

Alachua County
Board of County Commissioners

ORDINANCE 16-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AMENDING SECTION 24.16, EXHIBIT A, PROVIDING A SCHEDULE OF ORDINANCES AND PENALTIES FOR VIOLATIONS OF CHAPTER 72, ALACHUA COUNTY ANIMAL SERVICES ORDINANCE, PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 125.01, Florida Statutes, authorizes the Board of County Commissioners of Alachua County, Florida, to provide standards which will ensure its citizens health, safety and welfare; and

WHEREAS, the Board of County Commissioners of Alachua County, Florida, recognizes that the health, safety, and welfare of its citizens will be better served by a comprehensive and progressive animal control ordinance; and,

WHEREAS, section 162.21, Florida Statutes, authorizes the Board of County Commissioners of Alachua County, Florida to enforce ordinances relating to the health, safety and welfare of the public, and to provide for enforcement of these ordinances with a maximum civil penalty of \$500.00;

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA;

Section 1. Section 24.16, Exhibit A, Public Works is amended to read:

Department of Public Works --Animal Services

TABLE INSET:

<i>Code or Ordinance</i>	<i>Section</i>	<i>Section this volume</i>	<i>Description</i>	<i>Class</i>	<i>Penalty</i>
99-20	1	72.09	Obstruction of enforcement equipment	III	\$125
99-20	1	72.09	Obstruction of enforcement officer	IV	200
99-20	1	72.10	Failure to treat animal humanely	IV	200
99-20	1	72.11	Failure to confine animal in heat	II	75
99-20	1	72.12	Failure to physically control dog	I	50
99-20	1	72.13	Failure to remove excreta	I	50
04-03	1	72.16 45	Failure to comply with aggressive dog requirements	V	MCA, up to 500
99-20	1	72.17	Failure to comply w/dangerous dog requirements	V	MCA, up to 500
11-07	<u>1</u>	<u>72.17.5</u>	<u>Failure to comply w/dangerous dog requirements</u>	<u>V</u>	<u>MCA, up to 500</u>
99-20	<u>b</u> 4	72.18	Attack by dangerous dog	V	MCA, up to 500
99-20	<u>a</u> 4	72.18	Severe injury or death by nondangerous dog	V	MCA, up to 500
99-20	<u>c</u> 4	72.18	Severe injury or death by dangerous dog	V	MCA, up to 500
99-20	1	72.19	Failure to comply with quarantine	IV	200
99-20	1	72. 21	Animal creating a public nuisance	II	75
99-20	1	72.22	Failure to vaccinate animal; failure to post sign	I	50
99-20	1	72.22	Failure to provide vaccination certificate	III	125
99-20	1	72.23	Failure to license	I	50
99-20	1	72.23	Failure to have tag on animal	I	50
99-20	1	72.26	Owning primary vectors of rabies	III	125
99-20	1	72.27	Keeping a stray animal	I	50
99-20	1	72.30	Failure to sterilize adopted animal	III	125
99-20	1	72.32	Failure to dispose of animal carcass	I	50
99-20	1	72.33	Failure to report injured animal	II	75
99-20	1	72.34	Animal left in motor vehicle	III	125
99-20	1	72.34	Animal not safely transported	II	75

99-20	1	72.435	Exploiting animals	IV	200
99-20	1	72.37	Failure to allow inspection	IV	200
99-20	1	72.39	Failure to comply with trapping requirements	II	75

Note: MCA means mandatory court appearance

Section 2. Severability. It is the declared intent of the Board of County Commissioners that, if any section, subsection, sentence, clause, phrase, or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 3. Repealing Clause. All ordinances or portions thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 4. Inclusion in the Code; Scrivener=s Error. It is the intention of the Board of County Commissioners of Alachua County, Florida, and it is hereby provided that the provisions of this ordinance shall become and be made a part of the Code of Laws and Ordinances of Alachua County, Florida; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation. The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the County Manager or designee without public hearing, by filing a corrected or recodified copy of the same with the Clerk of the Circuit Court.

Section 5. Effective Date. A certified copy of this ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners of Alachua

County, Florida, within ten (10) days after adoption by the Board of County Commissioners and shall take effect upon filing with the Department of State.

DULY ADOPTED in regular session, this ____ day of _____, A.D., 2016.

BOARD OF COUNTY COMMISSIONERS OF
ALACHUA COUNTY, FLORIDA

By: _____
Robert Hutchinson, Chair

ATTEST:

J. K. Irby, Clerk

(SEAL)

APPROVED AS TO FORM



Alachua County Attorney

APPROVED AS TO CORRECTNESS



Animal Services Division Head