



City of Grand Island

Tuesday, February 27, 2007

Council Session

Item F2

#9109 - Consideration of Amendments to Chapter 5 of the Grand Island City Code Relative to Animals

Staff Contact: Dale Shotkoski

Council Agenda Memo

From: Dale M. Shotkoski, City Attorney

Meeting: February 27, 2007

Subject: Revisions to Grand Island City Code
Chapter 5 – Animals

Item #'s: F-2

Presenter(s): Dale M. Shotkoski, City Attorney

Background

One of the goals set this year by Administration, the Mayor and City Council was to revise and update the Grand Island City Code. After further review of Chapter 5 - Animals, it was found that a couple of minor changes were needed to Sections 5-8 and 5-9.

Discussion

Possible revisions to Chapter 5 – Animals, are as follows:

- **Section 5-8. Commercial Permits; Fee; Renewal.** This section currently states that the commercial permit fee will be adopted and collected by the Humane Society. This should be revised to read that the fee will be adopted and collected by the Health Department.
- **Section 5-9. Commercial Permits; Transfer.** This section states that permits may be transferred upon a change of ownership of a commercial animal establishment upon payment of a transfer fee as adopted by the Humane Society. This should be revised to read that the transfer fee shall be adopted by the Health Department.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve the revisions to Chapter 5 of the Grand Island City Code.

2. Refer the issue to a Committee.
3. Postpone the issue to future date.
4. Take no action on the issue.

Recommendation

City Administration recommends that the Council approved the recommended revisions to Chapter 5 of the Grand Island City Code.

Sample Motion

Motion to approve the amendments to Chapter 5 – Animals, of the Grand Island City Code.

ORDINANCE NO. 9109

An ordinance to amend Chapter 5 of the Grand Island City Code; to amend Sections 5-8 and 5-9 pertaining to commercial permit fees; to repeal Sections 5-8 and 5-9 as now existing, and any ordinance or parts of ordinances in conflict herewith; and to provide for publication and the effective date of this ordinance.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA:

SECTION 1. Section 5-8 of the Grand Island City Code is hereby amended to read as follows:

§5-8. Commercial Permits; Fee; Renewal

(A) A commercial permit fee as adopted by the ~~humane society board~~ Health Department and identified in the City of Grand Island Fee Schedule shall be paid to the ~~humane society~~ Health Department for each commercial animal establishment within the City.

(B) Each permit shall be effective for one year, beginning on August 1 of each year and ending on July 31 of the following year.

(C) Renewal applications shall be made no sooner than thirty days prior to, nor later than thirty days after, the first day of August.

SECTION 2. Section 5-9 of the Grand Island City Code is hereby amended to read as follows:

§5-9. Commercial Permits; Transfer

Permits may be transferred upon a change of ownership of a commercial animal establishment upon payment of a transfer fee as adopted by the ~~humane society board~~ Health Department and identified in the City of Grand Island Fee Schedule.

SECTION 3. Sections 5-8 and 5-9 as now existing, and any ordinances or parts of ordinances in conflict herewith be, and hereby are, repealed.

SECTION 4. The validity of any section, subsection, sentence, clause, or phrase of this ordinance shall not affect the validity or enforceability of any other section, subsection, sentence, clause, or phrase thereof.

ORDINANCE NO. 9109 (Cont.)

SECTION 4. That this ordinance shall be in force and take effect from and after its passage and publication, within fifteen days in one issue of the Grand Island Independent as provided by law.

Enacted: February 27, 2007.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk