

AN ORDINANCE AMENDING:

CHAPTER 210, REPUBLIC CITY CODE, ANIMAL REGULATIONS, ARTICLE II, IMPOUNDMENT, SECTION 210.190, IMPOUNDMENT – PERIOD – DISPOSITION OF DOGS AND CATS UNCLAIMED WITHIN IMPOUNDMENT PERIOD BY PROVIDING FOR THE TREATMENT AND DISPOSITION OF INJURED OR ILL ANIMALS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:

Section 1: That Chapter 210 Republic City Code, Animal Regulations, Article II, Impoundment, Section 210.190, Impoundment – Period – Disposition of Dogs and Cats Unclaimed within Impoundment Period, is hereby amended by adding language to provide for the treatment and disposition of injured or ill animals, which amended section shall read as follows:

SECTION 210.190: IMPOUNDMENT--PERIOD--DISPOSITION OF DOGS AND CATS UNCLAIMED WITHIN IMPOUNDMENT PERIOD

A. All dogs and cats impounded shall be kept in the custody of the Animal Control Officer for a period of not less than one (1) week except that if the owner can be discovered from the tags on the animal, he/she will be notified prior to disposing of the animal. Those dogs and cats impounded, not within the exception aforesaid, shall be fed, watered and shielded from the elements in a manner acceptable to good veterinary practice. During the one (1) week period, a dog or cat may be released by the Animal Control Officer to any person who shall sign an affidavit swearing such dog or cat is his/her personal property. The Animal Control Officer shall, in addition, issue a summons to the owner for a violation of Sections 210.020 or 210.180 and shall impose a claiming fee of ten dollars (\$10.00) and five dollars (\$5.00) per day boarding fee and shall require that the owner of the dog or cat fulfill the registration-vaccination procedure before release, or that he/she carry out the registration-vaccination procedure as set forth herein. At the end of the one (1) week period, if the dog or cat has not been claimed as provided in this Section, the Animal Control Officer is at liberty to dispose of the dog or cat in any one (1) of the following ways:

1. Humane destruction by injection of any barbiturate drug.
2. Humane destruction by subjection to a carbon monoxide environment.
3. Releasing the dog or cat to any person expressing a desire for any given dog or cat after the animal has been kept in the custody of the Animal Control Officer for the required period of time and after the execution of a sterilization agreement regarding any such animal, and after the payment of a forty-five dollar (\$45.00) sterilization fee. The adoption of any dog or cat by any person pursuant to the provisions of this Subsection shall not be final until such time as the animal is sterilized pursuant to the provisions of the aforementioned sterilization agreement and the requirements of

Section 273.403, RSMo. The failure of any person to comply with the provisions and requirements of said agreement and/or said Statute shall result in custody and possession of such animal reverting to the City of Republic.

- 4. Humane destruction in any other manner provided by State law.
- 5. Transfer to another animal shelter.

B. Any animal impounded pursuant to Section 210.180 or otherwise coming into the custody of the City may be disposed of as provided for in paragraph A if the animal is injured or ill and treatment of the animal would be costly or require substantial efforts to achieve a degree of successful treatment. If it is determined that the animal is suffering to such a degree that a waiting period would be inhumane the animal may be disposed of immediately. If the suffering can be minimized and responsibly controlled for a period of 48 hours, then the animal shall not be disposed of until 48 hours has passed unless the animal's owner waives the 48 hour waiting period.

(**Green Bold** is added language. ~~Strike through~~ is deleted.)

Section 2: This ordinance shall be in full force and effect from and after its date of passage.

Passed and approved at a regular meeting of the City Council of the City of Republic, Missouri, on this _____ day of _____, 2008.

Mayor James H. Collins

ATTEST:

Brenda Jackson, City Clerk

Approved for Board Action: _____, City Administrator

Approved as to Form: _____, City Attorney