

1 Recommended by the Animal Control Commission By: Mayor Bryce Ward
2 Introduced:
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4
5 FAIRBANKS NORTH STAR BOROUGH

6
7 ORDINANCE NO. 2019 -

8
9 AN ORDINANCE AMENDING TITLE 22 OF THE FAIRBANKS NORTH STAR
10 BOROUGH CODE ALLOWING FOR LICENSING OF DOGS AND CATS
11

12 WHEREAS, The Fairbanks North Star Borough currently does not have a
13 dog and cat licensing requirement, and
14

15 WHEREAS, The FNSB Animal Control Commission has recommended
16 implementation of a licensing structure for dogs and cats within the borough; and
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18 WHEREAS, A licensing program increases the chance that a dog or cat will
19 be reunited with its owner in the unfortunate event it is lost. A licensed pet has the owner's
20 contact information on file with Animal Control; and
21

22 WHEREAS, Licensing fees are a source of funds and a method of offsetting
23 the cost of services to the borough residents actually utilizing or benefitting from specific
24 service; and
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26 WHEREAS, Licensing gives Animal Control an opportunity to verify rabies
27 vaccinations; and
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Text to be *added* is underlined

Text to be *deleted* is [BRACKETED AND CAPITALIZED]

30 WHEREAS, Licensing will give Animal Control and Emergency Operations
31 statistics of where large numbers of dogs or cats are located for emergency response
32 planning; and

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34 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks
35 North Star Borough:

36
37 Section 1. This ordinance is of a general and permanent nature and shall
38 be codified.

39
40 Section 3. Section 22.04.010 **Definitions** shall be amended by adding the
41 following terms:

42 Multiple animal license – large - means a person or facility, including a lot, dwelling
43 unit, residence or business premise, that owns, houses, possesses, or is the custodian
44 of more than 20 dogs and/or cats.

45 Multiple animal license – small - means a person or facility, including a lot, dwelling
46 unit, residence or business premise, that owns, houses, possesses, or is the custodian
47 of seven or more but no more than 20 dogs and/or cats.

48
49 Section 4. Section 22.06.010.A **Adoption fees and deposits** shall be
50 amended as follows:

51 A. An adoptive owner shall pay to the borough animal shelter an adoption fee as
52 established in accordance with FNSBC 3.50.010 plus the current fee for a rabies
53 vaccination if the animal is not currently vaccinated as provided in this title, plus the
54 current license fee. Adoption fees for animals other than dogs or cats shall also be
55 established in accordance with FNSBC 3.50.010.

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57 Section 5. Section 22.06.020.A **Impound fees** shall be amended as
58 follows:

59 A. Any animal impounded under this chapter may be redeemed as provided in this
60 chapter upon payment by the owner to the borough of the amount specified in FNSBC
61 22.06.030, plus a redemption fee as established in accordance with FNSBC 3.50.010,
62 based on the number of previous impounds for the animal in any given 36-month period,
63 with a maximum fee of \$300.00. In the event that the impounded animal does not have a
64 current rabies vaccination according to FNSBC 22.16.020 the owner shall pay penalty as
65 established in accordance with FNSBC 3.50.010, in addition to the actual cost of the
66 rabies vaccination. In the event that an impounded dog or cat does not have a current
67 license according to FNSBC Chapter 22.08, the owner shall pay a penalty as established
68 in accordance with FNSBC 3.50.010 in addition to the actual licensing fee and be issued
69 a current license and tag for the dog or cat.

70
71 Section 22. A new chapter, Chapter 22.08 **Licenses**, shall be added as
72 follows:

73 **22.08.010 Dog and cat license required**

74 A. No person may own or harbor a dog or cat in the Fairbanks North Star Borough
75 over the age of four months without obtaining a Borough license tag for the dog or cat
76 except a dog or cat brought into the borough for less than 30 days and such dog or cat is
77 licensed in another jurisdiction.

78 B. A dog or cat license is not transferable to another person. Any dog or cat over the
79 age of four months which is transferred, sold, or given away within the borough shall be
80 licensed by the new owner within 15 days of the sale or acquisition.

81 C. The licenses for the following animals shall be at no cost.

- 82 1. Dogs used for municipal, state or federal police work.
83 2. Service animals as defined by the Americans with Disabilities Act title 2 and
84 title 3.

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85 3. Dogs or cats belonging to a person with a multi-animal license which has
86 paid its annual licensing fee pursuant to FNSBC 22.08.050.

87 D. All other dogs and cats requiring a license shall be charged a fee as established
88 annually in accordance with FNSBC 3.50.010.

89

90 **22.08.020 Nonresident dog or cat license required**

91 Non-residents who bring a dog or cat into the borough for 90 days or more shall obtain a
92 dog or cat license for each animal within 15 days of the date of arrival or the date the non-
93 resident knew or should have known the non-residents' dog or cat would be in the
94 borough for 90 days or more, whichever is later.

95

96 **22.08.030 Licensing procedure**

97 A. Application for an individual dog or cat license shall be to the animal control
98 division. The application shall include:

99 1. The name, mailing and residence address of the owner of the dog or cat.

100 2. The type of animal, i.e. dog or cat.

101 3. The name, breed, color, age and sex of the dog or cat.

102 4. Verification by a veterinarian of a spay or neuter;

103 5. Proof that the dog or cat has a current rabies vaccination; and

104 6. The required license fee.

105 B. Licenses shall be valid for a term of up to one, two or three years from the date of
106 issuance, the term selected at the option of the pet owner and shall expire in conjunction
107 with the expiration date or anniversary date of the relevant rabies vaccination. Proof of a
108 current rabies vaccination for the entire licensing period selected is required. License
109 fees are not prorated.

110 C. An application to renew a license shall be made in the same manner as an
111 application for a new license. A license may be renewed for the following period within
112 30 days before or after the expiration date. Delinquent renewals shall be charged a \$25

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113 penalty. Owners who delinquently apply for a license or a license renewal but have not
114 received a citation will not be issued a citation at the time of application for a license.

115 D. It is the responsibility of every dog or cat owner to update and provide the borough
116 with current information regarding the items set forth in subsection A above.

117

118 **22.08.040 License tags and receipts**

119 A. Animal control shall issue the dog or cat owner a numbered receipt and a tag
120 stamped with an identifying number for each license issued under this Chapter. A tag
121 need not be issued if the animal has, or has had, a readable microchip implanted.

122 1. Animal control will record the microchip number and associate it with the owner
123 and license record.

124 B. An owner shall display a current borough license tag issued to the dog or cat
125 securely fastened to the dog or cat's collar or harness at all times except:

126 1. While confined on the owner's or custodian's premises within a building; or

127 2. While in competition, a recognized animal activity or form of training
128 requiring that a collar not be worn.

129 3. Notwithstanding subsection D, while at a veterinary office operated by a
130 licensed veterinarian or under current, written, licensed veterinarian instructions not to
131 wear a collar for medical reasons.

132 C. No person shall use a borough dog or cat license tag or receipt for a dog or cat
133 other than the one for which it was issued.

134 D. No person, other than the owner, veterinary care provider or animal control staff,
135 shall remove from any dog or cat any license tag or an animal's collar or harness with an
136 attached license tag.

137 E. No person shall counterfeit, attempt to counterfeit or attempt to use a counterfeit
138 license tag, receipt for payment of a license, or certificate of rabies vaccination.

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141 **22.08.050 Multiple Animal Licensing**

142 A. No person shall own or care for more than seven (7) dogs and/or cats without
143 obtaining a multiple animal license for each physical location where animals are kept.
144 Once a license is issued and paid for pursuant to this section, the owner who applied for
145 the multiple animal license shall be furnished with individual, one year license tags for the
146 dogs or cats listed pursuant to subsection C.7 below. The one year license tag shall
147 expire in conjunction with the expiration date or anniversary date of the relevant rabies
148 vaccination. Tags need not be issued for the animals which have been implanted with
149 microchips. Animal control will record microchip numbers and associate them with the
150 owner in Borough records.

151 B. The following do not require a multiple animal license:

152 1. Veterinary offices operated by a licensed veterinarian for the care and
153 treatment of animals.

154 2. Animal day-care or boarding facilities which temporarily board dogs or cats
155 owned by other persons. If a boarding facility has five or more dogs and cats on site at
156 one time for 30 days or more, it must obtain multiple animal license.

157 C. Application for a multiple animal license shall be to the animal control division. The
158 application shall include:

159 1. The name mailing and physical address of the owner of the;

160 2. The name mailing and physical address of the operator;

161 3. The name and physical address location;

162 4. The maximum number of dogs or cats to be held at the. A shall consist of
163 dogs or cats respectively. A multiple animal license – small shall consist of between 7 –
164 20 dogs and/or cats. A multiple animal license – large shall consist of more than 20 dogs
165 and/or cats.

166 .

167 7. A complete list of the dogs or cats by rabies certificate numbers including
168 the name breed, color, age, sex and reproductive status for each dog or cat over the age

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169 of four months. Rabies certificates for all dogs or cats must be current for the application
170 to be considered complete. Said list shall be maintained by the owner with current
171 information and must be immediately made available upon request by an animal control
172 officer;

173 9. The required license fee pursuant to FNSBC 3.50.010.

174 D. Multiple animal licenses are valid for a period of one year. Individual dog or cat
175 license records are valid for a period of no more than one year, and shall expire in
176 conjunction with the expiration date or anniversary date of the relevant rabies vaccination.

177 F. It is the responsibility of the person with a multiple animal license to update and
178 provide the borough with current license information regarding the items set forth in
179 subsection C.7.

180 H. Renewal applications shall be made at least thirty days prior to the expiration of
181 the current license and may rely upon materials submitted with a prior application
182 provided it portrays the current conditions of the facility or location, except current rabies
183 vaccinations proof of each animal over the age of four months and upon certification that
184 there have been no significant changes in the numbers or types of dogs or cats since the
185 prior application.

186

187 Section 7. FNSB 1.04.050 **Fine Schedule** is amended to add the following:

<u>Code Section</u>	<u>Offense</u>	<u>Penalty/Fine</u>	<u>Mandatory Warning Required</u>
<u>22.08.010</u>	<u>Failure to license a dog or cat</u> <u>1st offense</u>	<u>\$100.00</u>	<u>Yes, 1st offense only</u>
<u>22.08.010</u>	<u>Failure to license a dog or cat</u> <u>2nd offense</u>	<u>\$200.00</u>	<u>No</u>
<u>22.08.010</u>	<u>Failure to license a dog or cat</u> <u>3rd offense</u>	<u>\$300.00</u>	<u>No</u>

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<u>22.08.040(C)</u>	<u>Using a borough dog or cat tag, or receipt for a dog or cat other than the one for which issued.</u> <u>1st offense</u>	<u>\$100.00</u>	<u>No</u>
<u>22.08.040(C)</u>	<u>Using a borough dog or cat tag, or receipt for a dog or cat other than the one for which issued.</u> <u>2nd offense</u>	<u>\$200.00</u>	<u>No</u>
<u>22.08.040(C)</u>	<u>Using a borough dog or cat tag, or receipt for a dog or cat other than the one for which issued.</u> <u>3rd offense</u>	<u>\$300.00</u>	<u>No</u>
<u>22.08.040(D)</u>	<u>Removal of a dog or cat license by a non-owner or party authorized by this code</u> <u>1st offense</u>	<u>\$100.00</u>	<u>No</u>
<u>22.08.040(D)</u>	<u>Removal of a dog or cat license by a non-owner or party authorized by this code</u> <u>2nd offense</u>	<u>\$200.00</u>	<u>No</u>
<u>22.08.040(D)</u>	<u>Removal of a dog or cat license by a non-owner or party authorized by this code</u> <u>3rd offense</u>	<u>\$300.00</u>	<u>No</u>
<u>22.08.040(E)</u>	<u>Counterfeiting, attempting to counterfeit or use of counterfeit license tag, receipt or certificate of vaccination</u>	<u>\$300.00</u>	<u>No</u>
<u>22.08.050(O)</u>	<u>Failure to obtain a multiple animal license.</u> <u>1st offense</u>	<u>\$100.00</u>	<u>Yes, 1st offense only</u>
<u>22.08.050(O)</u>	<u>Failure to obtain a multiple animal license</u> <u>2nd offense</u>	<u>\$200.00</u>	<u>No</u>
<u>22.08.050(O)</u>	<u>Failure to obtain a multiple animal license</u> <u>3rd offense</u>	<u>\$300.00</u>	<u>No</u>

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Section 8. Appendix E, **User Fee Schedule, Emergency Operations,**

Animal Control Fees is amended to add the following:

Spayed or Neutered Dog or Cat, 1 year license	\$15.00
Spayed or Neutered Dog or Cat, 2 year license	\$28.00
Spayed or Neutered Dog or Cat, 3 year license	\$40.00

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194	Unspayed or Unneutered Dog or Cat, 1 year license	\$25.00
195	Unspayed or Unneutered Dog or Cat, 2 year license	\$45.00
196	Unspayed or Unneutered Dog or Cat, 3 year license	\$65.00
197	Replacement tag	\$5.00
198	Penalty for delinquent license	\$25.00
199	Multi-animal license (7-20 dogs/cats) 1 year license	\$50.00
200	Multi-animal license (over 20 dogs/cats) 1 year license	\$75.00

201
 202 Section 9. Effective Date. This ordinance shall be effective at 5:00 p.m. of
 203 the first Borough business day following its adoption.

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 205 PASSED AND APPROVED THIS _____ DAY OF _____, 2019.
 206
 207
 208

209 _____
 210
 211 Presiding Officer

212
 213 ATTEST:

214
 215 APPROVED:
 216
 217 _____

218
 219 Borough Municipal Clerk

220
 221 Borough Attorney
 222
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