



Albemarle County

Legislation Details (With Text)

File #: 19-314 **Version:** 1 **Name:**
Type: Ordinance **Status:** Public Hearing
File created: 5/14/2019 **In control:** Board of Supervisors
On agenda: 6/5/2019 **Final action:**
Title: Ordinance to Amend County Code Chapter 4, Animals, Article 1, Administration. To receive comments on its intent to adopt an ordinance to amend Albemarle County Code Chapter 4, Animals, Article I, Administration, Section 4-103, Definitions, to expand the definition of "Adequate shelter" to address the protection of animals during hot and cold weather, and to expand the definition of "Adequate space" to address tethering restrictions, consistent with Virginia Code § 3.2-6500, effective July 1, 2019.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Att.A - Proposed Ordinance

Date	Ver.	Action By	Action	Result
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AGENDA DATE: 6/5/2019

TITLE:

Ordinance to Amend County Code Chapter 4, Animals, Article 1, Administration

SUBJECT/PROPOSAL/REQUEST: Public hearing to consider an ordinance to amend County Code Chapter 4, Animals, Article 1, Administration, to revise the definitions of "Adequate shelter" and "Adequate space."

ITEM TYPE: Regular Action Item

STAFF CONTACT(S): Richardson, Walker, Kamptner, Farley, Walls, Lantz

PRESENTER (S): Greg Kamptner

LEGAL REVIEW: Yes

REVIEWED BY: Jeffrey B Richardson

BACKGROUND: The 2019 General Assembly amended Virginia Code § 3.2-6500 to expand the definition of "Adequate shelter" to address the protection of animals during hot and cold weather, and to expand the definition of "Adequate space" to address tethering restrictions.

STRATEGIC PLAN: *Quality Government Operations:* Ensure County's government capacity to provide high quality service that achieves community priorities.

DISCUSSION: The County's Animal Ordinance includes definitions for "Adequate shelter" and "Adequate space." The attached proposed ordinance (Attachment A) would amend County Code § 4-103 to incorporate

the amendments to Virginia Code § 3.2-6500.

Specifically, the ordinance would:

- Require that animals be provided shelter that is properly shaded and that does not readily conduct heat during hot weather;
- Require that animals be provided shelter that has a windbreak at its entrance and that has bedding that is sufficient to protect the animal from cold and protect the retention of body heat during cold weather;
- Require that tethered animals, other than agricultural animals, have tethers that are at least 10 feet in length, do not have any characteristic that cause injury or pain to the animal; do not weigh more than one-tenth of the animals' body weight; and do not have weights or heavy objects attached to it; and
- Clarifies that the walking of an animal on a leash by its owner does not constitute the tethering of the animal for purposes of the definition of "Adequate space."

BUDGET IMPACT: Adoption of the attached ordinance is not expected to have a budget impact.

RECOMMENDATION:

After the public hearing, staff recommends that the Board adopt the attached proposed ordinance (Attachment A).

ATTACHMENTS:

A - Proposed Ordinance