

# **Board of County Commissioners**

## **Agenda Request**

Date of Meeting: May 17, 2010

Date Submitted: April 30, 2010

To: Honorable Chairman and Members of the Board

From: Benjamin H. Pingree, County Administrator  
Heather J. Encinosa, County Attorney

Subject: Request Board Approval to Conduct the Public Hearing and Adopt the Proposed Ordinance Amending Wakulla County Ordinance No. 08-10, Requiring Licensing for Kennels Operating in Wakulla County

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### **Statement of Issue:**

This agenda item requests Board approval to conduct the public hearing and adopt the proposed Ordinance amending Wakulla County Ordinance No. 08-10, requiring licensing for kennels operating in Wakulla County.

### **Background:**

The County's Animal Control Ordinance No. 08-10, anticipates that the County will institute a kennel licensing requirement for kennels operating within Wakulla County. The proposed Ordinance will create a licensing program for facilities defined as kennels operating within the County.

To clarify the references in the County's Animal Control Ordinance No. 08-10, the Wakulla County Division of Animal Control has requested that the County adopt an Ordinance creating a kennel licensing program for kennels located and operating within Wakulla County.

During the April 19, 2010 Board Meeting, the Board approved staff to advertise this Ordinance for a public hearing. The notice of public hearing was advertised in the Wakulla News on May 6, 2010.

### **Analysis:**

The proposed Ordinance (Attachment #1) provides for amendments to the Wakulla County Animal Control Ordinance No. 08-10, and creates a licensing requirement for kennels in Wakulla County.

If approved, the Ordinance will amend the definition of "Kennel" in the Animal Control Ordinance. It will further require that all persons owning or operating a kennel obtain a kennel license to operate from the Division of Animal Control on an annual basis.

The Ordinance sets out the application requirements for a kennel license, including an application fee and evidence of proper zoning, if necessary. It requires all persons owning or operating kennels to

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comply with all state and local animal control laws and ordinances, and further requires such kennel owners and operators to allow the Division of Animal Control to inspect both the kennel and their records to verify such compliance. It provides the process for revocation of a license if the kennel is in violation of an animal control ordinance or law, sets out the circumstances under which a license may be denied, and provides for the issuance of citations, as well as the penalty that would be imposed in the citation.

Section 7 of the proposed Ordinance amends section 6.010.2 of the current Animal Control Ordinance pertaining to the “Dangerous animals appeal board” by broadening its functions to include review of Animal Control decisions denying or revoking a kennel license, in addition to reviewing initial determinations that an animal is dangerous, and changes the name of the board to the “Animal Control Appeals Board.

Section 8 of the proposed Ordinance deletes the provision in section 6012.3 of the current Ordinance pertaining to kennel licenses, as it will be inconsistent with the new provisions provided in the proposed Ordinance.

**Options**

1. Approve to conduct the public hearing and adopt the proposed Ordinance amending Wakulla County Ordinance No. 08-10, requiring licensing for kennels operating in Wakulla County.
1. Do not approve to conduct the public hearing and do not adopt the proposed Ordinance amending Wakulla County Ordinance No. 08-10, requiring licensing for kennels operating in Wakulla County.
2. Board Direction.

**Recommendation**

Option #1

**Attachments:**

1. Proposed Ordinance