

(4) Remove all refuse as defined in Chapter 16 of the City code, on the premises and dispose of same by a means approved by the Director.

(b) Such standards of sanitation shall be administered by the Director.

#### **Sec. 6-9 INSPECTION OF ANIMALS AND PREMISES.**

The City Code Compliance Department shall have the authority to inspect animals and premises. For purposes of discharging the duties imposed by the provisions of this chapter or other applicable laws, an Animal Care and Control Officer may enter upon private property to the full extent permitted by law.

#### **Sec. 6-10 NONCOMPLYING PREMISES; REMEDIES.**

Where premises do not comply with the provisions of this chapter or if any health, code or other ordinance or law is not observed, the Director may, upon written notice to the person owning or controlling the premises, order the correction of the objectionable conditions. In addition to any criminal proceeding, failure to comply with such order shall entitle the City to obtain relief by injunction.

#### **Sec. 6-11 NUMBER OF DOGS AND CATS AT RESIDENCES.**

(a) Except as provided by Sec. 6-23, an Owner shall not allow any residence within the City and over which that person has control to house more than three dogs over the age of eight weeks. Except as provided by Sec. 6-23, an Owner shall not allow any residence within the City and over which that person has control to house more than three cats over the age of eight weeks. It shall be an affirmative defense to prosecution under this subsection (a) that any cats in excess of three are feral or stray cats in the city's trap, neuter and return program.

(b) Residences registered with the Director as a foster for the Animal Care and Control Authority and that have been inspected by the Director within the preceding twelve months are exempt from subsection (a).

#### **Sec. 6-12 NUISANCES DECLARED.**

The keeping of any animal which causes a sound or noise in violation of Sec. 23-8 of this code is declared a nuisance in violation of this section. Whatever the Director determines to be dangerous to human life or health, or that is offensive to the senses, or that is or threatens to become detrimental to the public health, is hereby declared to be a nuisance and shall be unlawful, and the specific acts, conditions and things set forth in this chapter are, among others, declared to be nuisances and prohibited and made unlawful.

#### **Sec. 6-12.1 PARENTAL RESPONSIBILITY.**

(a) If an animal is owned or purported to be owned by an individual who is younger than 17 years of age, responsibility and liability for compliance with this chapter with respect to such an animal shall be imposed on the parent, legal guardian or other person who has the duty of control and reasonable discipline of the minor individual, regardless of whether the parent, legal

(1) An application for an intact pet permit must be made on the form prescribed by the Director and shall include the following information:

- a. The name, telephone number and physical address of the applicant; and
- b. The description of the animal sought to be included under the permit and the species, breed, gender and age of the animal; and
- c. A statement from a licensed veterinarian that the animal is current on all veterinary recommendations, including examinations, vaccinations, preventative medicine, and treatments; and
- d. A statement affirming that the applicant is familiar with the provisions of this chapter and agrees to maintain all animals in accordance with applicable legal requirements.

(2) a. An application must be accompanied by either:

1. Payment of an application fee in the amount adopted annually by the city council; or
2. Documentation evidencing that the applicant has completed a responsible-pet-owner class approved by the Director.

b. This application fee shall be in addition to all other applicable permits and registration fees required under this chapter. An application fee is not refundable.

(3) An application must be accompanied by photographic evidence, in digital or printed form, showing the enclosure or enclosures where the unaltered animals are to be kept.

(4) The Animal Care and Control Authority may require additional information and documentation as deemed necessary to determine whether a permit should be issued.

(c) Consideration of application.

(1) An application for permit may be denied if the applicant:

- a. Fails or refuses to submit a complete application;
- b. Fails or refuses to submit any information or supporting documentation required under this section or pursuant to a request of the Animal Care and Control Authority;
- c. Fails or refuses to submit the fee or documentation required under subsection (b)(2) above;
- d. Provides false information on or in connection with the application;
- e. Has, within the preceding 24 months, been convicted of, received deferred adjudication or pleaded guilty or no contest to one or more violations of this chapter, of any state law relating to the care and humane treatment of animals, or both;

f. Has, within the preceding 24 months failed to appear in court to respond to a citation relating to an alleged violation of any provision of this chapter or of any state law relating to the care and humane treatment of animals;