

SUMMARY: Amends Chapter 55 of the Washoe County Code by revising procedure for issuance of kennel permit.

BILL NO. 730

ORDINANCE NO. 557

AN ORDINANCE AMENDING CHAPTER 55 OF THE WASHOE COUNTY CODE BY REVISING THE PROCEDURE FOR ISSUANCE OF A KENNEL PERMIT.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Section 55.044 of the Washoe County Code is hereby amended to read as follows:

55.044 Special permit: Applications; Inspections.

1. Application for a special permit must be made to the Animal Control Officer. The application must:

(a) Specify the number and breed or breeds of dogs for which a special permit is requested; and

(b) Be accompanied by construction drawings showing the proposed design and location of the kennel required under section 55.046. If the dogs are to be kept in an existing kennel, a detailed drawing of the kennel must be submitted. All drawings must specify the type and size of the kennel, the type of material used to construct the kennel and the location of the kennel on the premises.

2. Upon receipt of the application, the Animal Control Officer shall review the drawings of the kennel and inspect the premises for which the application for a permit is made to determine that:

(a) Keeping the dogs at the location specified in the application will not violate any ordinance of the County, regulation of the Washoe County District Board of Health or any law of the State of Nevada;

(b) The kennel will meet the requirements contained in section 55.046;

(c) Maintenance of the dogs will not endanger the peace, health or safety of persons residing in the County;

(d) The premises are capable of being maintained in a clean and sanitary condition, and any dog therein will not be subject to neglect, cruelty or abuse; and

(e) Keeping and maintenance of the dogs will not constitute a nuisance as defined in NRS 40.140.

SECTION 2. Section 55.046 of the Washoe County Code is hereby amended to read as follows:

55.046 Special permit: Kennel requirements, specifications.

1. The dogs which are the subject of the special permit must be kept in a kennel. Except as provided in subsection 2, new kennels must:

(a) Be not less than 6 feet in width by 10-1/2 feet in length by 6 feet in height (540 cubic feet) for four small size

dogs such as toy poodles, pekingese and chihuahuas. The width of the kennel shall be increased by 2 feet for each additional dog.

(b) Be not less than 14 feet in width by 12 feet in length by 6 feet in height (1,008 cubic feet) for four medium size dogs such as laborador retrievers, German shepherds and collies. The width of the kennel shall be increased by 4 feet for each additional dog.

(c) Be not less than 18 feet in width by 20 feet in length by 6 feet in height (2,160 cubic feet) for four large size dogs such as Saint Bernards and Great Danes. The width of the kennel shall be increased by 6 feet for each additional dog.

(d) Be constructed of not less than 11 gauge chain link fence or of other material of equal strength upon approval of the Animal Control Officer.

(e) Have a concrete floor. Wood, gravel or dirt flooring is permitted if the kennel walls have concrete footings not less than 24 inches in depth. The walls of the kennel shall be securely fixed to the concrete floor or footings. When deemed necessary by the Animal Control Officer, the top of the kennel shall be enclosed and shall be securely attached to the walls.

(f) Contain an area sheltered from adverse climatic conditions to which the dogs have access at all times.

2. Width and length of kennels may be altered upon approval of the Animal Control Officer provided that the overall cubic foot size requirements specified in subsection 1 are met.

3. If the dogs will be kept in an existing kennel, the Animal Control Officer shall inspect to determine that the kennel is adequate or meets the requirements contained in this section.

SECTION 2. Section 55.048 of the Washoe County Code is hereby amended to read as follows:

55.048 Special permit: Approval, disapproval of applications; appeals.

1. Within 10 days following the inspection of the premises and review and approval of the kennel drawings, the Animal Control Officer shall notify each person residing within 200 feet of the location at which the dogs will be kept or maintained and each person residing on adjacent property that an application has been received for a special permit. If no objection to the application is filed within the time limit and in the manner hereinafter provided, the Animal Control Officer shall notify the applicant that he may proceed to construct or remodel the kennel as the case may be.

2. If any person notified pursuant to subsection 1 objects to the issuance of the special permit, he may, within 15 days after notification, appeal to the Board of County Commissioners. If an appeal is filed, the Animal Control Officer shall notify the applicant of that fact and of the date on which the appeal will be heard by the Board of County Commissioners.

3. At the hearing, the Board shall consider all objections filed and other evidence presented and may approve or prohibit the keeping of more than 3 adult dogs on the premises.

4. If the applicant is required to construct or remodel the kennel, he must immediately apply to the County's Building Department for the appropriate permits. The kennel must be constructed or remodeled within 60 days of issuance of the building permit and in strict compliance with the plans reviewed by the Animal Control Officer, including any conditions imposed thereon. In case of demonstrated hardship or for other good cause, the Animal Control Officer may permit a longer period of time in which to construct or remodel the kennel.

5. Upon completion of the construction or remodeling of the kennel, the Animal Control Officer shall issue the kennel permit.

6. If the Animal Control Officer does not approve the kennel drawings or the Board of County Commissioners prohibits the keeping of more than 3 adult dogs on the premises, the applicant, within 30 days of the disapproval or prohibition, shall comply with the provisions contained in section 55.042. If the kennel is not constructed or remodeled within the time limit specified in subsection 4, the applicant must immediately comply with the provisions of section 55.042.

7. Failure of the Animal Control Officer to review the kennel drawings within 90 days from the date of application shall constitute approval of the application for a special permit.

Proposed on the 9th day of November, 1982.

Proposed by Commissioner Farr

Passed on the 23rd day of November, 1982.

Vote:

Ayes: Commissioners: Farr, Brown, Underwood & Williams

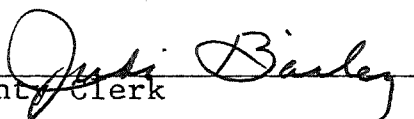
Nays: Commissioners: None

Absent: Commissioners: Ferrari



Chairman of the Board

ATTEST:



County Clerk

This ordinance shall be in force and effect from and after the 8th day of December, 1982.