

ORDINANCE NO. 2010-013

Adopted by the Sacramento City Council

May 18, 2010

AN ORDINANCE AMENDING SACRAMENTO CITY CODE SECTION 9.44.190 RELATING TO ANIMAL REDEMPTION FEES

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

Section 1:

Section 9.44.190 of the Sacramento City Code is amended to read as follows:

9.44.190 Required alteration.

Required Alteration. In order to reduce the likelihood that dogs allowed to be at large shall breed unwanted animals, any dog impounded for being at large which previously has been redeemed from the Animal Care Services center after impoundment for being at large shall be spayed or neutered at the redeeming owner's expense prior to a second or subsequent redemption. The Animal Care Services Manager may waive this requirement when there are extenuating circumstances that justify waiver.

In the event the Animal Care Services Manager determines that a dog shall be spayed or neutered at the redeeming owner's expense prior to redemption, the Animal Care Services Manager shall notify the owner of this requirement in writing and inform the owner of the owner's right to appeal as provided by this section.

The owner of the animal may, prior to the date specified by the Animal Care Services Manager in the written notice, appeal the determination of the Animal Care Services Manager by filing a notice of such appeal with the Animal Care Services Manager. The city manager shall appoint a hearing officer, who may be an employee of the city.

The hearing shall be informal. The hearing officer shall determine, based on evidence presented, whether the Animal Care Services Manager correctly determined that the requirement to spay or neuter applies, and if so, whether there are any extenuating circumstances which justify waiver of the requirement to spay or neuter, or waiver of the requirement that the owner pay for the procedure. The decision of the hearing officer shall be final.

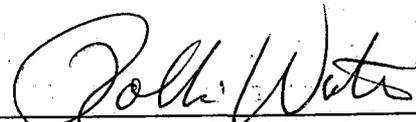
Adopted by the City of Sacramento City Council on May 18, 2010 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy,
Tretheway, Waters.

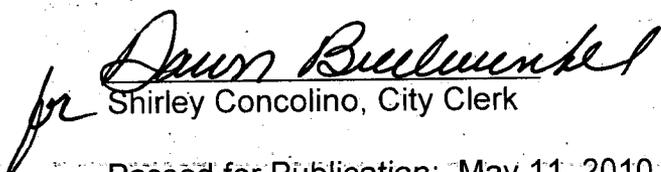
Noes: None.

Abstain: None.

Absent: Mayor Johnson.


Vice Mayor Robbie Waters

Attest:


Shirley Concolino, City Clerk

Passed for Publication: May 11, 2010

Published: May 14, 2010

Effective: June 16, 2010

REDLINE VERSION

ORDINANCE NO.

Adopted by the Sacramento City Council

Date Adopted

**AN ORDINANCE AMENDING SACRAMENTO CITY CODE SECTION
9.44.190 RELATING TO ANIMAL REDEMPTION FEES**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 9.44.190 of the Sacramento City Code is amended to read as follows:

9.44.190 ~~Redemption subsequent to first redemption~~ Required alteration.

Required Alteration. In order to reduce the likelihood that dogs allowed to be at large shall breed unwanted animals, any dog impounded for being at large which previously has been redeemed from the ~~animal control~~ Animal Care Services center after impoundment for being at large shall be spayed or neutered at the redeeming owner's expense prior to a second or subsequent redemption. The ~~chief animal control officer~~ Animal Care Services Manager may waive this requirement when there are extenuating circumstances that justify waiver.

In the event the ~~chief animal control officer~~ Animal Care Services Manager determines that a dog shall be spayed or neutered at the redeeming owner's expense prior to redemption, the ~~chief animal control officer~~ Animal Care Services Manager shall notify the owner of this requirement in writing and inform the owner of the owner's right to appeal as provided by this section.

The owner of the animal may, prior to the date specified by the ~~chief animal control officer~~ Animal Care Services Manager in the written notice, appeal the determination of the ~~chief animal control officer~~ Animal Care Services Manager by filing a notice of such appeal with the ~~chief animal control officer~~ Animal Care Services Manager. The city manager shall appoint a hearing officer, who may be an employee of the city.

The hearing shall be informal. The hearing officer shall determine, based on evidence presented, whether the ~~chief animal control officer~~ Animal Care Services Manager correctly determined that the requirement to spay or neuter applies, and if so, whether there are any

extenuating circumstances which justify waiver of the requirement to spay or neuter, or waiver of the requirement that the owner pay for the procedure. The decision of the hearing officer shall be final.

~~B. Redemption Fees. In addition to any payment which may be required pursuant to subsection A of this section, the owner of any animal which has been previously redeemed from the animal control center shall pay a redemption fee of twice the amount of the usual redemption fee for the second redemption of such animal and shall pay a redemption fee three times the amount of the usual redemption fee for the third and any subsequent redemption, in addition to the per diem costs established by resolution of the city council, and other actual costs of impoundment. (Prior code § 6.07.086)~~