage, solid wastes, soiled bedding, dead animals and debris must be removed
12 from housing facilities regularly during the business day and disposed of properly. Enclosures not
13 in use must be cleaned, washed and disinfected at least once every two weeks to prevent any
14 accumulation of debris or excreta and to reduce to a practical minimum substances and organisms
15 injurious to the health of animals or humans. Facilities for disposal shall be maintained in such a
16 manner as to reduce to a minimum odors and the risk of disease or infestation by vermin. Adequate
17 facilities, such as washrooms, basins or sinks, shall be provided for the cleanliness of persons handling
18 animals.

19 SECTION 57: An operator shall, with the approval of a veterinarian, establish and
20 maintain a program to control disease and care for the health of animals. As part of this program, an
21 operator shall ensure that:

22 (A) Each animal is observed daily by the person directly responsible for its care,
23 or by someone else under that person's direct supervision.

24 (B) Blind, lame, injured, ill or diseased animals are provided with the appropriate
25 veterinary care that is consistent with the purposes for which an animal is being kept or humanely
26 euthanized.

27 (C) Any animals under quarantine or being treated for a communicable disease are
28 kept separate from other animals.

1 SECTION 58: An operator shall not separate an animal from its mother until it is
2 accustomed to taking food or nourishment other than nursing.

3 SECTION 59: (A) A retailer or dealer shall, after the acquisition of an animal for
4 resale, cause the animal to be examined by a veterinarian. The retailer or dealer shall not sell the
5 animal before it is initially examined by veterinarian. In addition, a retailer or dealer shall cause an
6 animal acquired for resale to be reexamined by a veterinarian as follows:

7 (1) Fourteen days after the date of its initial examination; and

8 (2) Every 30 days thereafter until sold.

9 (B) If a veterinarian conducting an examination pursuant to this Section finds that
10 a dog or cat has no illness, disease or other condition that is terminal or requires immediate
11 hospitalization or immediate surgical intervention, he shall provide a written statement setting forth
12 his findings to the retailer or dealer. A retailer or dealer shall provide to the purchase of an animal,
13 at the time of sale, written notice of any veterinary treatment or medication received by the animal
14 after it was acquired by the retailer or dealer, including a copy of any statement provided by a
15 veterinarian. The notice must be signed by the retailer or dealer, dated and include the dates on which
16 the animal was examined and on which the animal received medication or a vaccination.

17 (C) A retailer or dealer shall not knowingly sell an animal if it has an illness,
18 disease or other condition that is terminal or requires immediate hospitalization or immediate surgical
19 intervention. For the purposes of this Section, the presence of internal or external parasites does not
20 constitute an illness, disease or other condition that is terminal or requires immediate hospitalization
21 or immediate surgical intervention unless the animal is clinically ill as a result of the parasite.

22 SECTION 60: A retailer or dealer shall provide upon request a written statement
23 containing:

24 (A) The name and address of the owner and date the dog or cat was born.

25 (B) The name and address of the person from whom the retailer or dealer obtained
26 the dog or cat, if the person holds a license issued by the United States Department of Agriculture, the
27 person's federal identification number.

28 (C) A record of any immunizations administered to the dog or cat before the time

1 of sale, including the type of vaccine, date of administration and name and address of the veterinarian
2 who prescribed the vaccine.

3 (D) On a dog the registration numbers, if any, of the dog's sire and dam with the
4 appropriate breed registry or any health certification organization such as the Orthopedic Foundation
5 for Animals or its successor organization, if any.

6 SECTION 61: A retailer or dealer shall conspicuously post within close proximity to
7 the primary enclosure of an animal offered for sale the following notice in at least 100-point type:

8 INFORMATION ON THE SOURCE OF DOGS OR CATS AND OF VETERINARIAN
9 TREATMENTS RECEIVED BY ANY ANIMALS IS AVAILABLE FOR REVIEW

10 SECTION 62: If a person purchases a pet from a retailer or dealer and, within ten days
11 after the sale, a veterinarian determines that the pet has an illness, disease or other condition that is
12 terminal or requires immediate hospitalization or immediate surgical intervention and that was in
13 existence on the date of the sale, the retailer or dealer shall, at the option of the purchases, either:

14 (A) Refund the purchase price of the pet if the pet is returned or provide the
15 purchase with another pet of equal value; or

16 (B) Reimburse the purchaser, in an amount not to exceed the purchase price of the
17 pet, for expenses incurred by the purchaser in obtaining a diagnosis and treatment for the pet from a
18 veterinarian chosen by the retailer or dealer.

19 SECTION 63: A retailer or dealer who sells an animal that he knows has any illness,
20 disease or other condition that is terminal or requires immediate hospitalization or immediate surgical
21 intervention at the time of sale is guilty of a misdemeanor. In addition to any other penalty that may
22 be imposed, the court may prohibit a person convicted of a violation of this section from selling any
23 animals for not more than one year. For the purposes of this Section, the presence of internal or
24 external parasites does not constitute an illness, disease or other condition that is terminal or requires
25 clinically immediate hospitalization or immediate surgical intervention unless the animal is clinically
26 ill as a result of the parasite.

27 SECTION 64: (A) Vehicles used in transporting animals shall be equipped to provide
28 fresh air to all animals being transported without injurious drafts.

1 (B) The animal cargo space shall be so constructed and maintained as to prevent the entrance
2 of exhaust from the vehicle's engine.

3 (C) The interior of the animal cargo space shall be kept clean and dry.

4 SECTION 65: (A) Primary enclosures, such as compartments, transport cages,
5 cartons or crates used in the transport of animals shall be well constructed and well ventilated and
6 designed to protect the health and ensure the safety of the animal.

7 (B) Such enclosures shall be constructed or positioned in the vehicle in such a manner that:

8 (1) Each animal in the vehicle has sufficient air for normal breathing;

9 (2) The openings of such enclosures are easily accessible at all times for emergency
10 removal of the animal; and

11 (3) The animal is afforded adequate protection from the elements.

12 (C) The ambient temperature within such enclosures shall not be allowed to exceed a
13 temperature that may endanger the health and well-being of such animal.

14 SECTION 66: Primary enclosures used to transport animals shall be large enough to
15 ensure that each animal contained therein has sufficient space to turn about freely, to stand, sit or lie
16 in a natural position.

17 SECTION 67: Animals shall not be placed in primary enclosures over other animals
18 in primary enclosures in transit unless each enclosure is fitted with a floor of a material which prevents
19 animal excretion from entering the lower enclosures.

20 SECTION 68: Primary enclosures used to transport animals shall be cleaned and
21 sanitized between trips. All litter in the primary enclosure shall be clean at the beginning of each trip.

22 SECTION 69: (A) Animals transported in the same primary enclosure shall be of the
23 same species or maintained in compatible groups.

24 (B) Animals less than three months of age shall not be transported in the same primary
25 enclosure with an adult animal other than their dam.

26 (C) Any animal exhibiting a vicious disposition shall be transported individually in a
27 primary enclosure.

28 (D) Any female animal in season (estrus) shall not be transported in the same primary

1 enclosure with any male.

2 SECTION 70: It shall be the responsibility of the attendant or driver to inspect the
3 animals frequently to determine whether they need emergency veterinary care and, if so, to obtain
4 such care at the earliest opportunity.

5 SECTION 71: Title 7, Chapter 44, Section 50, of the Municipal Code of the City of
6 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

7 **7.44.050:** Any Animal Control Officer or [Peace Officer] peace officer shall have the right with
8 probable cause to enter upon any private or public property in order to examine or capture any animal
9 thereon or therein or to enforce any provision of this Title; provided, however, that no such officer or
10 employee, agent or servant thereof shall have the right to enter a house or structure which is in use as
11 a residence without having first secured a search warrant therefor.

12 SECTION 72: If any section, subsection, subdivision, paragraph, sentence, clause or
13 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
14 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
15 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
16 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
17 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
18 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
19 invalid or ineffective.

20 SECTION 73: Whenever in this ordinance any act is prohibited or is made or declared
21 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
22 required or the failure to do any act is made or declared to be unlawful or an offense or a
23 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
24 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
25 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
26 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

27 SECTION 74: All ordinances or parts of ordinances or sections, subsections, phrases,
28 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada

1 1983 Edition, in conflict herewith are hereby repealed.

2 PASSED, ADOPTED and APPROVED this 17th day of May, 2000.

3 APPROVED:

4
5 By 
OSCAR B. GOODMAN, Mayor

6 ATTEST:

7 
8 BARBARA JO RONEMUS, City Clerk

9 APPROVED AS TO FORM:

10 Valstead 4-10-2000
11 Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 19th day of April, 2000 and referred to the following committee composed of the
3 Councilmen Weekly and Mack for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 17th day of May, 2000 which was a regular meeting of
5 said Council; that at said regular meeting, the proposed ordinance was read by title to the City
6 Council as introduced and adopted by the following vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers M. McDonald, Reese, Brown,
8 L. B. McDonald, Weekly and Mack

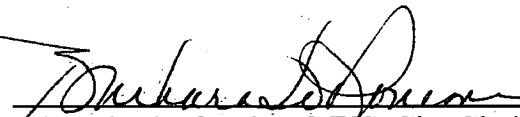
9 VOTING "NAY": NONE

10 EXCUSED: NONE

11 APPROVED:

12
13 
14 OSCAR B. GOODMAN, Mayor

15 ATTEST:

16 
17 BARBARA JO RONEMUS, City Clerk

AFFP DISTRICT COURT
Clark County, Nevada
AFFIDAVIT OF PUBLICATION
STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Barbara Linford, being 1st duly sworn, deposes and says:
That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1225892

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/05/00 to 05/05/2000, on the following days: MAY 5, 2000

Signed:

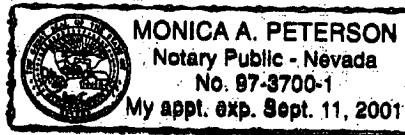
Barbara Linford

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of

May 2000
Monica A. Peterson

Notary Public



BILL NO. 2000-30

AN ORDINANCE TO AMEND VARIOUS CHAPTERS OF TITLE 7 OF THE MUNICIPAL CODE TO UPDATE THE CITY'S ANIMAL CONTROL REGULATIONS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Michael Sheldon, Director Detention and Enforcement

Summary: Updates the City's animal control regulations.

At a City Council meeting April 19, 2000
BILL NO. 2000-30 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Councilmen Weekly and Mack

COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA. PUB: May 5, 2000
Las Vegas Review-Journal

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CITY CLERK

2000 MAY 15 P 2:04

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Barbara Linford, being 1st duly sworn, deposes and says:
That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1248822

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/19/00 to 05/19/2000, on the following days: MAY 19, 2000

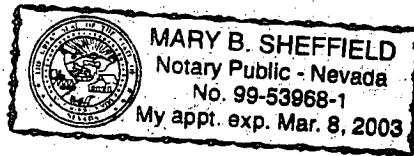
Signed: Barbara Linford
21

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

day of June 2000

Mary B. Sheffield

Notary Public



RECEIVED
CITY CLERK
2000 JUN 21 A 10:52

BILL NO. 2000-30
ORDINANCE NO. 5220
AN ORDINANCE TO AMEND VARIOUS CHAPTERS OF TITLE 7 OF THE MUNICIPAL CODE TO UPDATE THE CITY'S ANIMAL CONTROL REGULATIONS, AND TO PROVIDE FOR OTHER RELATED MATTERS.
Proposed by: Michael Sheldon, Director Detention and Enforcement
Summary: Updates the City's animal control regulations.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 19TH day of April, 2000, and referred to the following committee composed of Councilmen Weekly and Mack for recommendation; thereafter the said committee reported favorably on said ordinance on the 17TH day of May, 2000, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:
VOTING "AYE": Mayor Goodman and Councilmembers M. McDonald, Reese, Brown, L.B. McDonald, Weekly and Mack
VOTING "NAY": NONE
EXCUSED: NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: May 19, 2000
Las Vegas Review-Journal