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1	<b>Chapter 608 Animals - Proposed Changes</b>						
2	<b>Ordinance Section</b>	<b>Current Language</b>	<b>Proposed Revision</b>	<b>Impact</b>	<b>What I like about it</b>	<b>Suggestions</b>	<b>Comments</b>
3	Definitions - overall 608.01	Limited	Added and expanded definitions.	There were a number of concerns caused by either lack of definition of a term or ambiguity within a definition or section. The changes are to eliminate the ambiguity.			
4	Definitions - Abandon 608.01	"Abandon" means to desert, surrender, relinquish or give up with the intent of never again resuming one's ownership rights or interest in an animal, provided that a lost animal will not be regarded as abandoned when the owner or custodian has made a reasonable effort to locate the animal.	Add sentence: Also includes animals remaining on their owner's property where the property has been condemned or ordered to be vacated.	Enhances officer's ability to protect animals left in vacant or condemned property.			
5	Definitions - Adequate Care 608.01		Add: "Adequate Care" means the provision of sufficient food, potable water, shelter, sanitary conditions, and medical attention to maintain an animal in a state of good health.	Not defined previously, clarifies standards for animal owners			
6	Definitions - animal at large 608.01(d)	Delete: "At large" means off the property of the animal owner and not under control, or, where required, not under restraint.	Add: "Animal at Large" means the unrestrained wandering or roaming of any animal on a public way or on property not owned or leased by its owner. Also includes animals on their owner's property not under direct control of the owner in populated areas, i.e. where homes are within 200 feet of each other.	Better clarification of the standards			
7	Definitions - Attack 608.01(f)		Add: "Attack" means the intent to cause injury or otherwise forcefully endanger the safety of people or other animals.	New definition to reduce ambiguity over meaning of "attack."			How would we ever know the "intent" of an animal? I think that could only be presumed if the animal actually does bodily harm..
8	Definitions - At-risk animal 608.01(g)		Add: "At-risk animal" means an animal that: (1) Is found to menace, chase, display threatening or aggressive behavior or otherwise threaten or endanger the safety of any person. (2) Causes physical injury to any domestic animal while at large. (3) Repeatedly runs at large.	Not defined previously			
9	Definitions - Dangerous Animal 608.01(h)	"Dangerous animal" means an animal that bites or attacks a person, or another animal.	Add language: B. Behaves in a manner that a reasonable person would believe poses an unjustified imminent threat of serious injury or death to one or more person or another animal; C. Is used for fighting or other illegal activity; or D. Escalates behavior that caused it to be adjudicated an at risk-animal.	Additional language enhances definition and provides specific examples of dangerous animal and to improve understanding and enforcement.			

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2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
10	Definitions - Domestic animals 608.01(i)		Add: "Domestic Animals" means those animals that have traditionally, through a long association with humans, lived in a state of dependence upon humans or under the dominion and control of humans and which have been kept as tame pets, raised as livestock, or used for commercial breeding purposes.	New definition to limit meaning of "domestic animals" as used in ordinance; helps to distinguish different animal classifications and relevant regulations concerning each. This ordinance does not address agricultural animals.			
11	Definitions - Exotic animal 608.01(j)		Add: "Exotic animal" means an animal of a non-domesticated species not commonly kept as a household pet or for food or fiber production. Exotic animals may or may not be native to the area and may or may not be governed by existing wildlife regulations.	Not defined previously; helps to distinguish different animal classifications and relevant regulations concerning each.			
12	Definitions - Kennel	(n) "Kennel" means, any establishment wherein or whereon dogs are kept for breeding, sale or sporting purposes.	(n) "Kennel" means, <u>unless stated otherwise</u> , any establishment wherein or whereon dogs are kept for breeding, sale or sporting purposes.	Revise to clarify that generally referring to commercial kennel			Consider adding "four or more dogs and six or more cats" Compare to MCL 287.270
13	Definitions -Leash 608.01(o)		Add: "Leash" means a strap or cord for restraining or guiding an animal. "Leash" does not include shock collars (also called e-collars, Ecollars, remote training collars, Zap collars or electronic collars) that deliver electrical shocks to the neck of an animal.	New definition to reduce ambiguity over meaning of "leash" as used in ordinance and to protect people and other animals.			
14	Definitions - Mutilate 608.01(q)		Add: "Mutilate" means to destroy or disfigure a body part.	Not defined previously, provides meaning for clarity			
15	Definitions - Owner 608.01(t)	"Owner" means a person having a right of property ownership in an animal, who keeps or harbors the animal or has the animal in his or her care or custody, or who permits the animal to remain on or about premises occupied by the person.	Delete sentence: ".Owner" does not include a veterinarian who keeps an animal on a temporary basis for medical care or treatment. Add: An owner does not mean a person who harbors an animal in the course of conducting a boarding, grooming, or training business, or a veterinary hospital, or a person who harbors an animal in violation of Act 309 of the Public Acts of 1939, being sections 287.301 to 287.308 of the Michigan Compiled Laws. "Owner" does not mean a person who feeds an animal that is a stray or without an owner as defined above.	Expands the definition of owner to ensure that the responsible party is clear			People who feed or harbor strays will be treated as non-owner for enforcement . See 608.15. Also 608.04, 608.11,
16	Definitions - Pet 608.01(w)		Add: "Pet" means any animal kept for pleasure rather than utility.	Not defined previously			

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17	Definitions - Quarantine 608.01(z)		Add: "Quarantine" means a state of enforced isolation. To detain in or exclude by quarantine, to isolate from normal relations or communication. An animal that has bitten shall be kept in the owner's home or a secure structure authorized by a person enforcing this ordinance that would not allow any other person or animal to come in contact with it except for family members. At the owner's expense animals may be quarantined at a veterinarian's office or, at the discretion of an Animal Control Officer, at the Animal Shelter.	Not defined previously; clarifies how an animal is kept during quarantine period to prevent exposure. Gives ACO discretion on where animal can be quarantined.			
18	Definitions - Rabies Suspect Animal 608.01(aa)		Add: "Rabies Suspect Animal" means any animal other than wildlife, which has been determined by the Michigan Department of Community Health to be a potential rabies carrier and which has bitten or scratched a human, or any animal which has been in contact with or bitten by another animal which is a potential rabies carrier, or any animal which shows symptoms of rabies.	Not defined previously; ties back to Michigan Department of Community Health standards and regulations.			
19	Definitions - Service Dog 608.01(ee)		Add: "Service Dog" means any dog which is trained or being trained to aid a person who is blind, hearing impaired, or otherwise disabled under MCL 287.291; MSA 12.543 (1970 PA 207). "Service Dog" does not mean a dog that provides comfort just by being with a person.	New definition to provide meaning as word is used in ordinance. Limits "service dog" to those qualified under applicable federal and state law. Does not include and is distinguishable from "comfort dog" or "emotional support dog."		Service Dogs have documentation to identify and to be presented upon request during incident investigation	

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2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
20	Definitions - Shelter 608.01(ff)	Shelter" means a roofed structure of at least three sides which is suitable for the age, size, species, and physical condition of the animal and which provides adequate protection to an animal from the elements and weather conditions so as to maintain the animal in a state of good health. "Adequate protection" from the elements includes, but is not limited to, dry bedding when the outdoor temperature is or is predicted to drop below freezing. As to livestock, "shelter" also includes those environments that comply with generally accepted agricultural and management principals adopted pursuant to the Right to Farm Act, M.C.L.A. 286.471 et seq., or as otherwise specifically provided for by State law.	"Shelter" means: a leak-proof roofed structure of four sides which is suitable for the age, size, species, and physical condition of the animal and which provides adequate protection to an animal from the elements and weather conditions so as to maintain the animal in a state of good health. "Adequate protection" from the elements includes, but is not limited to, dry bedding from October 1 through May 31. Exemptions will be made for dogs who have veterinarian documentation stating that they cannot tolerate straw. As to livestock, "shelter" also includes those environments that comply with generally accepted agricultural and management principals adopted pursuant to the Right to Farm Act, M.C.L.A. 286.471 et seq., or as otherwise specifically provided for by State law. An animal must be able to stand up, sit down, lie down, and turn around inside the shelter. Interior must be protected from the elements; wind, rain, snow and sun. Interior must be clean and not moldy.	New definition to provide meaning of "shelter" and "adequate protection to remove ambiguity.			
21	Definitions - Shelter - continued		(1) "Inadequate shelter" includes, but is not limited to: A. Crawl spaces under buildings or parts of buildings, such as steps, decks, or stoops; B. The space under a vehicle; truck caps; C. The inside of a vehicle, other than a functional climate controlled motor home; D. Shelters made from cardboard or other materials that are easily degraded by the elements; E. Animal carriers or crates that are designed to provide temporary housing; F. Barrels; G. Cages with wire or chain-link floors; or H. Shelters surrounded by waste, debris, obstructions or impediments that could adversely affect an animal's health.				
22	Definitions - Sterilized 608.01(hh)		Add: "Sterilized" means an animal which has, by virtue of a surgically performed castration or ovariectomy or other recognized veterinary procedure been rendered incapable of sexual reproduction.	Not defined previously.			

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2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
23	Definitions - Tethering 608.01(ii)	"Tethering" means the restraint and confinement of an animal by use of a chain, rope, or similar device.	Add sentence: "Tethering" does not include shock collars (also called e-collars, Ecollars, remote training collars, Zap collars or electronic collars) that deliver electrical shocks to the neck of an animal.	Clarifies definition			
24	Definitions - Torment 608.01(jj)	"Torment" means an act or omission that causes unjustifiable pain, suffering, and distress to an animal, or that causes mental and emotional anguish in the animal, as evidenced by its altered behavior, for a purpose such as sadistic pleasure, coercion or punishment, that an ordinary and reasonable person would conclude is likely to precipitate a bite or attack.	Revised: "Torment" means an act or omission that causes unjustifiable pain, suffering, or distress to an animal, or that causes mental and emotional anguish in the animal; as evidenced by its altered behavior or condition.	Removes need to make determination about purpose or intent.			
25	Definitions - Wild animal 608.01(nn)		Add: (z)(nn) "Wild animal" means any animal normally found in the wild irrespective of geographic origin, or any crossbreeds of these animals with domestic animals, or any descendant of such crossbreeds which is 25% or more wild animal, and which because of its size or vicious propensity or other characteristic would constitute a danger to human life or domesticated animals. Any canine with a genetic make-up of 25% or higher wolf, coyote, or fox shall be considered a wild animal.	Not defined previously; helps to distinguish different animal classifications and relevant regulations concerning each			Any % of wild should be defined as wild.
26	Cruelty to Animals 608.09(a)(1)-(3)	(a) No person shall cruelly treat or abuse an animal in any of the following ways: (1) Willfully and maliciously kill, maim, disfigure, beat, torment, torture, overload, overwork, abandon or otherwise abuse an animal, cause, instigate or permit any fight or combat with or between animals; (2) Abandon or willfully neglect an animal which he or she knows or has reason to believe is suffering due to age, disease, malnutrition, parasite infestation or injury, or fail to report such condition to the appropriate law enforcement agency for appropriate action; (3) Fail to provide his or her animal with sufficient food, potable water, exercise, grooming, sanitary conditions, shelter, protection from the weather, and veterinary care in order to maintain an animal in a state of good health;	Revise: (a) No person shall cruelly treat or abuse an animal in any of the following ways: (1) Kill without just cause, willfully and maliciously kill, maim, disfigure, beat, torment, torture, overload, overwork, abandon or otherwise abuse an animal; cause, instigate or permit any fight or combat with or between animals; or cruelly drive or work an animal or cause an animal to be cruelly driven or worked; (2) (No Change); (3) Fail to provide his or her animal with sufficient food, potable water, which would thus cause an animal to suffer from thirst or hunger or fail to maintain an animal in a good state of health; fail to provide his or her animal exercise, grooming, sanitary conditions, shelter, or protection from the weather;	Language clarification to protect animals			

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27	Cruelty to Animals 608.09(a)(4)		<p>Add: (4) Fail to provide veterinary medical care when an animal is in pain or distress, including but not limited to the following when an animal is:</p> <p>A. In a state of emaciation.            B. Unable to rise or walk.            C. Crying out in pain.            D. Unable to eat or drink.            E. Suffering from unattended broken bones, wounds, burns, or contusions.            F. Painful or difficult breathing.            G. Passing blood in urine, feces, and/or vomit.            H. Infested with parasites or maggots.            I. Infected with a skin disease.</p>	To ensure responsible pet care in situations of declining health.			
28	Cruelty to Animals 608.09 (a)(7)(A) new	Currently (a)(6) When transporting an animal:	Add new subsection (7) and add A. The animal shall be safely enclosed within the vehicle; or if in an unenclosed or partially enclosed vehicle, including but not limited to, convertibles, pick-up trucks, or flatbed trucks, confine the animal in a container case or other device that is of proper and adequate size that will prevent the animal from falling from or jumping from the motor vehicle;	Clarify requirements when transporting an animal.			
29	Cruelty to Animals (a)(8)(A)	A. For dogs, the tether is at least ten feet in length; the tether and collar, harness or other type of collaring device when taken together weighs not more than one-eighth of the dog's body weight and does not, due to weight, inhibit the free movement of the dog; the manner of tethering prevents injury, strangulation, or entanglement on fences, trees or other man-made or natural obstacles or objects; the collar, harness or any other type of collaring device being used is designed for that purpose and made from material that prevents injury to the dog; the period of tethering does not exceed one continuous hour, except that tethering of the same dog may resume after an hiatus of three continuous hours; and the dog is tethered no more than a total of three hours per day.	A. For dogs, the tether is at least ten feet in length; the tether and collar, harness or other type of collaring device when taken together does not, due to weight, inhibit the free movement of the dog; the manner of tethering prevents injury, strangulation, or entanglement on fences, trees or other man-made or natural obstacles or objects; the collar, harness or any other type of collaring device being used is designed for that purpose and made from material that prevents injury to the dog.	Revise paragraph A to allow ACO's to make determination			

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30	Cruelty to Animals 608.09(a)(8)(A) C-(D)		Add: C. The manner of tethering does not allow an animal to become tangled, injured or to suffer undue stress; D. The weight of the tether does not allow the animal to comfortably raise its head or move.	Protects animals from being tethered in a manner that would cause potential harm to the animal (i.e. too heavy of a chain)			Concern that D is too subjective.
31	Cruelty to Animals 608.09(a)(8)(E)-(I)		dogs. Chains that are made for pulling and towing materials are prohibited. Examples include grade 70, 80, 100 and 120 chains. "Logging chains" prohibited. F. Maximum weight of tether not to exceed 1/10 of the dog's bodyweight. The length of the tether should be at least 5 times the length of the dog (from tip of nose to base of tail) and never less than 15 ft . G. Tethers should have swivels on both ends to prevent twisting and tangling. H. Collars made of metal material prohibited. Examples: pinch, prong, choke, or martengale collars prohibited . I. Dog should be able to access dry ground, shade and potable water at all times .				
32	Cruelty to Animals 608.09(a)(9)(A)-(C)		Add: (9) Confine an animal: A. Without sufficient potable water made continuously available unless otherwise directed by a licensed veterinarian, or lack of food, or proper care; B. Within or on a motor vehicle at any location under such conditions as may endanger the health or welfare of the animal, including, but not limited to ambient temperature above 80 degrees Fahrenheit or below 25 degrees Fahrenheit; C. In such a fashion that the animal does not have a dry area to rest;	Reduce subjectivity by using objectively verified temperature.			
33	Cruelty to Animals 608.09(a)(9)(D)(E)		Add (9)(D): If a dog, in an outdoor residential kennel smaller than 32 square feet, or in a cage that does not allow an animal to stand or turn around; E. With another animal that is a natural enemy, temperamentally unsuited, or otherwise incompatible to so near to each other as to cause injury, fear, or torment.	Provide <u>minimum</u> size of outdoor residential kennel. (E.g dimension of 4x8) Not commercial kennels.			Considering minimum size of 50 square foot. Compare to minimum 150 square foot.
34	Cruelty to Animals 608.09(a)(10)		Add (10) Unless performed by a licensed veterinarian, to crop an animal's ears, dock a tail, neuter, castrate, or to perform any other surgical procedure upon an animal;	Revise definition of cruelty			

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35	Cruelty to Animals 608.09(a)(12)		Add: Intentionally run down or otherwise abuse, harass, or worry any animal with any vehicle including but not limited to a bicycle or motor vehicle, including an off-road vehicle, motorcycle, motorbike, or snow-mobile;	Revise definition of cruelty			
36	Nuisance Animals 608.11	(i) Except in areas zoned AG Agricultural District or R-1R Single-Family Rural Residential District, allow an animal to be unrestrained when outdoors on private property, unless a person capable of controlling the animal is in attendance with the animal or unless adequate measures have been taken to prevent the animal from leaving the property. As used in this subsection, "adequate measures" include, but are not limited to, confining the animal to a fenced area which may include all or a portion of the property; confinement on a chain, rope or tether which is sufficiently strong and secure considering the size of the animal confined; or use of an electronically activated collar which prevents the animal's escape from the property.	(i) Except <u>where agricultural uses are allowed by zoning</u> , allow an animal to be unrestrained when outdoors on private property, unless a person capable of controlling the animal is in attendance with the animal or unless adequate measures have been taken to prevent the animal from leaving the property. As used in this subsection, "adequate measures" include, but are not limited to, confining the animal to a fenced area which may include all or a portion of the property; confinement on a chain, rope or tether which is sufficiently strong and secure considering the size of the animal confined; or use of an electronically activated collar which prevents the animal's escape from the property.	Revise first clause of first sentence to coordinate with any future change in zoning ordinances.			
37	Seizure and Impoundment 608.13	A police officer or Animal Control Officer is authorized to seize animals under the following circumstances and impound such seized animals as provided in Section 608.14, as applicable: (a) Any animal found in the City which is doing any of the acts enumerated in Section 608.11:	Revise subsection (a): Any animal found in the City which is doing any of the acts enumerated in Section 608.11(a) through (c) and (e) through (i); Add subsection (f): All animals in the custody of persons in violation of Section 608.18;	Refine cross reference to specific subsections of 608.11. Add reference to violations of 608.18 is License Tags			
38	Impoundments 608.14(b)	(b) Length of Time Animal Held in Impound. (1) Except as otherwise provided in <u>division</u> (2), animals impounded under this chapter shall be held for the following applicable periods:	Revise: (b) Length of Time Animal Held in Impound. (1) Except as otherwise provided in <u>subsection</u> (2), animals impounded under this chapter shall be held for the following applicable periods:	Correction changing "division" to "subsection"			
39	Impoundments 608.14(d)(2)(3)	(3) Payment of Costs. Payment in full of all costs while impounded, including but not limited to, <u>the</u> microchip implantation, sterilization and for the entire cost of care for the animal while the animal was impounded;	(3) Payment of Costs. Payment in full of all costs while impounded, including but not limited to, microchip implantation, sterilization and for the entire cost of care for the animal while the animal was impounded;	Correction removing the word "the" before "microchip"			

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40	Impoundments 608.14(d)(2)(4)	(4) Proof of Ownership. Proof of ownership <u>which</u> may be accomplished by a current valid license, veterinary records, or proof of purchase or adoption, which reasonably identifies the animal; and	(4) Proof of Ownership. Proof of ownership may be accomplished by a current valid license, veterinary records, or proof of purchase or adoption, which reasonably identifies the animal; and	Correction removing the word "which" before "may"			
41	Strays 608.15	OTHER IMPOUNDMENTS. (REPEALED) (EDITOR'S NOTE: Section 608.15 was repealed by Ordinance 02-03, passed May 20, 2003.)	Add: KEEPING STRAY ANIMALS; FAILURE TO SURRENDER STRAY ANIMAL. It shall be unlawful for any person in the City to knowingly and intentionally harbor or keep in possession by confinement or otherwise any animal that does not belong to such person without permission of the owner. Any person within twenty-four (24) hours from the time such animal came into his or her possession must surrender the animal to the Calhoun County Animal Center or to an Animal Control Officer. Upon receiving said animal, an Animal Control Officer shall take such animal and place it in the Calhoun County Animal Center for a required legal stray hold period of five (5) days. If such animal is not reclaimed after five (5) days, the person who possessed and surrendered the animal may apply through normal process and fees to become the adoptive owner of the animal.	Replace with new section addressing stray animal issues.			Consider changing "Calhoun County Animal Shelter" to "agency under contract with the City." Consider including definition of term "harbor" to 608.01. Does harbor include feed, water, house, etc?
42	Strays - cont		The expense of sheltering fees, license fee and rabies inoculation must be assumed by the owner if the animal is reclaimed prior to the end of the five (5) days. No person harboring such an animal shall refuse to relinquish such animal to its legal owner prior to the expiration of said five (5) days.	Costs associated with sheltering, license and inoculation passed to owner			

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43	License - Rabies exemption 608.17	LICENSE REQUIREMENT	Add: (a)(1) Exception. No dog or cat shall be exempt from the rabies vaccination requirement set forth in this chapter, unless there is a valid medical reason supplied in writing by a licensed veterinarian. A titre test must be performed on the exempt dog or cat, that proves the dog's titre or cat's titre is sufficient to adequately protect against the rabies virus. The veterinarian performing the titre test must put into writing the results of the test, which will be accompanied by a copy of the titre test results. The titre test must be done each year on the exempt dog or cat before a current license will be issued. If the exempt dog's titre or exempt cat's titre is not sufficient to protect the dog or cat from the rabies virus the dog or cat will be required to have a rabies vaccination or be euthanized. All cost incurred under this section will be paid by the owner of the dog or cat.	Allow for exemption from rabies vaccination under certain conditions			Can three year license and fees be established to run same period as rabies vaccine?
44	License - transfer 608.17(b)	LICENSE REQUIREMENT (b) The license fee shall be as prescribed in the schedule provided for in Section 802.24 of the Business Regulation and Taxation Code and in conformance with this section. An application for a cat or dog license accompanied by written proof that the animal has been neutered or spayed shall result in a reduced license fee as prescribed in the above-mentioned schedule of fees. However, any waiver or reduction of the license fee as permitted by the schedule of fees or by this chapter shall not remove or abrogate the obligation of an owner to obtain a license for a cat or dog in conformity with this chapter. If a dog or cat becomes six months of age after March 1 of any year, the owner shall apply for a license forthwith and be charged the same fee as specified in this subsection unless the dog or cat becomes six months of age after July 1 in any year, in which case the owner shall be charged a license fee of one-half of the fee specified in this subsection.	Revise existing last sentence: If a dog or cat becomes six months of age after March 1st of any year, the owner shall apply for a license forthwith and be charged the same fee as specified in this subsection unless the dog or cat becomes six months of age after July 1st in any year, in which case the owner shall be charged a license fee of one-half of the fee specified in this subsection. Add to (b): If a licensed dog is transferred to another owner within the City the last registered owner shall notify the City Treasurer so that the license transfer may be documented. A dog with a license from another jurisdiction within the State of Michigan shall not be required to be licensed until the next license year as provided in subsection (b) provided the dog remains with the owner to whom the license was issued.	Revise with additional sentences to address license transfers.			

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45	License - expiration of rabies certificate 608.17(c)	(c) The license year for dogs and cats shall commence on January 1st and end on the following December 31. Licenses issued under this chapter are not transferable and license fees are not prorated or refundable except as provided in subsection (b) hereof. Applications for licenses shall be made in the December prior to the next licensing year or within thirty days of acquiring a licensable dog or cat. If a dog or cat, pursuant to this chapter, should have been registered by March 1 of any given year, but is registered after March 1, the license fee shall be that as set forth in subsection (b) hereof, plus a penalty as established by the City Commission.	(c) The license year for dogs and cats shall commence on January 1st and end on the following December 31st, <u>or on the expiration of the rabies certificate of vaccination, whichever occurs first.</u> Licenses issued under this chapter are not transferable and license fees are not prorated or refundable except as provided in subsection (b) hereof. Applications for licenses shall be made in the December prior to the next licensing year or within thirty days of acquiring a licensable dog or cat. If a dog or cat, pursuant to this chapter, should have been registered by March 1st of any given year, but is registered after March 1st, the license fee shall be that as set forth in subsection (b) hereof, plus a penalty as established by the City Commission.	Revise with new provision that license can expire when rabies certificate expires.			Efforts being made to coordinate licensing and vaccinations. Further input/recommendations sought.
46	License - 608.17(e)		(e) None of the provisions of this Section shall be construed as requiring the licensing of any dog imported into the City from outside the State of Michigan for a period not to exceed 30 days for show, trial, breeding or hunting purposes.	Add exception for temporary period when dogs brought to area for specified purposes.			
47	License - 608.17(g)		(g) If a person has received a citation for a violation of this section, the court shall waive fines, costs, and assessments upon receipt of certification by a City of Battle Creek Animal Control Officer or Police Officer that a license was obtained before the appearance date on the citation.	Allow for waivable ticket (fix-it-ticket)			Future amendments to Fee Bond & Insurance Schedule to increase fees . Also modify fee schedule to accommodate partial year registrations or "rolling registrations"
48	License Tags 608.18	No person other than the owner or an Animal Control Officer, in the line of duty shall remove a license tag from a dog or cat.	No person other than the owner, an Animal Control Officer, or a Police Officer, in the line of duty shall remove a license tag from a dog or cat.	Allow Police Officers to remove license tag			
49	Number of animals 608.19(a)	(a) No person shall suffer, allow or permit to remain on the same or adjacent premises controlled by him or her, within the City, more than three dogs, unless he or she obtains a kennel license.	(a) No person shall suffer, allow or permit to remain on the same or adjacent premises controlled by him or her, within the City, more than three dogs or five cats, unless he or she obtains a kennel license as allowed by zoning.	Revise: Includes cats in maximum number of species. Address hoarding issues.			How track and document if modify ordinance to make allowance for animals already possessed in excess of three? All animals will still need to be licensed.
50	Number of animals - exception 608.19(c)		Add: (c) The limitation set forth in subsection (a) hereof shall not apply to the owner of a female cat which has given birth to kittens, which owner may keep such female and such kittens for a period not to exceed three months from the date of birth of the litter. Neither shall such limitation apply to a properly licensed store engaged in the display and sale of cats.	Create 3 month exception			

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2	<b>Ordinance Section</b>	<b>Current Language</b>	<b>Proposed Revision</b>	<b>Impact</b>	<b>What I like about it</b>	<b>Suggestions</b>	<b>Comments</b>
51	Number of animals - kennel 608.19(d)	(d) ....6th sentence.... A fee of double the original license fee shall be charged for each previously licensed kennel whose kennel license is applied for after June 1.	(d) ..... A fee of double the original license fee shall be charged for each previously licensed kennel whose kennel license is applied for after June 1 and all animals upon the premises of the kennel will be considered unlicensed.	Revise 6th sentence with increase fee for delinquent licensing and relicensing of all animals on premises.			
52	Number of animals 608.19(f)		(f) Any animal kept in a kennel that is 4 months or older must possess a valid rabies vaccination before a new or renewal license shall be issued.	Add provision for rabies vaccination of 4 month old animal.			
53	Number of animals 608.19(h)		(h) All licensed kennels shall be required to have double fencing and secured flooring. The fence on the outer perimeter shall be constructed in such a manner as to prevent stray animals and people from making direct contact with kennel animals. The flooring shall be constructed in such a manner as to prevent animals digging out of the enclosure. Double fencing is not required if the fence is a solid fence or where animals are kept inside the kennel building.	Add building requirements for kennel			
54	Number of animals 608.19(i)		(i) Any kennel which under State law is to be covered by a license shall be of such construction as will adequately and comfortably house any animals kept therein during any season of the year. The buildings, including walls and floor, shall be of such construction as to be readily cleaned and kennels and yards connected therewith used to confine kennel animals shall be kept clean and free from accumulation of filth and debris.	Add kennel construction requirement			
55	Number of animals 608.19(j)		(j) All animals kept or maintained in connection with such kennels shall be furnished with a clean, fresh water supply and adequate and proper food to maintain such animals in a state of good health.	Add requirement for animal health			

	A	B	C	D	E	F	G
2	<u>Ordinance Section</u>	<u>Current Language</u>	<u>Proposed Revision</u>	<u>Impact</u>	<u>What I like about it</u>	<u>Suggestions</u>	<u>Comments</u>
56	Number of animals 608.19(k)		(k) Animal Control Officers shall have the right to inspect any kennel in the City in order to determine whether said kennel is in compliance with this Ordinance and the State statute. If the kennel has been issued a license, it shall be the duty of the Animal Control Officer to suspend said license if, in the Officer's opinion, conditions exist which are unhealthy or inhumane to the animals kept therein pending correction of such conditions, and further shall have the duty to revoke said license if such conditions are not corrected within a designated reasonable time.	Add provision for kennel inspections.			
57	Animal Control Officers - number 608.20	The City shall maintain a full-time Animal Control Officer who shall be under the control of the Chief of Police or his or her delegate.	The City shall maintain at least one full-time Animal Control Officer who shall be under the control of the Chief of Police or his or her delegate.	Correction changing "a" to "at least one"			
58	Animal Control Officers - violations 608.20		Add: (b) It shall be a violation of this ordinance to (1) Interfere with, hinder, oppose, obstruct, or molest an Animal Control Officer in the performance of his or her duties. (2) Remove a collar or tag from any animal without the permission of the owner. (3) Decoy or entice an animal out of an enclosure or off the property of the owner. (4) Seize, molest, or tease any animal while held or led by any person or while on the property of its owner. (5) Refuse to identify or provide ones name to an Animal Control Officer, or to give a false name in connection with the issuance of a citation under this ordinance or State statute.	Add provision regarding interfering with other's animals or ACOs			Consider to moving (2)-(4) to another subsection.

	A	B	C	D	E	F	G
2	<u>Ordinance Section</u>	<u>Current Language</u>	<u>Proposed Revision</u>	<u>Impact</u>	<u>What I like about it</u>	<u>Suggestions</u>	<u>Comments</u>
59	Ferrets - license 608.26	(a) No person shall own, harbor, or keep a ferret over twelve weeks within the City without first obtaining a license therefor from the City Treasurer. Licenses for ferrets shall be issued in compliance with Act 339 of the Public Acts of 1919, being M.C.L.A. 287.261 to 287.290, and Act 358 of the Public Acts of 1994, being M.C.L.A. 289.891 to 289.901. The application for such license shall state the breed, sex, age, color and markings of such ferret and the name and address of the last previous owner, if any. Such application for a license shall be accompanied by a valid certificate of vaccination for rabies, stating the name of the veterinarian who administered the inoculation, the date it was given and the length of time during which such inoculation is effective.	(a) No person shall own, harbor, or keep a ferret over twelve weeks of age within the City without first obtaining a license therefor from the City Treasurer. Licenses for ferrets shall be issued in compliance with Act 358 of the Public Acts of 1994, being M.C.L.A. 287.891 to 287.901. The application for such license shall state the breed, sex, age, color and markings of such ferret and the name and address of the last previous owner, if any. Such application for a license shall be accompanied by a valid certificate of vaccination for rabies, stating the name of the veterinarian who administered the inoculation, the date it was given and the length of time during which such inoculation is effective.	Correction of references to public act and Michigan Compiled Laws.			
60	Ferrets - fee 608.26	(b) The license fee shall be as prescribed in the schedule provided for in Section 802.24 of the Business Regulation and Taxation Code. If a ferret becomes twelve weeks of age after March 1 of any year, the owner shall apply for a license forthwith and shall be charged the same fee as specified in this subsection, unless a ferret becomes twelve weeks of age after July 10 in any year, in which case the owner shall apply for a license forthwith and shall be charged a license fee of one-half of the fee provided for in Section 802.24.	Revise: (b) The license fee shall be as prescribed in <u>the Fee, Bond and Insurance Schedule</u> , Section 802.24, of the Business Regulation and Taxation Code. If a ferret becomes twelve weeks of age after March 1 of any year, the owner shall apply for a license forthwith and shall be charged the same fee as specified in this subsection, unless a ferret becomes twelve weeks of age after July 10 in any year, in which case the owner shall apply for a license forthwith and shall be charged a license fee of one-half of the fee provided for in Section 802.24.	Correction in name of Fee, Bond and Insurance Schedule			
61	Wild animals 608.28		Add: 608.28 WILD ANIMALS. Any person who keeps, harbors, or allows to remain on his property a wild animal, shall: (a) Allow Animal Control Officers to inspect the animals and the area they are being kept for the health and safety of the animals and the community. Inspections can be done at any time and as often as the officer deems necessary. (b) Maintain an adequate area depending on biological and social need of the species to prevent escape and to keep the animal safe and in sanitary conditions. (c) Provide veterinary care to keep the animal in good health. (d) Be presumed liable for damage or injury caused by the animal.	Add new section concerning wild animals, provides authority for ACO inspection			Compare with definition in 608.01(nn). ASK asserts this allows for private zoos.

	A	B	C	D	E	F	G
2	<b>Ordinance Section</b>	<b>Current Language</b>	<b>Proposed Revision</b>	<b>Impact</b>	<b>What I like about it</b>	<b>Suggestions</b>	<b>Comments</b>
62	Wild animals - 608.28 - continued		<p>Add: (e) If the animal escapes, it is the duty of the owner to report the escape immediately to the Police Department and to recapture the animal. However, if the animal poses a danger to the public safety, then Animal Control will assist at the owner's expense with whatever means are available to recapture the escaped animal, including the destruction of the animal.</p> <p>(f) Maintain all State and Federal permits required to keep this animal. (g) Comply with applicable zoning</p>				
63	Classification of animals 608.29(a)		<p>Add: 608.29 CLASSIFICATION OF ANIMALS.</p> <p>(a) Purpose: The purpose of this section is to establish a procedure whereby animals that pose a significant threat of causing serious injury to humans, other animals or property are identified and subjected to precautionary restrictions before any such serious injury occurs.</p>	New section to classify threat level			
64	Classification of animals - 608.29(b) - (b)(2)		<p>Add: (b) Classification of Levels of Dangerousness: An animal shall be classified as potentially dangerous or dangerous based upon specific behaviors exhibited by the animal. An animal will be considered a potentially dangerous animal if it exhibits behavior described in subsection's (1) and (2) of this section. An animal will be considered a dangerous animal if it exhibits behavior described in subsections (3),(4) and (5).</p> <p>(1) Level 1 behavior is established if an animal at large is found to menace, chase, display threatening or aggressive behavior, or otherwise threaten or endanger the safety of any domestic animal. (2) Level 2 behavior is established if an animal at large is found to menace, chase, display threatening or aggressive behavior, or otherwise threaten or endanger the safety of any person.</p>	New section to classify threat level			

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
65	Classification of animals - 608.29(b)(3) - (b)(4)		Add:(b) (3) Level 3 behavior is established if an animal, while confined in accordance with subsection (a) of this section, aggressively bites or causes physical injury less than serious injury to any person. (4) Level 4 behavior is established if an animal, while at large, aggressively bites or causes physical injury less than serious injury to any person or domestic animal.	New section to classify threat level			
66	Classification of animals - 608.29(b)(5)		Add: (b) (5) Level 5 behavior is established if: (a) an animal, whether or not confined, causes the serious injury or death of any person; or (b) an animal, while at large, kills or causes serious injury to any domestic animal; or (c) an animal engages in or is found to have been trained to engage in exhibitions of fighting; or (d) an animal that has been classified as a Level 3 or 4 dangerous animal repeats the behavior described in subsection (3) and (4) of this section after the owner receives notice of the classification level.	New section to classify threat level			
67	Classification of animals - 608.29(b)(6)		Add: (b)(6) Notwithstanding subsection (1) through (5) of this section, the Officer shall have discretionary authority to refrain from classifying an animal as potentially dangerous or dangerous even if the animal has engaged in the behaviors specific in subsections (1) through (5) of this section, if the Officer determines that the behavior was the result of: (a) a person trespassing on the property of the animal's owner; (b) a person provoking or tormenting the animal; (c) the animal responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in a lawful activity or is the subject of an assault; or (d) an injury to the animal.	New section to classify threat level			

	A	B	C	D	E	F	G
2	<b>Ordinance Section</b>	<b>Current Language</b>	<b>Proposed Revision</b>	<b>Impact</b>	<b>What I like about it</b>	<b>Suggestions</b>	<b>Comments</b>
68	Classification of animals - 608.29(c)(1)		Add: (c) Identification of Potentially Dangerous, Animals; Appeals; Restrictions Pending Appeal. (1) The Animal Control Officer shall have authority to determine the classification of any animal. This determination shall be based upon an investigation that includes a person's observation of and testimony regarding the animal's behavior, including the animal's upbringing and control of the animal. These observations and testimony can be provided by Animal Control Officers or by other witnesses who personally observed the behavior. They shall sign a written statement attesting to the observed behavior and agree to provide testimony, if necessary, regarding the animal's behavior.	New section to classify threat level			
69	Classification of animals - 608.29(c)(2)		Add: (2) The Animal Control Officer shall notify the owner or agent in control by certified mail or personal service of the animal's behavior and classification as a potentially dangerous or dangerous animal and of the additional restrictions applicable to that animal by reason of its classification. If the owner denies that the behavior in question occurred, proceedings may begin pursuant to Act 426 of the Pubic Acts of 1988, as amended, being Sections 287.321 - 287.323 of the Michigan Compiled Laws (MSA 12.545 (1) - 12.545(3).				

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
70	Classification of animals - 608.29(c)(3)-(4)		Add: (c)(3) Once the owner has received notice of the animal's classification as a Level 1, 2, 3 or 4 animal pursuant to Section 608.28(b), the owner shall comply with the restrictions specified in the notice. (4) If the Animal Control Officer finds that an animal has engaged in Level 5 behavior, he shall order the owner to immediately turn the animal over to the Animal Control Shelter, an incorporated humane society, a licensed veterinarian, or a boarding kennel, at the owner's option, to be retained until a hearing regarding the disposition of the animal. The owner shall notify the person who retains the animal of the pending hearing and shall notify the Animal Control Officer as to where the animal is to be held. The expense of the boarding, veterinary care and retention of the animal is the obligation of the animal's owner.				
71	Classification of animals - 608.29(c)(5)		Add: (c)(5) The imposition of regulations pursuant to this section shall not prevent an Animal Control Officer from also filing a complaint with the District Court.				
72	Classification of animals - 608.29 continued		Add: (d) Regulation of Potentially Dangerous Animals: In addition to the other requirements of this Ordinance, the owner of a potentially dangerous animal shall comply with the following regulations: (1) If the animal has engaged in Level 1 behavior, the animal shall be restrained by a physical device or structure that prevents the animal from reaching any public sidewalk or adjoining property whenever that animal is outside the owner's home and not on a leash. The Chief of Police may adopt administrative rules establishing specifications for the required device or structure. (2) If the animal has engaged in Level 2 behavior, the owner shall confine the animal within a secure enclosure whenever the animal is not held on a leash or inside the home of the owner. The secure enclosure must be located so as not to interfere with the public's legal access to the owner's property. (3) If the animal has engaged in Level 3 behavior, the owner shall meet the requirements of subsection (2) of this	New section to classify threat level			

	A	B	C	D	E	F	G
2	<u>Ordinance Section</u>	<u>Current Language</u>	<u>Proposed Revision</u>	<u>Impact</u>	<u>What I like about it</u>	<u>Suggestions</u>	<u>Comments</u>
73	Classification of animals - 608.29(d)(3)-(4)		<p>Add (d)(3) If the animal has engaged in Level 3 behavior, the owner shall meet the requirements of subsection (2) of this section, and shall also post warning signs on the property in conformance with administrative rules to be adopted by the Chief of Police.</p> <p>(4) If the animal has engaged in Level 4 behavior, the owner shall meet the requirements of subsection (2) and (3) of this section and shall not permit the animal to be off the owner's property unless the animal is muzzled and restrained by an adequate leash and under the control of the owner or agent in control, or is within a securely fastened enclosed structure.</p>				
74	Classification of animals - 608.29(d)(5)		<p>Add: (d)(5) Any animal that has been found to have engaged in Level 5 behavior as described in Section 608.28(b), may be euthanized upon a court order sought by Animal Control. After a show cause hearing the court shall order the destruction of the animal, at the expense of the owner if the animal is found to be a dangerous animal that caused serious injury or death to a person or an animal. The court may order the destruction of the animal, at the expense of the owner, if the court finds that the animal is a dangerous animal that did not cause serious injury or death to a person but is likely in the future to cause serious injury or death to a person or in the past has been adjudicated a dangerous animal.</p>	New section to classify threat level			

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
75	Classification of animals - 608.29(d)(6)		Add (d) (6) To insure correct identification, all animals that have been classified as dangerous shall have an identification number tattooed upon the animal or a microchip placed in the animal, at the owner's expense, by or under the supervision of a licensed veterinarian. The identification Tattoo Number shall be assigned to the animal by the Michigan Department of Agriculture and shall be noted in its records pursuant to Act No 309 of the Public Acts of 1939, being Sections 287.301 to 297.308 of Michigan Compiled Laws. The identification number shall be tattooed on the upper inner left rear thigh of the animal by means of indelible or permanent ink. The microchip shall be placed in the area recommended by the veterinarian in conjunction with the type of animal being micro chipped.	New section to classify threat level			
76	Classification of animals - 608.29(e)		Add: (e) Reporting of Potentially Dangerous or Dangerous Animal: Any person who observes or has evidence of animal behavior as dangerous shall forthwith notify the Animal Control Division.	New section to classify threat level			
77	<b>Submitted Suggestions / Requests that are not currently represented in the proposed draft ordinance.</b>						
78	Definitions - Shelter 608.01(ff)					All Species Kinship (ASK) proposal: "Shelter" means a leak-proof roofed structure of four sides which is suitable for the age, size, species, and physical condition of the animal and which provides adequate protection to an animal from the elements and weather conditions so as to maintain the animal in a state of good health. "Adequate protection" from the elements includes, but is not limited to, dry straw October 1 through May 31. Exemptions will be made for dogs who have veterinarian documentation stating that they cannot tolerate straw. As to livestock, "shelter" also includes those environments that comply with generally accepted agricultural and management principals adopted pursuant to the Right to Farm Act, M.C.L.A. 286.471 et seq., or as otherwise specifically provided for by State law.	ASK: "Adequate protection" from the elements includes, but is not limited to, dry straw October 1 through May 31. The inclusion of "includes, but is not limited to," allows for the use of blankets and cedar chips which are not suitable for insulation. Why include those terms when we (in the ASK version) have given people an exemption statement if they have vet documentation that straw cannot be used for their dog? There is no reason why anyone should not be able to access, or afford, the use of straw in this community. ACO: Keep four sided shelter. Use of only straw and always straw during defined period is not realistic.

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
79	Definitions - Shelter - continued					Dog must be able to stand up, sit down, lie down, and turn around inside the shelter. Interior must be protected from the elements; wind, rain, snow and sun. Interior must be clean and not moldy. "Inadequate shelter" includes, but is not limited to: Crawl spaces under buildings or parts of buildings, such as steps, decks, or stoops; (B) The space under a vehicle; truck caps;	Any animal, not just dog. Is this requiring a door or other covering for the opening?
80	Definitions - weather advisories 608.01					ASK proposal: "Weather advisories" include, but may not be limited to: blizzards, major snow storms (3" or more), hurricanes, tornadoes or flooding or other natural disaster warnings, or when the windchill is below 20F .	Remove blizzards, wind chill below 20F
81	Cruelty to Animals 608.09(a)(1)-(3)					ASK proposal. Add the word "clean" before potable water. Keep the last clause of 3) and add "PROOF of" before veterinary care.	Potable water is defined as suitable for drinking. How define "clean" and who enforces?
82	Cruelty to Animals 608.09(a)(4)					ASK proposal for first clause of (4): Fail to provide veterinary or other medical care for the following, but not limited to, when an animal is :	ACO - reject inclusion of "or other"

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
83	Cruelty to Animals (a)(8)(A)					<p>ASK : Change length of tether to "fifteen" feet.</p> <p>Keep clause proposed to be deleted: "weighs not more than one eighth of the dog's body weight and."</p> <p>Change weight of tether from one-eighth to "one-tenth" and highlight using bold print. Keep last three clauses.</p>	<p>Excessive length in some cases. No allowances. Endangers animals and may increase risks.</p> <p>Concern with ability to enforce.</p>
84	Cruelty to Animals 608.09(a)(8)(A)( C)-(D)						<p>ASK - (8)(D) is too subjective.</p>
85	Cruelty to Animals 608.09(a)(8)(E)-(I)					<p>ASK proposal to add subsections E. through I.</p> <p>E. The tether must be designed for dogs. Chains that are made for pulling and towing materials are prohibited. Examples include grade 70, 80, 100 and 120 chains. "Logging chains" prohibited.</p> <p>F. Maximum weight of tether not to exceed 1/10 of the dog's bodyweight. The length of the tether should be at least 5 times the length of the dog (from tip of nose to base of tail) and never less than 15 ft.</p> <p>G. Tethers should have swivels on both ends to prevent twisting and tangling.</p> <p>H. Collars made of metal material prohibited. Examples: pinch, prong, choke, or martengale collars prohibited.</p> <p>I. Dog should be able to access dry ground, shade and potable water at all times.</p>	<p>ASK: Add these specific tethering requirements.</p> <p>There is a conflict in statements here (If adding ASK proposed sections): 15ft vs 10 ft on tether length. 15ft minimum would be ideal. The only time when that length becomes an "issue," is when people have 3 OR more (violation) dogs tethered at the same time and space may be limited. Dogs can be rotated outside independently to resolve that.</p> <p>ACO - Not include F. In I remove "at all times."</p>
86	Cruelty to Animals 608.09(a)(9)(A)-(C)			Reduce subjectivity by using objectively verified temperature.		<p>ASK proposal change (9)(B) to "Confine and animal within or on a motor vehicle at any location under such conditions as may endanger the health and welfare of the animal."</p>	<p>ASK proposal increases subjectivity and creates ambiguity = opposite of what trying to reduce with proposed change.</p>

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
87	Cruelty to Animals 608.09(a)(9)(D)(1)					<p>ASK Proposal (9)(D): Any enclosure used as a primary means of confinement for a dog must meet the definition of proper enclosure as below:</p> <p>(1) Inside a pen or secure enclosure, if the following conditions are met:</p> <p>(i) The pen or secure enclosure has adequate space for exercise with a dimension of at least 100 square feet per dog. Commercial dog kennels with pens intended for temporary boarding of dogs are exempt from this requirement.</p> <p>(ii) The pen or secure enclosure is constructed with chain link or similar material as suitable for the size and breed of dog, with all 4 sides enclosed.</p> <p>(iii) The minimum height of the fence is adequate to successfully confine the dog and the dog cannot be tethered inside of the kennel.</p> <p>(2) A fully fenced, electronically fenced , or otherwise securely enclosed yard, wherein a dog has the ability to run but is unable to</p>	
88	Cruelty to Animals 608.09(a)(9)(D)(2)-(5)					<p>ASK Proposal (9)(D)(2)-(5):</p> <p>(2) A fully fenced, electronically fenced , or otherwise securely enclosed yard, wherein a dog has the ability to run but is unable to leave the enclosed yard.</p> <p>(3) The enclosure side when weather-proofed or tarped do not obstruct the dog's view on at least two sides.</p> <p>(4) Isolation in garages, or other buildings without constant fenced access outside prohibited.</p> <p>(5) Shelter must be in the enclosure</p>	<p>What is D., 32 sq ft kennel trying to permit or prohibit? That area is too small to include a doghouse in, plus the dog, so the person would not be able to meet state law requirement on adequate shelter. Is city comfortable using ASK's 9D version? Please clarify.</p>

	A	B	C	D	E	F	G
2	Ordinance Section	Current Language	Proposed Revision	Impact	What I like about it	Suggestions	Comments
89	Wild animals 608.28					<p>ASK proposal: No person, corporation, or organization shall keep, house, or maintain in any dwelling, building or upon any lot within the city any wild, dangerous, or exotic animal, regardless if captive bred, without America Zoological Association (AZA) accreditation or without a wildlife rehabilitator permit for the short-term keeping of native wildlife from the State of Michigan and/or the United States Fish and Wildlife Service. Wild, dangerous, or exotic animals include, but are not limited to: any poisonous animals, fish, reptiles or insect; bears, bobcats, cheetahs, coyotes, deer, elephants, apes, chimpanzees, lions, tigers, ostriches, reptiles, wolves, or constrictor or python snakes which because of size pose a potential danger to human life. Whips and bullhooks are prohibited .</p>	Compare with definition in 608.01(nn). ASK asserts this allows for private zoos.
90	OTHER					<p>ASK - other provisions sought.</p> <ul style="list-style-type: none"> <li>• Dogs must have access to shade at all times of day. This does not include seeking refuge in a doghouse.</li> <li>• Dogs should be prohibited from being kept outside when there is a "weather advisory."</li> <li>• Dogs should be prohibited outside when temperatures are 32F (below freezing) and/or when windchills are below 20F.</li> <li>• Nursing animals. Dogs that are nursing are prohibited from being kept outside unless in the presence of their guardian .</li> <li>• Age. Dogs under 6 months of age are prohibited from being chained or enclosed outside unless in the presence of their guardian.</li> <li>• Size. Animals (dogs only?) 30 pounds and under prohibited from being outside unaccompanied when the temperature is below freezing (32F)</li> </ul>	