

ANIMAL CONTROL BOARD  
SEMINOLE COUNTY, FLORIDA

REGULAR MEETING AGENDA

Thursday, March 10, 2011, 7:00 PM

Sheriff's Office/Public Safety Building  
Community Room (Room #1-152)  
150 Bush Boulevard  
(Seminole County Operations Center)  
Sanford, Florida 32773

- I. Call to Order.
- II. Roll Call.
- III. Minutes: December 9, 2010.
- IV. Public Commentary
  - o Limited to 3 Minutes Per Speaker
  - o Maximum of 20 Minutes Allotted for Public Commentary
  - o Speaker Request Form Required
- V. Old Business.
  - A. Review Proposed Seminole County Animal Ordinance.
    1. Sections 20.50 through 20.55 (initially reviewed on 12/9/10).
- VI. New Business.
  - A. Nomination of Officers.
  - B. Adopt Rules of Procedure.
  - C. Final Review of and Recommendation to the Director of Public Safety of the Revised Seminole County Code, Chapter 20, Animal Ordinance.
  - D. Review of and Recommendation to the Director of Public Safety of Proposed Revisions to Animal Services Fee Resolution No. 2005-R-14.

E Future Agenda Items.

VII. Reports.

- A. Transport Statistics.
- B. Kennel Statistics (Intakes & Outcomes).
- C. Customer Contact Statistics.
- D. Pet Data, Inc. Statistics.

VIII. Confirmation of Next Meeting.

- o June 9, 2011
- o September 8, 2011
- o December 8, 2011

IX Adjournment.

FOR ADDITIONAL INFORMATION REGARDING THIS NOTICE, PLEASE CONTACT MORGAN WOODWARD, ANIMAL SERVICES MANAGER, AT 407-665-5202. PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE HUMAN RESOURCES DEPARTMENT ADA COORDINATOR 48 HOURS IN ADVANCE OF THE MEETING, AT 407-665-7941.

PERSONS ARE ADVISED THAT, IF THEY DECIDE TO APPEAL ANY DECISION MADE AT THESE MEETINGS/HEARINGS, THEY WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES, THEY MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED, PER SECTION 286.0105, FLORIDA STATUTES.

PLEASE NOTE THAT WHILE MEETINGS OF THE ANIMAL CONTROL BOARD ARE SUBJECT TO THE SUNSHINE LAW AND ALL ARE WELCOME TO ATTEND, NEITHER THE FACILITY NOR, IN MANY CASES, THE MATTERS DISCUSSED BY THE BOARD ARE SUITABLE FOR YOUNG CHILDREN. WE WOULD REQUEST THAT, UNLESS YOUR CHILDREN ARE TESTIFYING BEFORE THE BOARD, THEY REMAIN EITHER AT HOME OR OUTSIDE THE HEARING ROOM, WITH APPROPRIATE ADULT SUPERVISION.

**SEMINOLE COUNTY  
ANIMAL CONTROL BOARD  
REGULAR MEETING MINUTES**

**December 9, 2010  
7:00 PM**

MEMBERS PRESENT: Gail Nagan  
Marilyn Wittmer, Vice Chairman  
Kathleen Prince  
Dr. Joe Vaughan, Chairman  
Keith Weissman

MEMBERS ABSENT: Debra Garrambone  
Gayle Hair

OTHERS: Morgan Woodward, Animal Services Manager  
Ann Colby, Assistant County Attorney  
Elaine RiCharde, Clerk to the Board

The following is a non-verbatim transcript of the Seminole County Animal Control Board meeting held December 9, 2010, at 7:00 PM, at the Sheriffs Office/Public Safety Building, 150 Bush Boulevard, Sanford, Florida.

I. Call to Order.

Dr. Vaughan called the meeting to order at 7:00 PM.

II. Roll Call.

Roll Call was taken by the Clerk. A quorum was present.

III. Minutes: September 9, 2010.

Motion by Ms. Wittmer to approve the minutes.

Ms. Nagan said there were typos in the minutes and she tried to get them changed before the meeting to save time and she was going to let it go this time.

Second by Ms. Prince. Motion passed unanimously.

Dr. Vaughan announced Ann Colby, Assistant County Attorney, asked to speak to the Board.

Ms. Colby said she was speaking at the request of the Chairman of the Board of County Commissioners. The Chairman directed Ms. Colby to provide

the Animal Control Board (Board) members with a copy of Section 20.05 of the Seminole County Code, which speaks to the functions of the Board, and to review this section with the Board. Ms. Colby proceeded with the review then called for questions relative to the Animal Control Board's duties and responsibilities.

Ms. Wittmer asked if this language was new.

Ms. Colby said the language was current. She said relative to the ordinance revisions the Board of County Commissioners had not suggested to the County Attorney's Office that they wanted to expand or contract the Board's responsibilities.

Ms. Colby said the Director of Public Safety asked the County Attorney's Office to prepare an ordinance dealing with fixed point restraining devices to be added to Chapter 20 of the Seminole County Code. The County Attorney's Office prepared the ordinance pursuant to the code revisions discussed by the Animal Control Board. She said the ordinance document will be scheduled after the first of the year for an agenda before the Board of County Commissioners. Ms. Colby said at that meeting the Board of County Commissioners will set a public hearing date on the ordinance and the public hearing date will be advertised and the matter will again go before the Board of County Commissioners for their action. Ms. Colby said the rest of the revised ordinance was still pending and will be taken to the Board of County Commissioners as one ordinance.

Ms. Wittmer asked if that was the section discussed several months ago.

Ms. Colby said yes. She said it was the version that came before the Board and was approved by the Board for recommendation to the Director of Public Safety.

Morgan Woodward, Animal Services Manager, said the Board only discussed that section and did not vote on it.

Ms. Colby said she understood the Board discussed that section and that was the section that was requested.

IV. Public Commentary.

Dr. Vaughan announced the Board would take public commentary and called for speaker request forms.

Carla Wilson, 702 Heather Lane, Winter Springs, addressed the Board on the subject of anti-chaining.

Ms. Wilson asked the Board how this ordinance (supra) will help dogs like a dog named Mimi who is chained near Hendrix Antiques in Oviedo. She asked when the ordinance will be presented to the Board of County Commissioners.

Ms. Wilson said she talked with Mr. Woodward about Mimi in Oviedo who is chained twenty four seven. She said she was wondering how this was going to help her.

Dr. Vaughan reminded Ms. Wilson this portion of the meeting was for public commentary and not for the Board to answer questions. He said the ordinance will go before the Board of County Commissioners and there was no way for the Board to answer her question. He said the Board was not here to answer her question.

Ms. Colby asked Dr. Vaughan if she might respond to Ms. Wilson. Ms. Colby said once the fixed restraining device ordinance has been enacted Animal Services will respond to complaints relative to the ordinance, and a violation will result in the issuance of a citation and the usual citation process will ensue.

Ms. Wilson said the ordinance specifies temperatures higher than ninety degrees and lower than thirty two. She asked if Mimi could be out when the temperature was thirty five degrees at night.

Ms. Colby replied she did not recall the exact temperature parameters listed in the ordinance agenda document.

Ms. Nagan said she wanted to make a motion to add something to the ordinance.

Dr. Vaughan said the meeting was in public hearing (sic) and this was not the time for that.

Ms. Colby said that at this point in the process any such recommendations must be made directly to the Board of County Commissioners.

Ms. Nagan said she wanted to clarify something. She said that things were said at other meetings and she wanted to make sure all were on the same page.

Ms. Nagan said the reason she was told by every Commissioner several times as well as other people the reason we're doing this isn't to come to an agreement with staff it's that they want to know both opinions (sic). She said if the Board has a different opinion on something that was OK and we do not have to agree.

Dr. Vaughan said the Board does not have to be unanimous.

Ms. Nagan said no she was saying the Board could be unanimous disagreeing having a different opinion and both ideas will be presented will get presented to the Commissioners because that was what they asked for (sic).

Ms. Colby said she was asked for the version of the ordinance the Director of Public Safety submitted.

Ms. Nagan said she was talking about everything in general and not just that.

Dr. Vaughan called for the next speaker.

Jeanie Ahern, 1705 Retreat Road, Geneva, addressed the Board on the subject of a puppy mill at 1801 Retreat Road, Geneva.

Ms. Ahern said the property owners at this address applied for a commercial kennel license but withdrew their application. She said the property owners sell animals online and have over a hundred dogs on the property. Ms. Ahern asked what could be done about this.

Ms. Prince asked if complaints had been made.

Mr. Woodward said the Seminole County Code Enforcement Office (SCCEO) investigated complaints relative to this property. He said SCCEO determined the property owners use two web sites to offer animals for sale and are operating a business on property zoned as residential. Mr. Woodward said SCCEO has required the property owners to secure a commercial kennel license, and failure to do so will result in the business being shut down.

Ms. Ahern then spoke about the property owners' history with Brevard County relative to selling dogs.

Ms. Ahern said she wants the County to establish limits on the number of dogs that can be on a property (sic) to discourage backyard breeders and animal hoarders.'

Dr. Vaughan called for the next speaker.

Phyllis Ayoob; 572 Seminole Woods Boulevard, Geneva, did not identify any subject(s) on the speaker request form. She read the following verbatim statement. "Last year Seminole County Animal Services killed over forty nine hundred animals. Now some ordinances are being proposed that will be mostly counterproductive saving lives such as leash laws for cats and high fines and court actions for those trying to reclaim a lost pet. These types of ordinances will

only result in more animals being turned in to animal control and more animals being killed."

Ms. Ayoob said she had questions that she will take to the Commissioners. She read the following verbatim questions. "How is animal control going to reform to reduce the number of animals killed this year? Is animal services open to joining the no kill animal nation equation that is being embraced by cities and counties across the country and which of you are willing to learn more about the new no kill nation movement? Anybody?"

Ms. Nagan responded that she was.

Ms. Nagan then directed her own verbatim question to the Board, asking "Anyone else?" Ms. Nagan directed another question to the Board, asking if anyone else wanted to learn about progressive movements.

Dr. Vaughan said information can be found on the web.

Dr. Vaughan called for the next speaker.

Maria Bolton-Joubert, 1128 Covington Street, Oviedo, addressed the Board on the subjects of wanting to know fees involved with putting down a dog and/or cat, how much and a monetary (tax dollar) question.

Ms. Bolton-Joubert said she wanted to know where to get information about the cost in tax dollars to euthanize a dog or a cat. She said she wanted to know the cost per animal and not a lump sum amount.

Ms. Nagan said counties around here all say approximately one twenty five (sic).

Ms. Colby advised Ms. Bolton-Joubert to make a public records request for this information.

Dr. Vaughan said there were fixed costs.

Ms. Bolton-Joubert said she was enraged that businesses are allowed to sell cats and dogs while tax dollars are used to euthanize animals.

Dr. Vaughan called for the next speaker.

Lisa Reddy, 699 Green Turtle Court, Geneva, addressed the Board about the spay/neuter rebate program.

Ms. Reddy said this program was discontinued in October 2008 but the program remains part of the county code. Ms. Reddy wanted to know why

rebates were no longer given. She said rebates encourage spay/neuter. She said rebates were important to rescues doing a job animal control should be doing.

Mr. Woodward said the program funding was cut.

Ms. Colby said the Board of County Commissioners directs funding cuts.

Ms. Nagan said she believed the money was transferred to the SPCA for the contract. She said there was a consent agenda item and the rebate money was given to the SPCA instead for the mobile unit. She said it was not cut it was transferred.

Ms. Reddy resumed speaking and Ms. Nagan continued speaking. Their remarks were disjointed.

Ms. Nagan said the rebate program was never discussed at a Board meeting and was never voted on by the Commissioners. She was also wondering why it was stopped.

Ms. Colby said the Board of County Commissioners vote on a line item budget. She said the Commissioners tell departments where they want cuts made, what programs they want cut and where they want money moved to. She said the Commissioners pass a general budget resolution and if the Commissioners move money then programs are no longer funded.

Ms. Reddy said she understood they said (sic) certain people abused the program and that was why the program was discontinued. She said it did not matter if a rescue group was fixing animals and receiving rebate money. Ms. Reddy said animals were being fixed and reducing the number of animals brought into animal control that all taxpayers pay to euthanize.

Ms. Reddy said she has an appointment on the fourth with Commissioner Horan to discuss this with him.

Dr. Vaughan called for the next speaker.

Maggie Rosinia, 1221 Enderby Court, Chuluota, addressed the Board about anti-tethering.

Ms. Rosinia said Orange County has had anti-tethering since 2005. She said she did not understand why it was taking so long in Seminole County. She said chained animals bite, become unsocialized and become crazed. Ms. Rosinia again said she did not understand why this ordinance was taking so long. She said this was a no-brainer and was done all over the United States. She



said Seminole County was probably twenty five years behind the curve. She wanted anybody to answer the question about why it's taken so long.

Mr. Woodward said approximately two years ago he began writing a revision of the entire animal ordinance. He said presently the Board was reviewing this document a few sections at the time. He said discussion and review focused on a few sections at the time allows the Board to thoroughly question and understand the revisions.

Ms. Rosinia said she could not agree with that.

Ms. Nagan said Carla Wilson presented it four years ago.

Ms. Rosinia said to copy it. She said it was done all over the United States, She said to go online and copy Orange County's ordinance and revise it if it was wrong. She said it was just not that hard to do.

Ms. Colby began to explain that only the Board of County Commissioners has the legislative authority to enact laws.

Ms Rosinia spoke over Ms. Colby asking if the Animal Control Board makes recommendations.

Ms. Colby said the Board can and does make recommendations.

Ms. Rosinia asked if they just blow you off.

Ms. Colby resumed her explanation, saying if the Board of County Commissioners wants to legislate something they direct the County Attorney's office to see to it.

Ms. Rosinia asked if the County Commissioners have to ask you guys (sic) to have an anti-tethering ordinance.

Ms. Colby said the County Attorney takes direction from either the Commissioners or the County Manager.

Ms. Rosinia asked you don't initiate it.

Ms. Colby said no.

Ms. Nagan said citizens initiate it. She said Carla Wilson initiated it in 2007 and she was told to bring it to animal control.

Ms. Wittmer asked to speak. She said Mr. Woodward is the. Manager at Animal Services. She said she did not know if any present knew how many

hours and how much work was involved in that job. She said Animal Services has wanted to revise the ordinance that controls the animals in Seminole County. Ms. Wittmer said Mr. Woodward took each section and worked with Ms. Colby who is the County Attorney (sic) to try and get the wording exactly right. She said when dealing with laws you have to have the wording exactly right. Ms. Wittmer said it takes a long time. She said the Board was an advisory board and that's all the Board can do. She said the Board can only advise the Public Safety Director on recommendations they would like. She said they've already taken the initiative to rewrite the ordinance and they've already rewritten the ordinance. Ms. Wittmer said. Ms. Colby just said she sent it to the County Commissioners. Ms. Wittmer said all of this was moot.

Ms. Rosinia said it was not moot.

Dr. Vaughan gaveled the meeting to restore order.

Dr. Vaughan called for the next speaker.

There were no more speaker request forms. Dr. Vaughan closed public commentary.

Ms. Prince asked to speak and to make a comment to the audience. She issued an invitation to volunteer at animal control at the shelter. Her invitation was answered with a loud outcry from the audience.

Ms. Prince said before you slam how everything is done go and see how it works day to day (sic).

The loud outcry from the audience continued.

Ms. Prince said it is a government related shelter that does great work (sic).

Over the outcry Ms. Nagan said it was a matter of being progressive or backwards and they want to be progressive.

Ms. Prince said she was just throwing out the invitation to become volunteers.

The loud outcry from the audience continued.

Ms. Nagan spoke directly to Ms. Prince saying they do more than anybody at animal control does and she, meaning Ms. Prince, did not know what these people do. Ms. Nagan continued saying they already do a lot and repeated that it was a matter of being progressive or staying backwards and that was what they are talking about.

Dr. Vaughan gaveled the meeting to quiet the audience and restore order.

Ms. Nagan said counties all around Seminole County have already done this.

V. Old Business.

A. Review Proposed Seminole County Animal Ordinance.

1. Sections 20.38 through 20.44; Sections 20.60 through 20.62; Sections 20.70 through 20.76 (initially reviewed on 9/9/10).
2. Rewrite of Section 20.30(b) [livestock shelter] (initially reviewed 7/20/10)

Dr. Vaughan called for discussion.

Ms. Nagan asked if the guard dogs were part of that. Ms. Nagan said the last time the Board spoke about guard dogs she mentioned thirty minutes on a leash and fifteen off a leash per day was too little. She said other people responded that guard dogs were loose all the time but this ordinance was specific for dogs that were confined.

Dr. Vaughan asked Ms. Nagan which ordinance number she was referring to. Ms. Nagan replied 20.40 Requirements of Guard Dog Users. She said there was a typo on the agenda.

Ms. Nagan said this particular code 20.40, and then read verbatim "If a guard dog is confined to an area which does not allow for sufficient exercise, the guard dog shall be provided with minimum daily exercise consisting of either thirty minutes of leashed activity or fifteen minutes of free activity ..." -

Ms. Nagan said it was not talking about most guard dogs that were free.. She said it was talking about a confined dog that gets insufficient exercise. Ms. Nagan said she called several vets and they were all afraid to give their name for some reason. She said they were afraid of animal control and she did not know why. She said they all agreed it was too little. She said she called the guard dog company and he said at a minimum that it should be twice a day, forty minute brisk walks. Ms. Nagan said she also called the certified dog listener (sic)<sup>2</sup> who was a behavioral specialist. She said they all think this was way too little for the mental health of the dog as well as the physical health.

Dr. Vaughan said that was just the minimum.

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<sup>1</sup> Ms. Nagan did not identify the guard dog company or the person at the guard dog company to whom she spoke.

<sup>2</sup> Ms. Nagan did not identify the certified dog listener to whom she spoke.

Ms. Nagan said it was just way too little for a dog that was confined all day.

Dr. Vaughan asked if she wanted to make it forty minutes twice a day. He asked what if you have a ten or twelve year old dog with a heart condition.

Ms. Nagan said the section ends with unless the veterinarian issues a written medical exception.

Dr. Vaughan asked so they have to get a medical exception.

Ms. Nagan said otherwise we were going to have dogs confined all day except for fifteen minutes every twenty four hours. She asked why it could not be doubled.

Dr. Vaughan asked if she wanted to make it forty minutes and how will it be regulated.

Ms. Nagan asked how was anything going to be regulated. She said at least it will be on the books. She said you can't regulate what you have now either. She said it makes animals aggressive. She said fifteen minutes was very little. She said she called K9 officers but their dogs get a lot of activity so she couldn't compare it.

Dr. Vaughan called for comments.

Ms. Nagan asked where did the thirty minutes on a leash and fifteen minutes off a leash come from. She asked if it was recommended.

Dr. Vaughan said he did not know.

Motion by Ms. Nagan that guard dogs confined all day without sufficient exercise should twice a day go on a brisk walk for a minimum of forty minutes.

Ms. Wittmer asked to speak in order to ask a question. Ms. Wittmer asked if it was appropriate for Ms. Nagan to make a motion.

Ms. Colby began to respond by saying Ms. Nagan was developing a consensus relative to this code revision.

Ms. Nagan spoke over Ms. Colby. Their remarks were disjointed.

Dr. Vaughan said he was going to poll the board members. He asked if any Board members had any trouble with the revision as presented. All were in agreement except Ms. Nagan.

Ms. Nagan said apparently it does not get on record if she does not make it a motion so she wanted to make it a motion unless it's (inaudible) on record.

Dr. Vaughan said he had no trouble one way or the other with it. He said eighty minutes a day seemed a lot.

Ms. Nagan asked how about half an hour twice a day.

Ms. Nagan said to Mr. Weissman he had a K9 dog. She asked if he thought fifteen minutes a day was too little for a dog.

Dr. Vaughan resumed speaking and Ms. Nagan continued speaking. Their remarks were disjointed.

Mr. Weissman said he would have to look at what was recommended and look into it more. Ms. Nagan said to Mr. Weissman that they were recommending fifteen minutes free exercise and thirty minutes on a leash in twenty four hours.

Ms. Nagan asked if this discussion was going to be in the minutes.

Dr. Vaughan said the discussion was being recorded.

Ms. Nagan said she would like for it to be in the minutes. She said it could be summarized. She said it did not have to be detailed. She said like it used to be.

Dr. Vaughan called for a second on the motion. The motion failed for lack of a second.

Dr. Vaughan called for additional discussion relative to old business.

Ms. Wittmer said she wanted to thank all for delaying the discussion on the change she asked for about not having to have an actual structure for wildlife (sic).

Ms. Wittmer said she had a comment on Section 20.41 Artificial Coloring of an Animal is Prohibited. She said she understood what Animal Services was trying to do but it said unlawful to dye or color an animal. She said they have horse paint that sometimes when horses were going for shows they paint the horse. She said during the hurricane they had horse paint where owners wrote their phone number on their horses so if the horses got out there will be a phone number.

Mr. Woodward responded this section was taken from state law.

Ms. Wittmer said she had a comment on Section 20.39 Animal Unattended in a Motor Vehicle. She said she understood but what about K9 officers were they excused from this.

Mr. Woodward said they were exempt.

Ms. Wittmer said what about nice weather. She asked if it would matter if it was fifty degrees outside and the windows were open.

Ms. Colby said neither children nor animals can be left unattended in a vehicle.

Dr. Vaughan said that was state law.

Ms. Wittmer said you can leave the air conditioning on and that was a problem some times.

Mr. Woodward said that would be a DMV (sic) issue where you are not allowed to leave a vehicle running unattended.

Dr. Vaughan called for discussion.

Ms. Nagan said she wanted to know about the leash law for cats. She asked how was that going to affect feral cats. She asked what the purpose of it was.

Mr. Woodward said there was no exception in the revised ordinance for feral cats.

Ms. Nagan asked what did that mean.

Mr. Woodward said all animals in Seminole County need to be restrained by a leash.

Ms. Nagan asked if a feral cat was not on a leash what did that mean. She asked what happens. She asked does it get trapped and put down.

Mr. Woodward said nothing will happen because if you allow your animal to run on your property you have that right. He said if it goes off your property and becomes a nuisance to someone else then the nuisance has to be addressed. Mr. Woodward said if a person wanted to obtain a trap and trap the animal they have every right to do so. He said this was more for the safety of the animal than for anything.

Ms. Nagan said the revised code was changing it to written consent from the property owner instead of expressed or implied consent. She asked if that meant also for people who trap to have animals put down that they also need permission from the property owner, including Animal Services, was it both sides that now need written consent.

Mr. Woodward asked Ms. Nagan to clarify her question.

Ms. Nagan said now if you have a colony (sic) somewhere and the people do not say anything they let you trap and fix and feed that was implied consent and it was OK. She said or if they tell you you can do it that was expressed consent. She said the revised Code was changing it that it has to be written consent from the property owner. Ms. Nagan said animal control does not have written consent from the property owner and neither do other people who trap to have the animal put down.

Mr. Woodward said before a person can get a trap they complete a form and the trap issued to them gives Animal Services consent to place the trap on their property.

Ms. Nagan said these people were not property owners who do this but they were people who lived there or worked there.

Mr. Woodward said he was not aware of the situation she was referring to.

Ms. Nagan said any situation. She said it was very rare that it was the property owner.

Mr. Woodward asked Ms. Nagan to bring a situation to his attention and he would address it.

Ms. Nagan said she wanted to make a motion as follows:<sup>3</sup> "Can I make a motion that people that trap and fix cats get their own trap and do it on their own and instead of using tax dollars and animal control time people that want to trap to bring them into animal control should also get their own trap and bring it in themselves to be fair so I'd like to make a motion that we stop lending traps out to people there's no reason for it and that would save a lot of time for the animal control officers to work on like cruelty cases or something else."

Dr. Vaughan called for a second on the motion. The motion failed for lack of a second.

Mr. Weissman made a remark that was inaudible. Ms. Nagan responded to him by asking if he knew about trap/neuter/return for feral cats. Ms. Nagan said traps are leant out for people who want them killed.

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<sup>3</sup> Ms. Nagan's motion appears verbatim in the minutes due to the motion's length and complexity.

Dr. Vaughan called for additional comments.

Ms. Nagan said the shelter and shade in section 20.30 Cruelty/Neglect/Abandonment did not mention, as in the anti-tethering section, the temperature. She said she wanted to make a motion for the shelter.

Dr. Vaughan said that was being addressed by the county.

Ms. Colby said the anti-tethering section mentions temperature.

Ms. Nagan said in the adequate shelter it did not mention temperature. She said she wanted to add that the temperature was never below thirty degrees or a wind chill of thirty two, never above ninety or a heat index of ninety, but should always be suitable for the species, age, condition, size and type of each companion animal.

Dr: Vaughan asked Ms. Nagan which section she was referring to.

Ms. Nagan said that was exactly what another county has and she thinks it covers everything.

Ms. Wittmer asked if she was talking about livestock.

Ms. Nagan answered no, dogs and cats.

Ms. Wittmer said she did know where Ms. Nagan was.

Ms. Nagan said section 20.30(b).

Dr. Vaughan and Ms. Prince said that was livestock.

Ms. Nagan said no, the section included livestock.

Mr. Woodward said this section was talkirtg about cruelty, neglect and abandonment. He said this was taking some verbiage from the state statute pertaining to the animal cruelty act. He said it did not particularly refer to livestock but included all animals. He said when talking about chaining an animal we were talking about the temperature in which you chain an animal outside. Mr. Woodward said when you talk about temperature limits in the animal cruelty act what's the purpose unless the animals are being chained and that was already addressed. He said if you have them in the backyard they were provided shelter.

Ms. Nagan said it had to be adequate shelter. She said the shelter might not protect them from the cold. She said it had to be insulated or something.



Ms. Wittmer asked if you have cows will you want to invite them in your house.

Ms. Nagan said no but dogs. She said it had to be an insulated shelter and not that they were in an enclosure when it was twenty degrees inside (sic). She said the shelter, the dog house or whatever should be properly insulated so the animals were not freezing or too hot and were comfortable.

Dr. Vaughan asked if wasn't this all state law.

Ms. Nagan said Alachua County and other counties have it and she thought Seminole County could be progressive and add it.

Mr. Woodward said you are required to have shelter to escape from the elements.

Ms. Nagan said but you cannot escape from the elements.

Mr. Woodward said it was the niceties of having it insulated with a light bulb and having lights so they can turn it on to go the bathroom. He said he knew the ordinance Ms. Nagan was referring to.

Ms. Nagan said she was thinking about dogs like Mimi (supra) who because she has a dog house people think she has proper shelter. She said it could be freezing in the dog house. She said it's a crappy (sic) dog house. She said there was no protection

Mr. Woodward said she was off the ground. He said she can turn around, lie down, curl up and go to sleep.

Ms. Nagan said yes but the temperature will be twenty three degrees next week. She asked do you think it is an insulated dog house and she answered her question by saying no. Ms. Nagan said that was why she was saying it has to be a proper dog house that was at least insulated so she was not freezing. She said she was trying to be progressive here and for some reason nobody else agrees with her. Ms. Nagan said she did not know why. She said she wished she knew but OK as long as she said what she thinks (sic).

Mr. Weissman said a dog house was fine and he agreed with Mr. Woodward that the dog could curl up in there. Ms. Nagan said some of these were handmade, wooden, crappy (sic) things with spaces and holes. Mr. Weissman said at least it was cutting the wind. He said he goes back to animals in the wild that go down in their den. Ms. Nagan said we could be talking old dogs, sickly dogs and that was why she wanted to add depending on the age, species and condition.

Dr. Vaughan said for himself he was a little more Libertarian in that he hated to see the county dictate every little thing and he made a reference to mandatory seat belt laws.

Ms. Nagan said the Board was talking animal cruelty here. She said they should not say we need a license tag or a collar or a leash if you're a cat. She said the Board was talking about things to help the animals versus things that don't help the animals.

Mr. Weissman said if you do too much of it we were going to see more animals in shelters. He said people will get rid of their dogs if you put on too many boundaries.

Ms. Nagan said you cannot have it both ways and that was what it seemed to be here.

Dr. Vaughan said Ms. Nagan reclined (sic) her motion.

Ms. Nagan said she did not rescind her motion.

Dr. Vaughan called for a second on the motion. The motion failed for lack of a second.

## VI. New Business.

### A. Review Revised Seminole County Code, Chapter 20, Animal Ordinance.

Dr. Vaughan called for discussion.

Ms. Wittmer said she had a comment on Section 20.50, section d, Procedure for Declaring a Dog Dangerous. Ms. Wittmer said it sounded like the paragraph was saying the owner may keep the animal at their own home. She asked if she was misreading it or was that the way it works. She said she thought it was up to animal control whether or not they keep the animal at home.

Mr. Woodward said Animal Services can make the decision. He said if Animal Services believes the person can keep the animal in a safe and humane environment so this situation cannot happen again, Animal Services will allow them to keep the animal there rather than bringing it into the shelter.

Ms. Wittmer said the way the paragraph reads it made it sound like the owner had that discretion rather than animal control.

Mr. Woodward said he tried to clarify that by saying any dog subject to a dangerous dog investigation which is not impounded at the Animal Services

shelter. He said if Animal Services has not taken custody of the animal then the owner has that ability. He said maybe he should change the verb shall to the verb may.

Ms. Colby said the verb should be shall and explained the difference between the two verbs in this context.

Ms. Wittmer asked by saying which is not impounded at the animal services shelter means that Animal Services has the option of impounding it and it was not up to the owner.

Ms. Colby said Animal Services always makes the decision as to whether or not the animal should be impounded at the shelter.

Dr. Vaughan called for additional discussion.

Mr. Woodward said this section has a lot of language which is a step by step procedure formalized in an ordinance.

Ms. Colby said much of the language was taken from state law. She said the ordinance translates how the state law will be carried out in Seminole County.

Dr. Vaughan called for additional discussion. There was none.

B. Future Agenda Items.

Dr. Vaughan called for future agenda items.

Ms. Nagan asked if she could discuss some of her suggestions about the meetings. She asked if she could make them now.

Ms. Nagan said the Board knows pretty much nine months in advance what the tentative dates are and two to three days notice to get confirmation was very little. She said she was thinking maybe the Board could have more like three to four weeks. She said you know if you have a wedding or vacation.

Ms. Prince said she could not give four weeks.

Dr. Vaughan said he could not.

Ms. Nagan asked other than getting sick what comes up a couple of weeks ahead of time.

Ms. Prince said she works seven days a week depending on her clients.

Ms. Nagan asked so it depends on whom you have that week.

Ms. Prince said it depends on whom she has that day.

Ms. Nagan asked so three days was the best.

Ms. Prince said it was best.

Dr. Vaughan said it was hard for him too.

Ms. Nagan said on the agenda to list the topics so people know what the Board will be speaking about. She said you were only talking about a few words. She said today would have only been dangerous dog. She wanted to suggest listing the topics on the agenda. She said all it says now was animal code ordinance. Ms. Nagan said it was super vague. She said it will be nice if we at least put the topics down on the agenda. She said they used to always have topics. She asked if anyone had a problem with that.

Mr. Woodward said the Board was reviewing the ordinance as a whole.

Ms. Nagan said but we know what sections.

Mr. Woodward said we were not limiting it at least we were trying not to leave everything (sic) off of the table. He said certainly anything was up for discussion because this was the Board's time to review it and bring up questions.

Ms. Nagan said to Mr. Woodward he was misunderstanding her. She said if the Board knew when they got the packet that it was 20.30 you could write on the agenda cruelty, you could write guard dog users, artificial coloring. Ms. Nagan asked what the problem with that was.

Mr. Woodward said here was his thinking on that. He said take the dangerous dog situation where you have got Section 20.50.

Ms. Nagan said you only have to say dangerous dog you do not have to say each topic.

Mr. Woodward said that was eleven pages and we were not just talking about dangerous dogs. He said we were talking about requirements to obtain a valid registration for a dangerous dog.

Ms. Nagan said it was all about a dangerous dog.

Mr. Woodward said we are talking about all the requirements.

Ms. Nagan said she was talking about the main title not the sub-titles.

Mr. Woodward said there was more to it than just that. He said if we were going to review specifically sections 20.50 all the way through to the very end and list every single topic we may not get to it. He said it was on the agenda unless a motion was made to postpone it to the next meeting.

Ms. Nagan said you could just put dangerous dog. She said you do not have to put the sub-topics you could put the main topic.

Ms. Wittmer said when the Board members get the agenda they get all of the information.

Ms. Nagan said the citizens do not when they look on the web site they see nothing.

Mr. Woodward said the backup documentation will be on, the web site from now on so the public will have access to everything.

Ms. Nagan asked going back since we started with the ordinance can you put the whole proposed ordinance.

Ms. Colby said the ordinance is online.

Ms. Nagan said not the new one.

Ms. Colby said no, the current ordinance is online.

Ms. Nagan said no, she was talking about this that we review here. She said the citizens would like to be able to look at it.

At this point in the discussion a member of the audience shouted out a question to which Ms. Nagan responded "I'll tell you after the meeting."

Ms. Colby said if anybody wishes to have a copy of any part of the ordinance all they had to do was ask. She said it was public record.

Ms. Nagan said she was told by the Acting County Manager it was going to be put on the web site. She said she wanted to know if it could be put on from the first meeting when the Board discussed it and not just going forward. She said the public should know what the Board discussed.

Ms. Colby said the whole thing will be put on.

Ms. Nagan said for some reason you used to be able to copy and paste. She said since oh nine (sic) it has been on the web site differently where you get an X cross where you cannot copy and paste anymore. She asked if there was a way it could be put on like it used to be.

Mr. Woodward said that was an IT issue.

Ms. Nagan said everyone else was done the old way except for the committee on aging and animal control. She said for some reason that the minutes you cannot cut and paste any more

A member of the audience shouted out a remark to which Ms. Nagan responded she would ask SGTV.

Ms. Colby said any county document that is sent out goes as a PDF so it cannot be altered,

Ms. Nagan said she can copy and paste the Commissioner's meetings and everyone else's meetings. She said she cannot change it but she can copy and paste even the (County Commissioner's minutes.

Dr. Vaughan asked if there was anything else to discuss under future agenda items. There was none.

## VII. Reports.

### A. Transport Statistics.

Dr. Vaughan called for discussion. There was none.

### B. Euthanasia Statistics.

Dr. Vaughan called for discussion.

Ms. Nagan said she had a few suggestions. She said for one thing the categories here most people do not know what they mean. She said she would like to request to have a keynote chart on the bottom that explains what each abbreviation is. She said like B E H manage. She said people just do not know what that is including County Commissioners. She asked if everyone agreed with her. She said it was no big deal to have just on the bottom an explanation of what it means, what the abbreviations mean.

Ms. Prince said it was pretty simple to read what they are.

Ms. Nagan said the County Commissioners could not understand it.

Ms. Nagan directed a question to Mr. Weissman saying "I bet you don't even know. What's B E H severe?"

Ms. Nagan asked if anyone knew what B E H severe was.

Dr. Vaughan answered it meant behavior management.

Ms. Nagan said most people do not know what it means including County Commissioners, including the deputy sheriff over here. She said she did not know the big deal just to write it on the bottom.

Dr. Vaughan asked Mr. Woodward if the abbreviations were due to the fields allowing so many characters.

Mr. Woodward said that was the way Crystal Reports pulls the information from Animal Services reporting program, out of Chameleon.

Ms. Nagan said it was supposed to be community friendly.

Mr. Woodward said this report came directly out of the software that Animal Services uses for reporting and these are the abbreviations it uses.

Ms. Nagan said Chameleon was not as good as it was cracked up to be. She said we switched from it so it would be better. She asked so there was no way to do that with Chameleon.

Dr. Vaughan said there was probably no way to do that without re-programming the software.

Mr. Woodward said he would be more than happy to spell it out.

Ms. Wittmer said if somebody wanted to know they can call and ask.

Ms. Nagan asked why should they have to. She said it should be community friendly like it used to be.

A member of the audience shouted out to the Board.

Ms. Nagan said we are supposed to be an advisory board for the citizens as well. She said we each represent the citizens so she did not understand what the problem was.

Ms. Wittmer said the thing was this is county government and every time you ask Mr. Woodward to do something else it costs more money.

Ms. Nagan spoke directly to Ms. Wittmer saying almost every single progressive thing at animal control was because of citizens going to the Commissioners.

Dr. Vaughan gaveled the meeting to quiet the audience and restore order.

Dr. Vaughan said Mr. Woodward already said he was going to write it in.

Ms. Nagan said she was answering Ms. Wittmer's statement.

Someone from the audience shouted out to Mr. Woodward, calling him by his first name.

. Dr. Vaughan reminded the audience that public commentary was over.

Ms. Nagan said directly to Dr. Vaughan that at the last meeting he mentioned how progressive animal control was that now they spay and neuter the animals. She said that was because citizens went to the Commissioners and they brought it back to the Board and then it went back to them. She asked why do they have volunteers and answered her own question by saying they never (sic) had a volunteer because of citizens going to the Commissioners bringing it back to the Board. She said the same thing here. She said people go to the Commissioners they bring it to animal control to bring it back to the Board. She said the Commissioners want our opinion as well as the government's opinion. She said they want to know if we think this and Morgan and Ann think this they want to know both opinions so they can decide. Ms Nagan said we are here for law (sic). She said we're going over the ordinance. She said we were here to give our opinion on what the law should be. She said she did not know what the problem was.

Dr. Vaughan said there was not a problem.

Ms. Nagan said she did not know why we cannot be more community friendly since they are the ones that are helping the animals.

Ms. Nagan said she had two more things. She said on the wall in animal control every month they have statistics on intake on how many were claimed, adopted, euthanized. She said she would like to make a motion to add that to the Board's statistics as well. She said it was very easy to read that way. She said that way you have a better idea of what was going on. Ms. Nagan said it will say five hundred dogs came in, a hundred were reclaimed by their owner, a hundred were adopted and three hundred were put down and then for cats. She said she wanted it monthly and the total just like we have for how many we transported to spay neuter and all that stuff.

Dr. Vaughan asked if that was a problem and Ms. Colby replied no.

Ms. Nagan said that was what citizens always want.



Dr. Vaughan asked if anyone had a problem with that. No comments were made. However, the other Board members gave their non-verbal agreement.

Dr. Vaughan asked Ms. Nagan if there was anything else she wanted,

Ms. Nagan said nobody responded last time. She said she would like to make a motion that the Board needs to have statistics.

Dr. Vaughan interrupted and apologized to Ms. Nagan. He said she made a motion on the first one about changing the reports and he called for a second.

Ms. Colby said a motion was not necessary because Ms. Nagan made a suggestion and Mr. Woodward agreed to her suggestion.

Ms. Nagan made a motion that we need to have more detailed statistics on where animals were coming from and why when they were brought into animal control. She said we have the same people bringing in kittens or puppies 'over and over, the same businesses having them trapped over and over.

Dr. Vaughan asked Ms. Nagan if she worried that if you give up a baby at a fire station and they want to get your name and number then maybe you were going to kick the baby out in the cold.

Ms. Nagan said maybe if they give a hard time but at least start off with the ones that agree. She said there were people who could help them.

Ms. Nagan said a lot of people in rescue go to people's homes and fix their dogs and cats because they do not know to or cannot afford to. She said people in rescue are willing to go to their homes, fix all their animals, take the kittens and puppies, get them homes. She said this way they do not go to animal control anymore.

Ms. Nagan said .the same thing with businesses. She said if there were colonies (sic) behind businesses there were people with money and time to get them all.

Dr. Vaughan asked Mr. Woodward what Animal Services does when someone surrenders an animal.

Ms. Nagan said we do not have any statistics on where they are coming from.

Mr. Woodward said we take their name.

Ms. Nagan said location.

Mr. Woodward said yes. He said the problem was with the information Ms. Nagan was requesting and how do we take the information out of our system. He said for example finding out how many cats were brought in off a particular street. He said he does not have a report he can write to pull that information out.

Ms. Nagan said she did not know Chameleon but when she worked in the caregiver industry she said she could plug in an address and it would put everything in alphabetical order.

Mr. Woodward said if Ms. Nagan can give him an address he can tell how many animals were brought in from that particular address. He said he does not have a way to search an area to find the areas where animals are coming from. He said he cannot write those reports. He said he cannot extract that data.

Ms. Nagan said she will find out how they did it at the caregiver company. She said you could click on anything and it would put it alphabetically name, first name, last name, phone number, zip code.

Dr. Vaughan asked if there was a legal part as to giving out that information.

Ms. Colby said it was public record. Ms. Colby said a person could go through the handwritten records and compile it. She said she understood what Mr. Woodward was saying, that the software did not compile it in that manner.

Ms. Nagan said we have to do something to change or it was never going to stop.

Mr. Woodward said with a particular address he can tell what came in from that address. He said he cannot generate random reports that say what area of Seminole County we were getting mostly brown pit bulls from. He said he does not have any way of compiling that data for Ms. Nagan

Ms. Colby said there may be some software that does that but Animal Services does not have it.

Ms. Nagan said the software where she worked was excellent.

Dr. Vaughan called for more discussion. There was none.

Dr. Vaughan called for a second on the motion. There was none. The motion died for lack of a second.

Dr. Vaughan said it was a good idea but if they cannot do it, they cannot do it.

C. Customer Contact Statistics.

Dr. Vaughan called for discussion. There was none.

D. Pet Data, Inc. Statistics.

Dr. Vaughan called for discussion. There was none.

VIII. Confirmation of, Next Meeting.

- March 10, 2011
- June 9, 2011
- September 8, 2011

Dr. Vaughans reviewed the meeting dates.

IX Adjournment.

Motion by Ms. Wittmer to adjourn the meeting at 8:10 PM. Second by Ms: Prince. The motion passed unanimously.

Respectfully submitted,

Clerk to the Board

**OLD BUSINESS**

## Article III. Dangerous Dogs

### Sec. 20.50. Procedure for declaring a dog dangerous.

- a) A dangerous dog is defined by F.S. § 767.11, and shall include any dog which has been declared dangerous by another Animal Control Authority.
- b) In accordance with F.S. § 767.12 (1)(a), the Animal Services Manager or designee shall investigate reported incidents involving any dog that may be considered dangerous and shall, if possible, interview the owner and shall take an affidavit from any person who has knowledge of the incident, including any Animal Services Officer or law enforcement officer.
- c) Any dog subject to a dangerous dog investigation and impounded at the Animal Services Shelter, shall remain at the Animal Services Shelter at the owners expense, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification.
- d) Any dog subject to a dangerous dog investigation which is not impounded at the Animal Services Shelter shall be humanely and safely confined by the owner in a securely fenced or enclosed area, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification. The address where the animal resides shall be provided to the Animal Services Manager or designee. Failure to humanely and safely confine any dog subject to a dangerous dog investigation shall result in a citation and the dog being impounded by the Animal Services Manager or designee and kept at the Animal Services Shelter, at the owner's expense, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification.
- e) After the investigation, the Animal Services Manager shall make an initial determination as to whether there is sufficient cause to classify the dog as dangerous. The initial determination shall include a recommendation to either have the dog humanely euthanized, or released to the owner and confined according to Seminole County Code Section 20.52.
- 1) The Animal Services Manager shall provide written notification of the sufficient cause to classify the dog as dangerous to the owner, by registered mail, certified hand delivery, or service in conformance with the provisions of Florida Statutes Chapter 48 relating to service of process.
- g) The owner may appeal within 10 business days from the date after receipt of written notification of the sufficient cause finding the initial determination to classify the dog as

dangerous, by submitting a written request to the Animal Services Manager for a hearing before the Animal Services Board.

- h) If the owner does not appeal the initial determination and the Animal Services Manager recommends releasing the dog to the owner, the dog owner shall obtain a Certificate of Registration for a Dangerous Dog in conformance with Seminole County Code Section 20.52 within thirty (30) calendar days of the date after receipt of the written notification of the sufficient cause finding.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within thirty (30) calendar days and the dog is impounded at the Animal Services Shelter, the dog shall be considered abandoned and disposed of in a humane manner.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within this time period and the dog is not impounded at the Animal Services Shelter, the Animal Services Manager or designee shall impound the dog or obtain a pick-up order from a court of competent jurisdiction to impound the dog until the Animal Services Board holds a hearing for the purpose of determining the disposition of the dog.

- i) If the owner does not appeal the initial determination and the Animal Services Manager recommends euthanizing the dog, the dog shall be humanely euthanized on the eleventh (11) business day after the owner received notification of the sufficient cause to classify the dog as dangerous.
- j) The owner shall be responsible for payment of all applicable fees, as shall be established by duly adopted resolution of the Board of County Commissioners incurred while the dog was impounded at the Animal Services Shelter regardless of the final disposition of the dog.
- k) No dog which is the subject of a dangerous dog investigation shall be relocated or ownership transferred pending the outcome of an investigation or hearings related to the determination and final resolution of a dangerous dog classification.
- 1) A dog shall not be deemed dangerous if the threat, injury, or damage was sustained by a person who, at the time, was unlawfully on the property or, while lawfully on the property, was tormenting, abusing, or assaulting the dog or its owner or a family member. No dog shall be declared dangerous if the dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

## **Sec. 20.51. Procedure for dangerous dog hearing.**

- a) If the dog owner appeals the dangerous dog determination of the Animal Services Manager pursuant to Seminole County Code Section 20.50, the Animal Services Board shall hold a hearing to determine if the dog should be deemed dangerous as determined by the Animal Services Manager. The hearing shall be held as soon as possible, but not more than twenty-one (21) calendar days and no sooner than five (5) calendar days after receipt of the request for a hearing from the owner.
- b) The dog owner shall be entitled to present evidence and testimony to the Animal Services Board during the hearing, call witnesses on his/her own behalf, testify on his/her own behalf, and cross-examine any witnesses called by the County or the Board during the hearing.
- c) The Animal Services Board shall hear and consider the evidence presented at said hearing and shall determine the following.
- a. Whether or not the dog meets the statutory definition of a dangerous dog as incorporated in this Chapter. (F.S. § 767.11(1))
  - b. Whether or not the dog inflicted a "severe injury" or is responsible for the death to a human being. (F.S. § 767.11(3))
- d) A dog which is found by the Animal Services Board to meet the statutory definition of a dangerous dog and has caused a severe injury or is responsible for the death to a human, shall be classified as dangerous, held for ten (10) business days after the owner is given written notification of the Animal Services Board's order, and thereafter humanely euthanized in an expeditious manner.
- e) If the Animal Services Board determines a dog meets the statutory definition of a dangerous dog and has not inflicted a severe injury, the Animal Services Board shall enter an order that the dog either be humanely euthanized in an expeditious manner or be released upon conditions as defined in Seminole County Code Section 20.52.
- f) The owner of a dog which the Animal Services Board determines is dangerous and allows the dog to be released with the conditions defined in Seminole County Code Section 20.52, shall comply with all such requirements and obtain a valid Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days after receiving the order from the Animal Services Board.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days and the dog is impounded at the Animal Services Shelter, the dog shall be considered abandoned and humanely euthanized in an expeditious manner.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days and the dog is not impounded at the Animal Services Shelter, the Animal Services Manager or designee shall impound the dog or obtain a pick-up order from a court of competent jurisdiction to impound the dog until the Animal Services Board holds a hearing for the purpose of determining the disposition of the dog.

- g) All decisions of the Animal Services Board shall be final and subject to review only by a court of competent jurisdiction upon petition of the owner. F.S. § 767.12(1)(d).
- h) Any order which provides for the destruction of a dog shall include a date before which the destruction of the dog shall not take place. The destruction of a dog may only be stayed pending court review by a court order, by the Animal Services Board or the Animal Services Manager or designee. The stay shall also be contingent on the owner to pay any outstanding balance for all impoundment and other fees, as shall be established by duly adopted resolution of the Board of County Commissioners, incurred to the date specified for the destruction of the dog.
- i) In the event the dog is being confined at the animal shelter pending review by a court of competent jurisdiction, advance payment all fees, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be collected which would accrue in the succeeding six month period. If court review should exceed six months, the owner shall be required to pay, at the expiration of the initial six month period, and every month thereafter, one month's fees, as shall be established by duly adopted resolution of the Board of County Commissioners, in advance. At the time the dog is released from the Animal Services Shelter by court order or destroyed, any excess fees shall be refunded to the owner. The owner of said dog shall be responsible for all impoundment and other fees incurred regardless of the final determination of the Animal Services Board or the court. All fees associated with the dog shall be paid by the owner prior to release of the dog.

## **Sec. 20.52. Requirements to Obtain and Maintain a Valid Certificate of Registration for a Dangerous Dog**

- a) The owner of a dog classified as dangerous by the Animal Services Manager, the Animal Services Board, or which dangerous dog classification has been upheld upon appeal by a court



of competent jurisdiction, but has not been ordered to be euthanized, shall be required to maintain the dog in accordance with the requirements and conditions set forth in this section. These requirements and conditions shall be met within fourteen (14) calendar days after the owner receives the final, written determination classifying a dog as dangerous or within thirty (30) calendar days if the designation is uncontested by the owner.

- b) These requirements and conditions shall be reduced to writing in a Certificate of Registration for a Dangerous Dog which shall be executed by the Animal Services Manager or designee and the owner of the dog. All expenses incurred to comply with the Certificate of Registration for Dangerous dog shall be the owner's responsibility.
- c) The owner shall allow the Animal Services Manager or designee unannounced, periodic inspections of the location where the dog resides to insure compliance with the Certificate of Registration for a Dangerous Dog throughout the life of the dog. Failure to allow inspection shall be considered a violation of this Chapter and subject to Seminole County Code Section 20.53. Violation of the Certificate of Registration for a Dangerous Dog.
- d) The owner shall pay a one-time only initial fee plus an annual fee as shall be established by duly adopted resolution of the Board of County Commissioners to obtain a Certificate of Registration for Dangerous dog. The annual fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be owed on the anniversary date the Certificate of Registration for a Dangerous Dog was executed by the owner. Failure to pay the annual fee, as shall be established by duly adopted resolution of the Board of County Commissioners, by the anniversary date shall be considered a violation of this Chapter and subject to Seminole County Code Section 20.53, Violation of the Certificate of Registration for a Dangerous Dog.
- e) The Certificate of Registration for a Dangerous Dog shall remain in full force and effect throughout the life time of the dog.
- f) The dog shall be securely confined inside the owner's residence in a manner to prevent the dog from escaping. When the owner or an adult household member are not present at home or when a person other than the dog owner or an adult household member are present, the dog shall be confined in a cage or crate inside the home as described in subsection i) or secured outside in a pen as described in subsection ii)
  - i) The cage or crate shall be constructed of a nonabsorbent porous material with a minimum of four (4) sides, a top and bottom. The floors shall be made of either solid construction or woven or wire mesh construction or any combination thereof. Cages and crates having woven or wire mesh floors may be used to confine the dog provided

that the spaces between the wire mesh or weave are smaller than the pads of the feet of the dog confined therein. Cages and crates having wire construction shall be constructed of wire which is of sufficient thickness so as to preclude injury to the dog confined therein.

Cages and crates shall be of sufficient height to permit the dog confined therein to stand, turn and lie down flat. They shall also be of sufficient size to contain therein separate food and water containers. No cages or crates shall be enclosed entirely by solid walls. Stacked cages and crates shall have a solid floor. The cage or crate door shall have a lock that is constructed in such a manner to secure the dog within the crate, to prevent the dog from escaping and to prevent opening the crate by an unauthorized person.

The cage or crate shall be inspected by the Animal Services Manager or designee prior to the issuance of the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.

- ii) The dog shall be housed in a secure enclosure constructed on the owner's property according to the following specifications. The enclosure shall consist of a solid floor to prevent the dog from digging out and shall be no less than four (4) feet by eight (8) feet (32 square feet). The sides shall consist of chain link, or similar material approved by the Animal Services Manager, and at least six (6) feet in height. The top shall be enclosed and provide adequate shade and protection from the weather. The structure shall have secure sides and a secure top to prevent the dog from being able to move the structure and prevent the dog from escaping over, under or through the structure.

The gate or door to the enclosure shall be lockable and remain locked when the dog is penned and shall be suitable to prevent the entry of young children and designed to prevent the dog from escaping.

The enclosure shall be inspected by the Animal Services Manager or designee prior to the issuance of the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.

- g) The dog shall not be let outside the residence or pen unless the dog is muzzled and restrained by an adequate restraining device no longer than six (6) feet in length and under direct control of the owner or household member who is over the age of eighteen (18). The muzzle shall be made in a manner that shall not cause injury to the dog or interfere with its vision or respiration but shall prevent it from being able to bite any person or animal. The muzzle shall be worn at all times while the dog is off of the owner's property.

- h) The owner, caretaker, or a household member who is over the age of eighteen (18) may

exercise the dog without a leash or muzzle on his/her private property if the area is completely  
28



enclosed by a secure fence which is at least six (6) feet high and is locked. The owner, caretaker, or any household member over the age of eighteen (18) years of age shall remain within the enclosed area with the dog and keep the dog within sight at all times. Only the owner, caretaker or members of the owner's immediate household over the age of eighteen (18) shall allowed in the enclosed area when the dog is being exercised without a leash and/or muzzle.

- i) The premises at which the dog is located shall be posted with a clearly visible warning sign at all entry points, which informs both children and adults of the presence of a dangerous dog on the property. The sign shall include the words "Dangerous Dog" and have a picture depicting a dog baring its teeth in an aggressive manner.
- j) Rabies Vaccination:
  - a) The dog shall have and maintain a current rabies vaccination at the owner's expense.
- k) Seminole County Pet License:
  - a) The dog shall have and maintain a current Seminole County Pet License at the owner's expense.
- l) Pet Identification Microchip:
  - a) The dog shall have a Pet Identification Microchip implanted at the owner's expense and the number recorded with the Animal Services Manager.
  - b) Alternate means of identifications such as, but is not limited to, tattoos, ID tags, ear or tail cropping shall not be accepted.
- m) Spay or Neuter Required
  - a) The dog shall be Spayed or Neutered at the owner's expense rendering the dog unable to reproduce.
  - b) If the dog is impounded at the animal services shelter and is capable of reproduction, the dog shall be spayed or neutered at the owner's expense, prior to the dog being released.
  - c) If the dog is not impounded at the Animal Services Shelter and is capable of reproduction, the owner shall have the dog spayed or neutered to comply with the requirements of the Certificate of Registration for a Dangerous Dog.
- n) Transporting the dog:

- a) When being transported, the owner shall insure the dog is muzzled and is safely and securely restrained within an enclosed motor vehicle or a fully enclosed trailer with adequate ventilation.
  - b) No dangerous dog shall be transported by private or public means in an open vehicle, open bed of a truck or open trailer, unless housed in a container designed for that purpose.
  - c) The cage or crate shall include provisions for adequate ventilation, food and water.
  - d) The cage or crate shall have an open grill at one end, have a solid top and bottom and a minimum of 15 percent of the total accumulated side and end area shall incorporate an open grill for air circulation.
- o) If the property where the dog shall be housed is rental property, an affidavit from the property owner shall be required. The following information shall be contained within the affidavit:
- a) The property owner's name
  - b) The property owner's address
  - c) The property owner's contact numbers
  - d) An acknowledgement from the Property Owner a "Dangerous Dog" is being housed on his/her property.
  - e) The address of the rental property where the dog shall be housed
  - f) The name of the tenant and/or dog owner
  - g) The description and name of the dog
  - h) The microchip number of the dog
- p) The owner of a dangerous dog shall immediately notify the Seminole County Animal Services Manager if the dog:
- a) Is at large.
  - b) Bites a human being or attacks another animal.
  - c) When the dog is deceased, the remains of the dog shall be presented to, and identified by, the Animal Services Manager, or designee, to confirm the dog matches the description and microchip number of official records.

- d) When any condition or circumstance occurs which violates the Certificate of Registration for a Dangerous Dog.
- q) Moving a dangerous dog to another residence or location.
  - a) A dog being moved to another residence or location within Seminole County, without a transfer of ownership:
    - i) The owner shall provide the address of the new residence or location to the Animal Services Manager, forty-eight (48) hours prior to the dog being moved.
    - ii) The dog owner shall meet the same requirements and conditions to obtain a Certificate of Registration for a Dangerous Dog within fourteen (14) days from the time the dog is moved to the new location.
    - iii) The new residence or location shall be inspected by the Animal Services Manager or designee to ensure compliance with the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.
  - b) A dog being moved to another residence or location outside of Seminole County, without a transfer of ownership:
    - i) The owner shall provide the address of the new residence or location to the Animal Services Manager, forty-eight (48) hours prior to the dog being moved.
    - ii) The owner shall be required to register the dog with the local Animal Control Authority or similar organization, within forty-eight (48) hours prior to moving the dog to that location.
  - c) A dog being moved to another residence or location located within Seminole County, with a transfer of ownership:
    - i) The original dog owner shall provide the name, address and contact numbers of the new owner to the Animal Services Manager, forty-eight (48) hours prior to the transfer of ownership of the dog.
    - ii) The new owner shall meet the same requirements and conditions to obtain a Certificate of Registration for a Dangerous Dog within fourteen (14) days of the dog being moved to the new location.
    - iii) The new location shall be inspected by the Animal Services Manager or designee to comply with the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the new dog owner to contact the Animal Services Manager to arrange for the inspection.

- iv) The new owner shall be subject to all fees, as shall be established by duly adopted resolution of the Board of County Commissioners,, requirements and conditions listed in this section.
- d) A dog being moved to another residence or location located outside of Seminole County, with a transfer of ownership:
  - i) The original dog owner shall provide the name, address and contact numbers of the new owner to the Animal Services Manager, forty-eight (48) hours prior to the transfer of ownership of the dog.
  - ii) The new owner shall be required to register the dog with the local Animal Control Authority or similar organization forty-eight (48) hours prior to moving the dog to that location.
- r) Dogs declared 'Dangerous by an Animal Control Authority outside of Seminole County that are brought into Seminole County
  - a) A dog which has been declared Dangerous by an Animal Control Authority other than Seminole County, shall register the dog with the Animal Services Manager within forty-eight (48) hours of bringing the dog into Seminole County.
  - b) Within fourteen (14) calendar days of moving into Seminole County, the owner of a dog which has been declared dangerous by an Animal Control Authority other than Seminole County shall be required to maintain and possess a valid Certificate of Registration for a Dangerous Dog in compliance with this section.
  - c) The owner shall be subject to all fees, as shall be established by duly adopted resolution of the Board of County Commissioners,, requirements and conditions listed in this section.

### **Sec. 20.53. Violation of the Certificate of Registration for a Dangerous Dog**

- a) The Animal Services Manager or designee shall inspect from time to time but not less than one (1) time per calendar year, the means used to confine the dog and the property on which the dog is being housed to ensure the owner is abiding by the conditions and requirements in accordance with the Certificate of Registration for a Dangerous Dog.



- b) As a condition of the Certificate of Registration for a Dangerous Dog, the Animal Services Manager or designee shall make such random and unannounced inspection to ensure the means used to confine the dog, and the property on which the dog is being housed, are compliant with the conditions and requirements in accordance with the Certificate of Registration for a Dangerous Dog.
- c) The owner of a dog which has been declared dangerous by the Animal Services Manager, Animal Services Board or another jurisdiction is found to have violated any condition of the Certificate of Registration for a Dangerous Dog, shall surrender the dog to the Animal Services Manager or designee and the dog shall be housed at the Animal Services Shelter. If the owner fails to surrender such dog, the Animal Services Manager or designee shall obtain a pick up order from a court of competent jurisdiction and impound the dog at the owner's expense.
- d) The owner shall be given written notification a violation has occurred and the dog shall be humanely euthanized in not less than ten (10) business days after the owner receives such written notification. The owner may file a written appeal to the Animal Services Manager within ten (10) business days from the date after receipt of the written notification, requesting a hearing before the Animal Services Board to determine if a violation has occurred and the disposition of the dog.

## **Sec. 20.54. Violation Hearing for a Dangerous Dog**

### 1) Violation Hearing

- a) When an owner appeals the Animal Services Manager's notification that a violation has occurred, the Animal Services Board shall hold a hearing not more than twenty-one (21) calendar days and no sooner than five (5) calendar days after receipt of the request for a hearing from the owner, to determine if a violation of the Certificate of Registration for a Dangerous Dog has occurred and determine the disposition of the dog.
- b) The dog owner shall be entitled to present evidence and testimony to the Animal Services Board during the hearing, call witnesses on his/her own behalf, testify on his/her own behalf, and cross-examine any witnesses called by the County or the Board during the Hearing.
- c) The Animal Services Board shall hear and consider the evidence presented at said hearing and shall determine if the dog owner violated any condition or requirement of the Certificate of Registration for a Dangerous Dog. If so, the Animal Services Board shall determine if the dog shall be humanely euthanized or returned to the owner.
- d) If the dog is returned to the owner, any additional violation of this section shall result in the Animal Services Manager impounding the dog at the Animal Services Shelter and the dog

shall be humanely euthanized in an expeditious manner. If the owner fails to surrender such dog, the Animal Services Manager or designee shall obtain a pick up order from a court of competent jurisdiction and impound the dog.

- e) The owner may request a public hearing before the Animal Control Board as provided under Section 20.53 Seminole County Code. The Animal Control Board shall hold a hearing to determine if a subsequent violation of the Certificate of Registration for a Dangerous Dog has occurred, and if so, the dog shall be humanely euthanized in an expeditious manner.

## **Sec. 20.55. Fees associated with the Certificate of Registration for a Dangerous Dog**

### 1) Initial Registration Fee

- a) The initial registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be charged to cover any expense incurred by the Animal Services Division, pursuant to determining the dog dangerous.
- b) Any subsequent owner of a dangerous dog shall also be subject to an initial registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners,

### 2) Certificate of Registration Fee

- a) A Certificate of Registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, will be charged at the time of registration and shall be renewed every year thereafter for the life of the dog. This fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be separate from the initial registration of a dangerous dog.
- b) Any subsequent owner of a dangerous dog shall be subject to the Certificate of Registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, and shall be charged and renewed every year thereafter for the life of the dog.

## **Sec. 20.5620.59. Reserved**

**NEW BUSINESS**



SEMINOLE COUNTY  
ANIMAL CONTROL BOARD

RULES OF PROCEDURE

1. **NAME**

The name of this Board shall be the "Seminole County Animal Control Board."

2. **JURISDICTION**

The Board has jurisdiction over those matters which are set forth in Chapter 20 of the Seminole County Code.

3. **OFFICERS AND THEIR DUTIES**

(a) The officers shall be a Chairman and a Vice Chairman.

(b) The Chairman shall preside at all meetings and hearings of the Board and shall have the duties normally conferred by parliamentary usage of such officers.

(c) The Chairman shall be one of the members of the Board. The Chairman shall have the privilege of discussing all matters before the Board and shall have the same voting rights as all Board members.

4. **ELECTION OF OFFICERS**

(a) Nomination of officers shall be made from the members at the annual organizational meeting in March of each year, and the election shall be held immediately thereafter.

(b) A candidate receiving a majority of the votes cast shall be declared elected and shall serve a term of one (1) year or until a successor shall take office.

(c) Vacancies in the office of Chairman or Vice Chairman shall be filled by an election at the next regular meeting.

5. **MEETINGS**

(a) Regular Meetings.

Regular meetings should be held at least every three (3) months. The Board may set meetings more frequently, if necessary. Regular meetings

shall be held at 7:00 PM, on the date set at the previous Animal Control Board meeting. Meetings will be held at a Seminole County public location to be determined by the Director of Public Safety.

(b) Special Meetings.

Special meetings may be called by the Director of Public Safety or the Animal Control Official or the Chairman or the Vice Chairman.

(c) Notice.

Notice of all regular scheduled meetings shall be provided to the Board of County Commission Office for inclusion on the County's schedule of meetings and events.

(d) Attendance.

(1) Members shall notify the Clerk to the Board if they cannot attend a meeting. The Clerk will notify the Chairman to obtain approval for the member(s) not attending the meeting.

(2) If a member misses two (2) out of three (3) successive meetings without cause and without prior approval of the Chairman, the Board shall declare the member's office vacant, and shall notify the Board of County Commissioners of such action. The vacancy on the Board shall be filled by appointment by the Board of County Commissioners.

(e) Quorum.

A quorum of the Board shall consist of four (4) or more members. It takes a majority of the Board, or four (4) votes, to make recommendations to the Director of Public Safety regarding animal care and regulations consistent with the Florida Statutes and Chapter 20, Seminole County Code. All other matters to be voted on by the Board take a simple majority of the present quorum.

(f) Voting.

Voting shall be by voice vote and shall be recorded by an individual "yes" or "no."

(g) Abstention.

Each member shall cast a "yes" or "no" vote on each question before the Board, except that if any member has a conflict of interest in a matter, he may vote or may abstain from participating as a member of the Board in a matter. In either event, he must file a Memorandum of Voting Conflict with the

Secretary of the Board, as prescribed by the Florida "Code of Ethics for Public Officers and Employees" (Chapter 112, Part III, Florida Statutes).

- (h) Procedure.

Parliamentary procedure in Board meetings shall be governed by the Rules of Procedure contained herein.

**6 ORDER OF BUSINESS**

- (a) Call to Order
- (b) Roll Call
- (c) Minutes of Previous Meetings (approval)
- (d) Old Business
- (e) New Business
- (f) Reports
- (g) Confirmation of Next Meeting Date
- (h) Adjournment

The order of business may be suspended by a vote of the majority of those members present.

**7. INITIATION OF ACTIONS BEFORE THE BOARD**

(a) All actions before the Board shall be initiated by an Animal Services Officer filing Statement of Violation and Request for a Hearing with the Clerk to the Board.

(b) The Clerk to the Board shall assign a complaint number. When the complaint is ready for Board action, the Clerk shall set the case for a hearing to be held at a subsequent meeting of the Board.

(c) After a case is set for hearing, the Clerk shall notify the alleged violator in a manner consistent with law.

(d) The Clerk to the Board shall read the Statement of Violation and Request for Hearing.

(e) The Board may question any witness presented by the County or

the respondent.

(f) The alleged violator shall be entitled to present evidence and testimony to the Board during the hearing, call witnesses in his/her own behalf, testify in his/her own behalf, and cross-examine any witnesses called by the County or the Board during the Hearing.

(g) Upon completion of all of the evidence, the Chairman shall close the hearing.

(h) The Board shall immediately deliberate in open, public session.

(i) The Board shall orally issue an Order which is approved by a majority of the Board (at least four (4) members of the Board must vote). The Order shall contain findings of fact and conclusions of law and state the affirmative relief granted by the Board. Said Order shall be reduced to writing within ten (10) working days after the hearing, signed by the Chairman, or Vice Chairman in his absence, and be sent to the respondent by certified mail, return receipt requested.

## **8. ENFORCEMENT**

(a) The Board shall hold hearings, as necessary, to insure the effectiveness of any Order issued by the Board.

## **9. MISCELLANEOUS**

(a) The Rules of Procedure may be amended, in a manner consistent with County Code, during a regular meeting by the affirmative vote of at least four (4) members of the Board, providing notice of the proposed change is given to the Board at a preceding regular meeting.

(b) The provision of these Rules of Procedure shall be discussed and/or adopted or readopted by the Board annually at its regular organizational meeting.

(c) All meetings, regular or special, and all hearings shall be open to the public in accordance with the provisions of the Florida "Sunshine Law" (Chapter 286, Florida Statutes).

(d) All records of the Board shall be open to public inspection and copying in accordance with the provisions of Florida Statutes (Chapter 28).

(e) All Orders issued by the Animal Control Board shall be mailed to the respondent(s) by certified mail, return receipt requested.



THESE RULES OF PROCEDURE ARE ADOPTED THIS 25th DAY OF MARCH,  
2010.

**ANIMAL CONTROL BOARD  
SEMINOLE COUNTY, FLORIDA**

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Clerk to the Board

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# **Chapter 20: ANIMAL SERVICES**

## **Sec 20.01 Title.**

Chapter 20 shall be known and referred to as the "Seminole County Animal Services Ordinance"

## **Sec. 20.02 Authority and purpose.**

Chapter 20 is enacted pursuant to F.S. § 828.27, to regulate the possession, ownership, care, and custody of domestic animals in the interest of the health, safety and welfare of the citizens and animals of the county.

## **Sec.20.03 Definitions.**

As used in this Chapter, the following terms shall mean as indicated below:

*Abandon:* To forsake an animal entirely or to neglect or refuse to provide or perform the legal obligations for care and support of an animal by its owner or caretaker. Such abandonment shall constitute the relinquishment of all rights and claims by the owner or caretaker to such animal. An animal will not be considered abandoned if the owner or caretaker arranges for a person to feed, water, and monitor the animal's condition on a scheduled or regular basis. Intervals between monitoring, watering, and feeding shall not exceed twenty-four (24) hours.

*Affidavit:* A voluntary sworn declaration, in writing, made before competent authority.

*Animal:* Any member of the kingdom Animalia. For the purpose of this ordinance, animal shall mean a dog, cat or ferret.

*Animal Control Authority:* The person appointed, designated, or employed by a County or municipality to enforce local ordinances pertaining to the regulation of animals. The Animal Control Authority for Seminole County shall be the Animal Services Manager or designee.

*Animal Services Manager:* The Animal Control Authority for Seminole County.

*Animal Services Officer:* Any person employed, contracted with or appointed by the county who is authorized to investigate, on public or private property, civil infractions relating to the Seminole County Animal Services Ordinance and to issue warnings and citations as provided in this article. An Animal Services Officer is not authorized to bear arms or make arrests.

*Animal shelter:* The premises designated for the purpose of impounding, quarantining and caring for animals pursuant to this Chapter.

*At Large:* Any domestic animal which is off its owner or caretaker's property and is not under direct control by the owner or caretaker.

*Bite:* Any skin penetration inflicted by the teeth or fangs of a rabies susceptible animal; a scratch inflicted by the nail or claw of a cat shall be considered a bite when dealing with the quarantine process.

*Boarding Kennel:* A commercial establishment which provides accommodations for feeding and general care for dogs and cats on a short or long term basis for a fee, as shall be established by duly adopted resolution of the Board of County Commissioners,.

*Caretaker:* A person who cares for, looks after, and is responsible for the property and animals in the absence of their owner.

*Cat:* The domestic cat, *Felis Cattus*.

*Citation:* A written notice issued to a person by an Animal Services Officer, who has probable cause to believe that the person has committed a civil infraction in violation of this article. The county court will hear the charge if disputed.

*Commercial Kennel:* Any premises, operation, or business used for commercial boarding. Any premises, operation, or business used for breeding and/or rearing of greater than 2 litters of dogs and/or cats per year. Any premises, operation, or business used for buying and/or selling greater than 20 dogs and/or cats per year. Exemptions shall include animal hospitals unconnected with boarding and licensed grooming facilities unconnected with boarding.

*Cruelty:* Any act of neglect, torture, or torment that causes unjustifiable pain or suffering of an animal, as defined in F.S. § 828.12 & F.S. § 828.13

*County:* The unincorporated areas of the county, and those incorporated areas which shall become governed by this Chapter in accordance with Seminole County Code Section 20.04.

*Dangerous Dog:* A dog defined as dangerous in F.S. § 767.11 and F.S. § 767.12, and has been declared dangerous by the Animal Services Manager or the declaration has been upheld by the Animal Services Board. A dog which has been declared dangerous by another Animal Control Authority is also considered to be a dangerous dog in Seminole County.

*Direct Control:* Immediate, continuous physical control of an animal at all times, such as by means of a leash, lead, cord, or chain of sufficient strength to restrain said animal and designed for that purpose.

*Dog:* The domestic dog; *Canis Lupus Familiaris*

*Domestic Animal:* An animal of a species which has been bred and raised to live in or about the habitation of humans and is dependent upon them for food, shelter and/or survival.

*Estrus Cycle:* a regularly recurrent state of sexual excitability during which the female of most mammals will accept the male and is capable of conceiving.

*Fixed-Point Restraining Device:* A chain, cord, leash, cable, or similar device used to confine an animal to an owner or caretaker's property and designed to be used for such purposes. The device shall be a minimum length of four (4) times the length of the animal's body measured from the tip of the nose to the base of the tail or a minimum of four (4) feet, whichever is greater in length. The device shall be no longer than what is necessary to keep such animal confined to the owner or caretaker's property.

*Ferret:* a domestic mammal of the type *Mustela putorius furo*.

*Food:* Uncontaminated, wholesome, palatable, nourishment in sufficient quantity and nutritive value to maintain the normal condition and weight of the animal. The diet shall be appropriate for the individual animal's species, age, and condition.

*Harbor:* To keep, feed or otherwise care for a dog, cat and/or ferret. If a citizen keeps or harbors a. dog, cat and/or ferret for five or more days, that person shall be held accountable for any violations of this Chapter or Florida Statutes dealing with animals. Keeping a dog, cat and/or ferret for five or more, days does not constitute proof of ownership for that animal: See also: Owner and/or Caretaker

*Hybrid:* Unless otherwise provided, any hybrid or cross between any combination of a wild animal and a domestic dog or cat, such as, but not limited to a coy-dog or wolf hybrid. Offspring from all subsequent generations of such crosses shall be considered to be a hybrid.

*Impound:* To seize and retain in legal possession.

*Livestock:* Cattle, sheep, swine, horses, mules, goats, poultry, ostriches, rheas, emus, and any other domestic animal, other than a dog, cat or ferret, that can or may be used in the preparation of animal products and is regulated by the United States Department of Agriculture.

*Microchip:* An injectable electronic animal identification device.

*Motor Vehicle:* Any self-propelled vehicle, including a motor vehicle combination, not operated on rails or guide-ways, excluding vehicles moved solely by human power, motorized wheelchairs and motorized bicycles as defined in F.S. § 316.003.

*Neglect:* Failure to provide food, water, shelter with appropriate shade and adequate ventilation, protection from the weather, or other care generally considered to be normal, usual and accepted for an animal's health and well being.

*Noncommercial Kennel:* Any premises used primarily as the domicile of an animal owner or caretaker, on which premises said owner or caretaker breeds, intentionally or unintentionally, dogs and/or cats and does not produce greater than 2 litters of dogs and/or cats per year, or does not buy and/or sell greater than 20 dogs and/or cats per year.

*Officer:* Any law enforcement officer defined in F.S. § 943.10, or any Animal Services Officer.

*Owner:* For the purpose of enforcing this chapter, owner shall mean any person, caretaker, firm, corporation, or organization possessing, harboring, keeping, or having control of a dog, cat and/or ferret or, if the animal is owned by a person under the age of eighteen (18), that person's parent or guardian. In the case of a corporation, the knowledge and acts of agents and employees of corporations in regards to a dog, cat and/or ferret being transported, owned, employed by or in the possession of a corporation, shall be held to be the knowledge and act of such corporation. Any legal entity possessing, harboring, keeping or having control of a dog, cat and/or ferret on or within their own real property or, if the animal is owned by a person under the age of eighteen (18), that person's parent or guardian. Any person or legal entity that provides food, water, shelter, or care for a dog, cat and/or ferret for thirty (30) calendar days shall be considered the owner of said dog, cat and/or ferret.

*Provoked:* To tease, molest, torment, abuse, assault, or to otherwise instigate behavior in a dog, cat and/or ferret which may lead to the animal attacking or biting a person or another animal.

*Rabies-Susceptible Animals:* All warm-blooded animals which are capable of contracting rabies. This includes, but is not limited to, dogs, cats, ferrets, horses, cows, foxes, raccoons, bats and skunks.

*Restraining Device:* A chain, cord, leash, cable, or similar device designed specifically for the purpose of maintaining direct control of an animal while off of the owner or caretaker's property. The device shall be a maximum length of six (6) feet.

*Severe Injury:* Any physical injury which results in broken bones, multiple bites or disfiguring lacerations requiring sutures or reconstructive surgery as defined by Florida Statute.

*Shelter:* Any structure which provides an animal with protection from the weather. It shall have a roof, floor, and three sides, and be of sufficient size to allow each animal to stand up, lie down, and turn around in a natural position without touching the sides, top or any other animal. It shall be placed out of direct sunlight and allow for adequate ventilation.

*Surrender:* To relinquish possession, or control of, to another as a result of demand or compulsion.

*Trap:* A humane, mechanical device for the purpose of impounding dogs, cats and/or ferrets which are at-large. 9

*Unprovoked:* An individual who has conducted themselves peacefully and lawfully, and has been bitten by, chased in a menacing fashion, or attacked by an animal on public or private property.

*Veterinarian:* Any person who is licensed to engage in the practice of veterinary medicine in the state under the authority of F.S. § 474.

*Water:* An essential, clear, colorless, nearly odorless and tasteless liquid, H<sub>2</sub>O. Animals shall have continual access to a supply of clean, fresh, potable water, provided in a sanitary manner suitable for the species, and in sufficient amounts to maintain good health. Such water shall be provided in a secure manner so the container cannot be overturned and shall be placed out of direct sunlight.

*Wildlife*: Any nonhuman primate, raccoon, skunk, opossum, fox, reptile, or any other animal so classified by the Florida Fish and Wildlife Conservation Commission.

(Ord. No. 72-10, § 3, 12-19-72; Ord. No. 74-8, § 4, 10-29-74; Ord. No. 76-13, § 3, 6-15-76; SCC, § 4-1, 9-27-77; Ord. No. 84-19, § 1, 3-13-84; Ord. No. 93-12, § 1, 7-13-93)

# **ARTICLE I. In General**

## **Sec. 20.04. Scope.**

- a) This Chapter shall be applied and enforced within all unincorporated areas and within all incorporated, areas in which the governing bodies repeal all municipal ordinances or portions thereof inconsistent with this Chapter and execute an interlocal agreement with the Board of County Commissioners for the administration of this Chapter.

(Ord. No. 72-10, § 2, 12-19-72; Ord. No. 74-8, § 2, 10-29-74; Ord. No. 76-5, § 2, 2-17-76; Ord. No. 76-13, § 2, 6-15-76; SCC, § 4-2, 9-27-77)

## **Sec. 20.05. Animal Services Board established.**

- a) There is hereby established a Seminole County Animal Services Board.

(Ord. No. 74-8, § 12, 10-29-74, SCC, § 4-3, 9-27-77)

## **Sec. 20.06. Composition, appointment and term of members of board.**

- a) The Animal Services Board shall consist of a licensed veterinarian, a representative of the Sheriffs Office and five county citizens at-large, with the Board of County Commissioners making all appointments except. that each member of the Board of County Commissioners shall recommend one of the citizens at-large.
- b) All members of the Animal Services Board shall be appointed by and serve at the pleasure of the Board of County Commissioners. The chairman and vice-chairman of the, board shall be elected annually by the Animal Services Board from among its members.

(Ord. No. 74-7, § 12, 10-29-74; SCC, § 4-4, 9-27-74; Ord. No. 84-19, § 2, 3-13-84; Ord. No. 2002-10, § 1, 3-25-02)

**Sec. 20.07. Function of board.**

The functions of the Animal Services Board shall be as follows:

- a) Hear and determine appeals by any person, firm or corporation aggrieved by the issuance of a dangerous dog designation made by the Animal Services Manager. Hold dangerous dog hearings in accordance with Seminole County Code Section 20.51. Address violations of the Certificate of Registration for a Dangerous Dog in accordance with Seminole County Code Section 20.54.
  
- b) Hear and determine appeals by any person, firm or corporation aggrieved by the issuance or denial of a license or peunit by the Animal Services Manager. All decisions of the Animal Services Board on any such appeal shall be final, subject only to review by the Board of County Commissioners.
  
- c) Make recommendations to the Director of Public Safety regarding animal care and regulations consistent with Florida Statutes and Seminole County Code Chapter 20. Said recommendations shall first be approved by a majority of the Animal Services Board prior to submission to the Director of Public Safety.
  
- d) The Animal Services Board shall meet at least three times per year. Special meetings may be called by the Chairman, or Vice Chairman, or Director of Public Safety, or the Animal Services Manager upon 48 hours notice to all members and to the Animal Services Manager and Director of Public Safety.

(SCC, § 4-5, 9-27-77; Ord. No. 84-19, § 3, 3-13-84; Ord. No. 93-12, § 2, 7-13-93)

**Sec. 20.08. Quorum of board.**

- a) A majority of the members of the Animal Services Board shall constitute a quorum.

(SCC, § 4-6, 9-27-77)

**Sec. 20.09. Compensation of board members.**

- a) The members of the Animal Services Board shall receive no compensation for their services.



(SCC, § 4-7, 9-27-77)

**Sec. 20.10. Duty of Animal Services Manager**

- a) The Animal Services Manager shall be responsible for the enforcement of this Chapter other than the misdemeanor provisions hereof and the provision of the Florida Statutes relating to animal welfare.

(Ord. No. 74-8, § 27, 10-29-74; SCC, § 4-9, 9-27-77; Ord. No. 84-19, § 5, 3-13-84)

**Sec. 20.11. Animal Services Manager to recommend rules and regulations.**

- a) The Animal Services Manager may, in a manner consistent with law and with this Chapter, recommend rules and regulations which are incident to the proper administration, implementation and enforcement of the provisions of this Chapter.

(Ord. No. 74-8, § 27, 1029-74; SCC, § 4-10, 9-27-77; Ord. No. 84-19, § 6, 3-13-84; Ord. No. 93-12, § 4, 7-13-93)

**Sec. 20.12. Entry power of employees.**

- a) The Animal Services Manager and/or designee shall have the right to enter upon any public property or may enter private property with the verbal or written consent of the owner or caretaker or with a proper warrant or as otherwise provided by law within the County, for the purposes of examining or impounding any animal. Said employees shall have appropriate official identification with them which identifies said employees as agents of the County when they enter private property for the purpose of this Section. F.S. § 828.073,
- b) The Animal Services Manager or designee or Law Enforcement Officer shall have the right to enter upon any public or private property to impound an animal which is in plain sight and observed to be cruelly treated, neglected, or in distress and remove it from its present location.
- c) It shall be unlawful to interfere with the Animal Services Manager or designee in the legal performance of their duties, or to take or attempt to take any animal from the Animal Services Manager or designee, or from any vehicle used by them to transport animals; or to take or to attempt to take any animal from the animal shelter or humane trap belonging to Animal

Services without proper authority. F.S. § 843.01 & 843.02

(Ord. No. 74-8, § 27, 10-29-74; SCC, § 4-11, 9-27-77; Ord. No. 84-19, § 7, 3-13-84)

**Sec. 20.13. Citation System.**

- a) The Board of County Commissioners shall adopt a citation system to provide an additional or supplemental means of obtaining compliance with Chapter 20 "Seminole County Animal Services Ordinance". Nothing contained in this Chapter shall prohibit the County from enforcing other codes and ordinances by any other means.

**Sec. 20.14. Ordinances Enforced.**

- a) All Ordinances found in Chapter 20 "Seminole County Animal Services Ordinance" may be enforced by citation to the County Court of Seminole County, except as prohibited by law. The provisions of this Chapter are an additional and supplemental means of enforcing County Ordinances and may be used for the enforcement of any ordinance found in this Chapter.

**Sec. 20.15. Appointment of Animal Services Officers.**

- a) The Board of County Commissioners is authorized to designate certain of its employees or their successors to function as Animal Services Officers.

**Sec. 20.16. Duty of Animal Services Officers.**

- a) It is the duty of any person designated as an Animal Services Officer to enforce Chapter 20 "Seminole County Animal Services Ordinance" as enacted and from time to time amended by the Board of County Commissioners.

**Sec. 20.17. Animal Services Officer training and qualifications.**

- a) County-employed Animal Services Officers shall successfully complete a minimum standards training course. The course curriculum shall be approved by the Florida Animal Control Association. An Animal Services Officer who successfully completes such course shall be issued a certificate indicating a passing grade has been achieved.
- b) In order to maintain a valid certification, the Animal Services Officer is responsible for obtaining a minimum of four (4) hours of post-certification continuing education credits every two (2) years or the minimum standards which may be amended by the state from time to time. F.S. § 828.27

### **Sec. 20.18. Persons authorized to issue citations.**

- a) The Animal Services Manager or Animal Services Officer or any law enforcement officer as defined in F.S. § 943.10(1), or its successor, is authorized to issue a citation for the violation of Chapter 20 "Seminole County Animal Services Ordinance" to a person when, based upon personal investigation, the Animal Services Officer has reasonable cause to believe the person has committed a violation of Chapter 20 "Seminole County Animal Services Ordinance".

### **Sec. 20.19. Violations procedure.**

- a) Prior to issuing a citation, an Animal Services Officer may provide notice to the person a violation of Chapter 20 "Seminole County Animal Services Ordinance" has occurred and shall establish a reasonable time period within which the person must correct the violation. Such time period shall be no more than 30 days. If an Animal Services Officer finds that the person has not corrected the violation within the time period, the Animal Services Officer may issue a citation to the person who has committed the violation.
- b) An Animal Services Officer is not required to provide the person with a reasonable time period to correct the violation prior to issuing a citation and may immediately issue a citation if the Animal Services Officer has reason to believe the violation presents a threat to the public health, safety, or welfare, or if the violation is irreparable or irreversible.
- c) In the absence of the person who has committed the violation, issuance of a written warning may be accomplished by posting a copy of the written warning at the person's usual place of abode, with any person residing therein who is 15 years of age or older and informing the person of the contents, or by registered or certified mail with a return receipt requested.
- d) Each violation of Chapter 20 "Seminole County Animal Services Ordinance" is a separate violation. Each day such violation shall continue, it shall be deemed to constitute a separate offense.
- e) The maximum civil penalty pursuant to this Chapter shall not exceed \$500.00 plus all applicable court costs and legislative assessments, per violation.
- f) The citations issued pursuant to this Chapter may be contested in County Court.
- g) An alleged violator who elects to contest the violation in County Court shall be responsible for payment of all applicable court costs and appropriate legislative assessments in addition to the applicable civil penalty.

(Ord. No. 92-11, § 1, 7-14-92)

### **Sec. 20.20. Options of persons cited.**

- a) Any person cited for a violation of Chapter 20 "Seminole County Animal Services Ordinance", shall be deemed to be charged with a civil infraction.
- b) Any person cited for a violation under this. Chapter may, within 30 days of issuance:
  - i. Pay the civil penalty set forth in the schedule of violations and penalties at the Clerk of the Court's Office; or
  - ii. Contest the validity of the citation through appearance at the Clerk of Court's Office to receive a court date.
- c) If the person cited pays the civil penalty as provided in subsection (b)(i), they shall be deemed to have admitted to the infraction and to have waived the right to a hearing on the issue of validity of the citation.
- d) If the person cited appears at the Clerk of the Court's Office to receive a court date as provided in subsection (b)(ii), they shall be deemed to have waived the right to the civil penalty set forth in the schedule of violations and penalties and shall be subject to the maximum civil penalty which shall not exceed \$500.00 plus all applicable court costs and legislative assessments per violation.
- e) Willful refusal to sign and accept a citation issued by an Animal Services Officer shall constitute a misdemeanor of the second degree, punishable as provided in F.S. § 775.082 or F.S. § 775.083, or their successor provisions which may be amended from time to time.
- f) For the third (3<sup>rd</sup>) or any subsequent violation of the same Section, within 24 months, of Chapter 20 "Seminole County Animal Services Ordinance", a mandatory court appearance shall be issued.

### **Sec. 20.21. Violations and Penalties.**

- a) Violations of Chapter 20 "Seminole County Animal Services Ordinance" shall be punishable by issuance of a citation. The amount associated with the civil penalty shall be adopted by ordinance and shall not exceed \$500.00.
- b) Violations of Chapter 20 "Seminole County Animal Services Ordinance" shall be divided into three different categories.
  - a. Category I: \$250.00 First Offense, \$500.00 Second Offense, Mandatory court appearance for any subsequent violations within 24 months.
  - b. Category II: \$125.00 First Offense, \$250.00 Second Offense, Mandatory court appearance for any subsequent violations within 24 months.

c. Category III: \$50.00 First Offense, \$100.00 Second Offense, Mandatory court appearance for any subsequent violations within 24 months.

c) Violation to specific Chapters of Chapter 20 "Seminole County Animal Services Ordinance" shall be assigned by category as follows:

Section 20.12 Interference with an Animal Services Officer

c) Interfering with an Animal Services Officer or attempting to remove an animal from the possession of an Officer- Category **I**

Section 20.30 Cruelty/Abandonment

- a) Cruelty- Category **I**
- b) Lack of or Inadequate Shelter- Category **II**
- c) Lack of or Inadequate Food- Category **II**
- d) Lack of or Inadequate Water- Category **II**
- e) Abandonment- Category **I**

Section 20.31 AtLarge

- a) Not under direct control while off of the owner or caretaker's property- Category **II**
- b) Any domestic animal at-large on public or private property of another- Category **II**
- c) Livestock- Category **I**

Section 20.32 Urinating and Feces

- a) Urinating and/or defecating on the private property of others- Category **III**
- b) Failure to remove feces from public or private property- Category **III**

Section 20.33 Noisy Animals

- a) Allowing an animal to in a continuing or repeating manner, bark, cry, howl, screech, squawk, scream, whine or cause other objectionable noises which disturb the comfort, peace, quiet or repose of any person residing in the vicinity- Category **II**

Section 20.34 Aggression, Damage and Destroy

- a) Towards a person- Category **I**
- b) Towards an animal- Category **II**
- c) Damage or Destroying Property- Category **III**

Section 20.35 Odors

- a) Allowing offensive odors from an animal or property- Category **III**

Section 20.36 Estrus

- a) Failure to keep a female confined during its estrus cycle- Category **II**

Section 20.37 Fixed Point Restraining Device

- a) Use of a fixed point restraining during restricted hours- Category **III**

- b) Use on an animal under 6 months of age- **Category I**
- c) Failure to use appropriate size and/or weight of a fixed point restraining device- **Category III**
- d) Inappropriate length of a fixed point restraining device- **Category III**
- f) Use during severe weather- **Category I**

Section 20.38 **Transporting Animals**

- a) Improper confinement in an open bed of a vehicle- **Category II**
- b) Transporting in the trunk of a vehicle- **Category I**

Section 20.39 **Unattended in a Motor Vehicle**

- a) Animal left unattended in a motor vehicle **Category I**

Section 20.40 **Guard Dog Users**

- a) Improper enclosure- **Category I**
- b) Not displaying proper signs- **Category I**
- c) Not displaying Handler or Emergency contact information- **Category I**

Section 20.41 **Artificial Coloring of Animals**

- a) Artificially coloring or dyeing any animal **Category II**

Section 20.42 **Disposal of Dead Animals**

- a) Failure to remove deceased owned animal from public property- **Category III**
- b) Failure to remove deceased animal from private property- **Category III**
- c) Failure to properly dispose of a deceased animal- **Category III**
- d) Placing a deceased animal onto public roads or right of ways to be devoured by beasts or birds or onto the private property of others- **Category III**

Section 20.50 **Dangerous Dog**

- d) Improper confinement during a Dangerous Dog Investigation- **Category I**
- k) Relocating or Transferring ownership during a Dangerous Dog Investigation- **Category I**

Section 20.60 **Reporting Animal Bites**

- a) Failure to report an animal bite- **Category III**

Section 20.61 **Quarantine**

- a) Failure to properly confine an animal during the quarantine process- **Category I**

Section 20.70 **Rabies Vaccine**

- a) Not current on Rabies Vaccination- **Category II**

Section 20.71 **Pet License**

- a) Not current on Pet License- **Category III**

Section 20.76 Display Pet License

- a) Failure to properly display current Pet License- Category III

Section 20.81 Commercial Kennel License

- a) Failure to obtain or maintain a current Commercial Kennel License- **Category III**

- d) Violation of any section not listed above in subsection C will be considered a Category I violation.

**Sec. 20.22. Training Fund Established.**

- a) There is hereby imposed a surcharge of \$5 upon each civil penalty imposed for violations of an ordinance relating to Animal Services as authorized under F.S. § 828.27(4)(b). The proceeds from the surcharges shall be used to pay the costs associated with training for Animal Services Officers. This includes food, lodging, transportation, registration, course material and supplies associated with the training course.

**Sec.20.23. Euthanizing an injured or diseased animal**

- a) F.S. § 828.05 provides for the euthanasia of diseased or injured animal which is suffering from an incurable or untreatable condition or is imminently near death from injury or disease. Such animal may be destroyed without unconscionable delay and in a humane and proficient manner.
- b) Whenever a domestic animal is so injured or diseased as to appear useless and is suffering, and it reasonably appears that such animal is imminently near death or cannot be cured or rendered fit for service and a reasonable attempt has been made to locate the owner or the owner's veterinarian and they are not located, then acting in good faith and upon reasonable belief, the animal may immediately be humanely euthanized in an expeditious manner.
- c) If the owner is located, the location and condition of the animal will be communicated to them. If only the owner's veterinarian is located, the animal shall be euthanized only upon the advice of such veterinarian.
- d) No officer or veterinarian acting in good faith and with due care pursuant to this section, will be liable either criminally or civilly for such act, nor will any civil or criminal liability attach to the employer of the officer or veterinarian.
- e) A court order is not necessary to carry out the provisions of this section.

**Sec. 20.24-20.29. Reserved.**



## ARTICLE II. General Regulations

### Sec. 20.30. Cruelty/Neglect/Abandonment\*

\*State law references: Similar provisions, F.S. § 828.12, F.S. § 828.13

**For the purposes of this section, animal shall refer to all animals including livestock.**

- a) It shall be unlawful for any owner, caretaker or person to cruelly deprive food, potable water, shelter, and protection to any animal under his/her care and/or direct control or to abandon, poison, cruelly beat, cruelly, whip or kill any animal under his, another's or no one's control, or to mutilate, overdrive, overload, overwork, torment, torture or otherwise cruelly ill-use any animal.
- b) Adequate shelter for the particular species of animal shall be provided to allow it to be protected from the weather and/or elements. Livestock animals are not required to be provided a physical shelter when a natural shelter is sufficiently available. For all other animals requiring a physical shelter, the shelter itself shall be placed in an area which is provided with either natural or artificial shade from direct sunlight. If the shelter is enclosed, it shall allow for adequate ventilation so as to prevent undue heat stress or discomfort to the animal.
- c) All animals shall be fed at least once in a 24-hour period, including Sundays and Holidays. The type of food provided shall be appropriate for each particular species and shall be of sufficient nutritive content to maintain the health and well-being of the species. Animals such as snakes and other reptiles which are not required to be fed daily shall be fed at regular intervals which are appropriate to maintain the health and well-being of the animal.
- d) Potable water shall be available at all times, either free flowing, or in a clean receptacle.
- e) It shall be illegal to forsake an animal entirely or to neglect or refuse to provide or perform the legal obligations for care and support of an animal. Such abandonment shall constitute the relinquishment of all rights and claims by the owner or caretaker to such animal. An animal will not be considered abandoned if the owner or caretaker arranges for a person to feed, water, and monitor the animal's condition on a scheduled or regular basis. Intervals between monitoring, watering, and feeding shall not exceed twenty-four (24) hours.

(Ord. No. § 5, 74-8, 10-29-74; SCC, § 4-12, 9-27-77; Ord. No. 2004-35, § 1, 9-1-04)

### **Sec. 20.31. Animals at-large prohibited.**

- a) Any dog, cat or ferret, while off of the owner or caretaker's property, shall be under the direct control of the owner or caretaker by means of a leash or similar restraining device designed for such purpose. The leash or restraining device shall not exceed six (6) feet in length.
- b) It shall be unlawful for any livestock and/or domestic animal owner or caretaker to allow either intentionally or unintentionally, any livestock and/or domestic animal to be at-large upon public property, unless said public property expressly authorizes the same, or upon private property of others, including common areas of condominiums, cluster homes, planned unit developments, and community associations without the consent of all owners thereof, unless the private property owner(s) authorizes the same by written consent.
- c) When any livestock and/or domestic animal is found at-large anywhere within the County, whether licensed or otherwise and whether owned or otherwise, said animal shall be impounded by the Animal Services Manager or designee or other Law Enforcement Officer and taken to the animal shelter and disposed of as provided in F.S. § 588.17.
- d) Seminole County shall not be liable for any injury or damage to any dog, cat, ferret, livestock, or domestic animal or property which occurs while the Animal Services Manager or designee or other law enforcement officer is trying to impound, transport, load, or unload any livestock or domestic animal found at-large and/or in violation of this Chapter. In the event an animal is injured, the Animal Services Manager or designee shall file a written report of the circumstances with the Director of Public Safety within one working day of such incident.

(Ord. No. 72-10, § 4, 12-19-72; Ord. No. 74-8, § 6, 10-29-74; SCC, § 4-13,.9-:27-77; Ord. No. 84-19, § 8, 3-13-84; Ord. NO. 93-12, § 5, 7-13-93)

### **Sec. 20.32. Urinating and Feces Removal.**

- a) It shall be unlawful to allow any dog, cat or ferret to urinate and/or defecate on the private property of others without consent from the property owner.
- b) Feces from a dog, cat or ferret which is deposited onto the private property of others or onto public property, public walks, or recreation areas, shall be immediately removed by the animal owner or caretaker.

(Ord. No. 74-8, § 7, 10-29-74; Ord. No. 76-5, § 3, 2-17-76; SCC, § 4-14, 9-27-77; Ord. No. 84-19, § 9, 3-13-84)

### **Sec. 20.33. Noisy Animals.**

- a) It shall be unlawful for any animal owner or caretaker to permit, either intentionally or unintentionally, any animal, in a continuing or repeating manner, to bark, cry, howl, screech, squawk, scream, whine or cause other objectionable noises which disturb the comfort, peace, quiet or repose, of any person residing in the vicinity. The Animal Services Manager or designee shall also have the authority to investigate suspected violations of this Section arising under any other circumstances.
- b) Upon the receipt of an affidavit from a Law Enforcement Agency or three separate affidavits signed by residents who reside in separate dwellings in the vicinity of the animal(s), averring that a violation has occurred, the Animal Services Manager or designee shall have reasonable cause to determine that a violation of this Section has occurred. The affidavit shall contain a description of the incident, the date(s) and time(s) when the violation occurred, and if possible, a description of the animal.
- c) Property which is zoned for agricultural purposes shall be exempt from this subsection. F.S. § 828.27(7)

(Ord. No. 74-8, § 7, 10-29-74; Ord. No. 76-5, § 3, 2-17-76; SCC, § 4-15, 9-27-77; Ord. No. 93-12, § 6, 7-13-93)

### **Sec. 20.34. Injury, Damage or Destruction Caused By a Dog, Cat or Ferret.**

- a) It shall be unlawful for the owner or caretaker of a dog, cat or ferret, to permit, either intentionally or unintentionally, such animal to cause injury to a person(s). The owner or caretaker shall be liable in damages for all injury and property damage by such person or animal by reason therefore.
- b) It shall be unlawful for the owner or caretaker of a dog, cat or ferret, to permit, either intentionally or unintentionally, such animal to cause injury or destruction to another domestic animal, including livestock. The owner or caretaker shall be liable in damages for all injury and property damage by such person or animal by reason therefore.

- c) It shall be unlawful for the owner or caretaker of a dog, cat or ferret, to permit, either intentionally or unintentionally, such animal to cause damage to the property of another person(s). The owner or caretaker shall be liable in damages for all injury and property damage by such person or animal by reason therefore.

**Sec. 20.35. Odors.**

- a) It shall be unlawful for any animal owner or caretaker, either intentionally or unintentionally, to maintain any animal or the premises upon which the animal is maintained, in such a manner as to emit such offensive odors which disturb the comfort, peace or repose of any person residing in the vicinity.
- b) Property which is zoned for agricultural purposes shall be exempt from this subsection. F.S. § 823.14

**Sec. 20.36. Estrus Cycle.**

- a) The owner or caretaker of any female dog, cat or ferret, capable of reproduction, shall confine said animal during its estrus cycle in a manner which makes the animal inaccessible to a male animal, except for intentional breeding purposes.

(Ord. No. 74-8, § 8, 10-29-74; SCC, § 4-18, 9-27-77)

**Sec. 20.37. Use of a Fixed Point Restraining Device**

- a) A fixed-point restraining device shall not be used to confine a dog, cat or ferret outdoors between the hours of 9:00 a.m. and 5:00 p.m., except as provided in subsection f) below.
- b) -It shall be unlawful to• use a fixed-point restraining device to confine any dog, cat or ferret • under the age of 6 months old.
- c) Use of a fixed point restraining device shall be allowed only on the owner or caretaker's property. The device shall be placed in a location which keeps such animal confined exclusively to the owner or caretaker's property.

- d) When a fixed-point restraining device is used, it shall be proportional to the animal's size, weigh no more than one-eighth (1/8) of the animal's total body weight, and designed for use with the specific size of the animal and used in conjunction with an appropriate collar. Pinch, choke and/or pronged type collars shall not be used when restraining an animal.
- e) The fixed-point restraining device shall be a chain, cord, leash, cable, or similar device used to confine an animal and designed to be used for such purposes. The device shall be a minimum length of four (4) times the length of the animal's body, measured from the tip of the nose to the base of the tail or a minimum of four (4) feet, whichever is greater in length.
- f) Between 9 am and 5 pm, the temporary use of a fixed-point restraining device may be used to confine an animal onto the owner or caretaker's property under the following circumstances:
  - a. The duration shall not exceed 1 hour per day.
  - b. The animal shall be directly supervised and accompanied by the owner or caretaker while outside for the duration of the time the animal attached to the fixed-point restraining device.
- g) During times of severe weather the use of a fixed-point restraining device to secure an animal onto an owner or caretaker's property is strictly prohibited. This includes; but is not limited to, lightning storms, tornado warnings, hurricane warnings, heat index above 90 degrees Fahrenheit, temperatures below 32 degrees Fahrenheit.

**Sec. 20.38. Transporting Animals**

- a) No animal shall be transported by private or public means in the open bed of a vehicle unless the animal is:
  - i. Secured by a tethering system which prevents the animal from jumping out or reaching beyond the sides or back of the vehicle or
  - i. Housed in a container designed for that purpose, including provisions for adequate ventilation, food and water. The container shall have an open grill at one end, have a solid top and bottom and have a minimum of 15 percent of the total accumulated side and end area incorporated with an open grill for air circulation.
- b) No animal shall be transported in the cab of a vehicle unless safely confined to prevent the animal from jumping out or escaping.

- c) At no time shall any domestic animal, wildlife or livestock be transported in the trunk of a vehicle.

**Sec. 20.39. Animals unattended in a motor vehicle.**

- a) No animal shall be left unattended in a motor vehicle.
- b) A person who observes an animal left unattended in a motor vehicle, shall use whatever means are reasonably necessary to remove it from the vehicle as long as the person is
  - a. A law enforcement officer
  - b. An Animal Services Officer
  - c. A Public Safety Professional (e.g. a firefighter or paramedic)
- c) A person described in subsection (b) of this section shall not be held liable for any damages directly resulting from action taken under the provisions of subsection (b).
- d) - When an animal left unattended in a motor vehicle is removed as provided in subsection (b) and the owner or caretaker is not located immediately, notification shall be placed on the vehicle, informing the driver to contact Seminole County Animal Services.

**Sec.20.40. Requirements of Guard Dog Users**

- a) Any person who hires or uses a guard dog shall provide proper fencing or a secure enclosure sufficient to keep the guard dog from reaching through, over, digging or jumping out of the enclosure. The enclosure shall also contain proper shelter and protection from the weather. If a guard dog is confined to an area which does not allow for sufficient exercise; the guard dog shall be provided with minimum daily exercise consisting of either 30 minutes of leashed activity or 15 minutes of free activity, unless a veterinarian issues a written medical exception.
- b) At each appropriate location and entry point, and at 50 foot intervals along the perimeter of the enclosure, a sign shall be posted that includes the words "DANGER — GUARD DOG" or words of similar meaning and warning. The sign shall also include a picture of a dog baring its teeth which visually depicts the animal's aggressive nature.

- c) Each entry point shall be secured and locked. The main entrance, shall have a sign posted with the telephone number of the guard dog's trainer, handler, owner and/or caretaker in case of emergency.

#### **Sec.20.41. Artificial Coloring of Animal Prohibited**

- a) It shall be unlawful to dye or color artificially any animal or fowl, including but not limited to dog, cats, rabbits, baby chickens, and ducklings, or to bring any dyed or colored animal or fowl into Seminole County. F.S. § 828.161(1).

#### **Sec. 20.42. Disposal of dead animals.**

- 1) When any animal dies on public or private property, it shall be the responsibility of the owner or caretaker of said animal or the owner of said private property to remove and dispose of said animal immediately. Should the property owner not be aware of said animal's presence, the following procedures shall be followed:
  - a) When any dead animal is found on public property, the owner or caretaker of said animal, if known, shall remove and dispose of said animal upon notification by the Animal Services Manager or designee or any other law enforcement officer, so as not to constitute a nuisance. If the owner or caretaker of said animal should fail to do so within 24 hours, they shall be in violation of this section and subject to a civil penalty.
  - b) When any dead animal is found upon private property, the owner or caretaker of said animal, if known, Or the owner of said property shall remove and dispose of said animal upon notification by the Animal Services Manager or designee or any other law enforcement officer, so as not to constitute a nuisance. Should the owner or caretaker of said animal, if known, or the owner of said property fail to do so within 24 hours he or she will be in violation of this section and subject to a civil penalty.
  - c) Dead animals shall be disposed of by burying the remains a minimum of two (2) feet under the surface of the ground.
  - d) It shall be illegal to dispose of a dead animal by dumping or placing the carcass on any public road or right-of-way, or any public place where such carcass, can be devoured by beast or bird, or onto the private property of others.

(Ord. No. 74-8, § 28, 10-29-74; SCC, § 4-24, 9-27-77; Ord. No. 84-19, § 15, 3-13-84; Ord. No. 93-12, § 9, 7-13-93)

**Sec. 20.43. Impounding, disposing of and redeeming animals.**

- a) When any dog, cat, or ferret is found without identification, or when any animal is found in violation of any provision of this Chapter, said animal shall be impounded by the Animal Services Manager or designee or any other law enforcement officer and housed at the Animal Services Shelter and disposed Of as follows:
  - i. When a dog, cat, or ferret has no identification, the animal shall be confined by the Animal Services Manager or designee for five (5) days from the date the animal is impounded. At the expiration of said five (5) days, if no owner or caretaker has appeared to claim the animal, then it shall be deemed un-owned and disposed of accordingly.
  - ii. When a dog, cat, or ferret has identification or proof of ownership, the Animal Services Manager or designee shall notify the owner or caretaker by whatever means are available on the identification or proof of ownership. The animal shall be held for five (5) days from the date the attempt to contact the owner was made. At the expiration of the five (5) days, if no owner or caretaker has appeared to claim the animal, it shall be deemed un-owned and disposed of accordingly.
- b) Live animals shall not be disposed of to any medical school, college, university, person, firm, association or corporation, for experimentation or vivisection purposes, or to any person providing, selling, or supplying dogs and cats and other animals to any medical school, college, university, person, firm, association or,corporation for experimentation or vivisection purposes.
- c) Live animals which, at the discretion of the Animal Services Manager or designee or a, veterinarian, are ill or injured so seriously that medical treatment would needlessly prolong the animal's life, shall be humanely euthanized, provided that the animal has no identification or proof of ownership.
- d) Animals shall be released to owners or caretakers only upon presentation of the owner or caretaker's picture identification, proof of ownership and after proper inoculation, licensing, and payment of impounding fees and such other fees as shall be established by duly adopted resolution of the Board of County Commissioners.



- e) At the discretion of the Animal Services Manager or designee, animals may be made available for wadoption to the public, under conditions specified by the Animal Services Manager or designee. Those animals shall be adopted by an agreement in writing, to the conditions of adoption and payment of such fees as shall be established by duly adopted resolution of the Board of County Commissioners.
- f) At the discretion of the Animal Services Manager or designee, animals may be transferred to rescue groups, Societies s for the Prevention of Cruelty to Animals, Humane Societies, or similar 501(C) 3 non-profit animal welfare organizations, under conditions specified by the Animal Services Manager or designee.

(Ord. No. 74-8, § 23, 10-29-74; Ord. No. 76-13, § 4, 6-15-76; Ord. No. 80-45, § 1, 9-30-80; SCC, § 4-26, 9-27-77; Ord. No. 84-19, § 17, 3-13-84; Ord. Nd. 93-12, § 9, 7-13-93)

#### **Sec. 20.44. Animals Exempted From This Chapter.**

- a) The licensing provision of this Chapter shall apply to dogs, cats and ferrets, but shall not apply to greyhounds kept, maintained or brought into the County for the purpose of racing at licensed greyhound tracks; animals used as part of entertainment acts, nor shall said provisions apply to animals remaining in the County for a period of less than 30 days, provided, however, that nothing in this Section shall prohibit the demand for proof of vaccination done in another state, and failure to provide said proof upon demand shall require said animal to be vaccinated under the provisions of Seminole County Code Section 20.70 upon order of the Animal Services Manager or designee.
- b) During legally declared hunting seasons, as the same shall be designated from year to year by the Florida Fish and Wildlife Conservation Commission, hunting dogs shall be exempt from the terms of Seminole County Code Section 20.31 when engaged in a hunt or at-large as a result of a hunt. The burden of proof falls onto the owner or caretaker to prove the animal was on a legal hunt.

(Ord. No. 74-8, § 26, 10-29-74; SCC, § 4-27, 9-27-77; Ord. No. 84-19, § 18, 3-13-84; Ord. No. 93-12, § 9, 7-13-93)

#### **Sec. 20.4520.49. Reserved**

## **Article III. Dangerous Dogs**

### **Sec. 20.50. Procedure for declaring a dog dangerous.**

- a) A dangerous dog is defined by F.S. § 767.11, and shall include any dog which has been declared dangerous by another Animal Control Authority.
- b) In accordance with F.S. § 767.12 (1)(a), the Animal Services Manager or designee shall investigate reported incidents involving any dog that may be considered dangerous and shall, if possible, interview the owner and shall take an affidavit from any person who has knowledge of the incident, including any Animal Services Officer or law enforcement officer.
- c) Any dog subject to a dangerous dog investigation and impounded at the Animal Services Shelter, shall remain at the Animal Services Shelter at the owners expense, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification.
- d) Any dog subject to a dangerous dog investigation which is not impounded at the Animal Services Shelter shall be humanely and safely confined by the owner in a securely fenced or enclosed area, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification. The address where the animal resides shall be provided to the Animal Services Manager or designee. Failure to humanely and safely confine any dog subject to a dangerous dog investigation shall result in a citation and the dog being impounded by the Animal Services Manager or designee and kept at the Animal Services Shelter, at the owner's expense, pending the outcome of the investigation and resolution of any hearing related to the dangerous dog classification.
- e) After the investigation, the Animal Services Manager shall make an initial determination as to whether there is sufficient cause to classify the dog as dangerous. The initial determination shall include a recommendation to either have the dog humanely euthanized, or released to the owner and confined according to Seminole County Code Section 20.52.
- f) The Animal Services Manager shall provide written notification of the sufficient cause to classify the dog as dangerous to the owner, by registered mail, certified hand delivery, or service in conformance with the provisions of Florida Statutes Chapter 48 relating to service of process.
- g) The owner may appeal within 10 business days from the date after receipt of written notification of the sufficient cause finding the initial determination to classify the dog as

dangerous, by submitting a written request to the Animal Services Manager for a hearing before the Animal Services Board.

- h) If the owner does not appeal the initial determination and the Animal Services Manager recommends releasing the dog to the owner, the dog owner shall obtain a Certificate of Registration for a Dangerous Dog in conformance with Seminole County Code Section 20.52 within thirty (30) calendar days of the date after receipt of the written notification of the sufficient cause finding.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within thirty (30) calendar days and the dog is impounded at the Animal Services Shelter, the dog shall be considered abandoned and disposed of in a humane manner.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within this time period and the dog is not impounded at the Animal Services Shelter, the Animal Services Manager or designee shall impound the dog or obtain a pick-up order from a court of competent jurisdiction to impound the dog until the Animal Services Board holds a hearing for the purpose of determining the disposition of the dog.

- i) If the owner does not appeal the initial determination and the Animal Services Manager recommends euthanizing the dog, the dog shall be humanely euthanized on the eleventh (11) business day after the owner received notification of the sufficient cause to classify the dog as dangerous.
- j) The owner shall be responsible for payment of all applicable fees, as shall be established by duly adopted resolution of the Board of County Commissioners incurred while the dog was impounded at the Animal Services Shelter regardless of the final disposition of the dog.
- k) No dog which is the subject of a dangerous dog investigation shall be relocated or ownership transferred pending the outcome of an investigation or hearings related to the determination and final resolution of a dangerous dog classification.
- l) A dog shall not be deemed dangerous if the threat, injury, or damage was sustained by a person who, at the time, was unlawfully on the property or, while lawfully on the property, was tormenting, abusing, or assaulting the dog or its owner or a family member. No dog shall be declared dangerous if the dog was protecting or defending a human being within the immediate vicinity of the dog from an unjustified attack or assault.

### **Sec. 20.51. Procedure for dangerous dog hearing.**

- a) If the dog owner appeals the dangerous dog determination .of the Animal Services Manager pursuant to Seminole County Code Section 20.50, the Animal Services Board shall hold a hearing to determine if the dog should be deemed dangerous as determined by the Animal Services Manager. The hearing shall be held as soon as possible, but not more than twenty-one (21) calendar days and no sooner than five (5) calendar days after receipt of the request for a hearing from the owner.
- b) The dog owner shall be entitled to present evidence and testimony to the Animal Services Board during the hearing, call witnesses on his/her own behalf, testify on his/her own behalf, and cross-examine any witnesses called by the County or the Board during the hearing.
- c) The Animal Services Board shall hear and consider the evidence presented at said hearing and shall determine the following.
  - a. Whether or not the dog meets the statutory definition of a dangerous dog as incorporated in this Chapter. (F.S. § 167.11(1))
  - b. Whether or not the dog inflicted a "severe injury" or is responsible for the death to a human being. (F.S. § 767.11(3))
- d) A dog which is found by the Animal Services Board to meet the statutory definition of a dangerous dog and has caused a severe injury or is responsible for the death to a human, shall be classified as dangerous, held for ten (10) business days after the owner is given written notification of the Animal Services Board's order, and thereafter humanely euthanized in an expeditious manner.
- e) If the Animal Services Board determines a dog meets the statutory definition of a dangerous dog and has not inflicted a severe injury, the Animal Services Board shall enter an order that the dog either be humanely euthanized in an expeditious manner or be released upon conditions as defined in Seminole County Code Section 20.52.
- f) The owner of a dog which the Animal Services Board determines is dangerous and allows the dog to be released with the conditions defined in Seminole County Code Section 20.52, shall comply with all such requirements and obtain a valid Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days after receiving the order from the Animal Services Board.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days and the dog is impounded at the Animal Services Shelter, the dog shall be considered abandoned and humanely euthanized in an expeditious manner.

If the owner fails to obtain the Certificate of Registration for a Dangerous Dog within fourteen (14) calendar days and the dog is not impounded at the Animal Services Shelter, the Animal Services Manager or designee shall impound the dog or obtain a pick-up order from a court of competent jurisdiction to impound the dog until the Animal Services Board holds a hearing for the purpose of determining the disposition of the dog.

- g) All decisions of the Animal Services Board shall be final and subject to review only by a court of competent jurisdiction upon petition of the owner. F.S. § 767.12(1)(d).
- h) Any order which provides for the destruction of a dog shall include- a date before which the destruction of the dog shall not take place. The destruction of a dog may only be stayed pending court review by a court order, by the Animal Services Board or the Animal Services Manager or designee. The stay shall also be contingent on the owner to pay any outstanding balance for all impoundment and other fees, as shall be established by duly adopted resolution of the Board of County Commissioners, incurred to the date specified for the destruction of the dog.
- i) In the event the dog is being confined at the animal shelter pending review by a court of competent jurisdiction, advance payment all fees, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be collected which would accrue in the succeeding six month period. If court review should exceed six months, the owner shall be required to pay, at the expiration of the initial six month period, and every month thereafter, one month's fees, as shall be established by duly adopted resolution of the Board of County Commissioners, in advance. At the time the dog is released from the Animal Services Shelter by court order or destroyed, any excess fees shall be refunded .to the owner. The owner of said dog shall be responsible for all impoundment and other fees incurred regardless of the final determination of the Animal Services Board or the court. All fees associated with the dog shall be paid by the owner prior to release of the dog.

## **Sec. 20.52. Requirements to Obtain and Maintain a Valid Certificate of Registration for a Dangerous Dog**

- a) The owner of a dog classified as dangerous by the Animal Services Manager, the Animal Services Board, or which dangerous dog classification has been upheld upon appeal by a court



of competent jurisdiction, but has not been ordered to be euthanized, shall be required to maintain the dog in accordance with the requirements and conditions set forth in this section. These requirements and conditions shall be met within fourteen (14) calendar days after the owner receives the final, written determination classifying a dog as dangerous or within thirty (30) calendar days if the designation is uncontested by the owner.

- b) These requirements and conditions shall be reduced to writing in a Certificate of Registration for a Dangerous Dog which shall be executed by the Animal Services Manager or designee and the owner of the dog. All expenses incurred to comply with the Certificate of Registration for Dangerous dog shall be the owner's responsibility.
- c) The owner shall allow the Animal Services Manager or designee unannounced, periodic inspections of the location where the dog resides to insure compliance with the Certificate of Registration for a Dangerous Dog throughout the life of the dog. Failure to allow inspection shall be considered a violation of this Chapter and subject to Seminole County Code Section 20.53. Violation of the Certificate of Registration for a Dangerous Dog.
- d) The owner shall pay a one-time only initial fee plus an annual fee as shall be established by duly adopted resolution of the Board of County Commissioners to obtain a Certificate of Registration for Dangerous dog. The annual fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be owed on the anniversary date the Certificate of Registration for a Dangerous Dog was executed by the owner. Failure to pay the annual fee, as shall be established by duly adopted resolution of the Board of County Commissioners, by the anniversary date shall be considered a violation of this Chapter and subject to Seminole County Code Section 20.53, Violation of the Certificate of Registration for a Dangerous Dog.
- e) The Certificate of Registration for a Dangerous Dog shall remain in full force and effect throughout the life time of the dog.
- f) The dog shall be securely confined inside the owner's residence in a manner to prevent the dog
  - from escaping. When the owner or an adult household member are not present at home or
  - when a person other than the dog owner or an adult household member are present, the dog shall be confined in a cage or crate inside the home as described in subsection i) or secured outside in a pen as described in subsection ii)
- i) The cage or crate shall be constructed of a nonabsorbent porous material with a minimum of four (4) sides, a top and bottom. The floors shall be made of either solid construction or woven or wire mesh construction or any combination thereof. Cages and crates having woven or wire mesh floors may be used to confine the dog provided

that the spaces between the wire mesh or weave are smaller than the pads of the feet of the dog confined therein. Cages and crates having wire construction shall be constructed of wire which is of sufficient thickness so as to preclude injury to the dog confined therein.

Cages and crates shall be of sufficient height to permit the dog confined therein to stand, turn and lie down flat. They shall also be of sufficient size to contain therein separate food and water containers. No cages or crates shall be enclosed entirely by solid walls. Stacked cages and crates shall have a solid floor. The cage or crate door shall have a lock that is constructed in such a manner to secure the dog within the crate, to prevent the dog from escaping and to prevent opening the crate by an unauthorized person.

The cage or crate shall be inspected by the Animal Services Manager or designee prior to the issuance of the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.

- ii) The dog shall be housed in a secure enclosure constructed on the owner's property according to the following specifications. The enclosure shall consist of a solid floor to prevent the dog from digging out and shall be no less than four (4) feet by eight (8) feet (32 square feet). The sides shall consist of chain link, or similar material approved by the Animal Services Manager, and at least six (6) feet in height. The top shall be enclosed and provide adequate shade and protection from the weather. The structure shall have secure sides and a secure top to prevent the dog from being able to move the structure and prevent the dog from escaping over, under or through the structure.

The gate or door to the enclosure shall be lockable and remain locked when the dog is penned and shall be suitable to prevent the entry of young children and designed to prevent the dog from escaping.

The enclosure shall be inspected by the Animal Services Manager or designee prior to the issuance of the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.

- g) The dog shall not be let outside the residence or pen unless the dog is muzzled and restrained by an adequate restraining device no longer than six (6) feet in length and under direct control of the owner or household member who is over the age of eighteen (18). The muzzle shall be made in a manner that shall not cause injury to the dog or interfere with its vision or respiration but shall prevent it from being able to bite any person or animal. The muzzle shall be worn at all times while the dog is off of the owner's property.

- h) The owner, caretaker, or a household member who is over the age of eighteen (18) may



exercise the dog without a leash or muzzle on his/her private property if the area is completely  
28



enclosed by a secure fence which is at least six (6) feet high and is locked. The owner, caretaker, or any household member over the age of eighteen (18) years of age shall remain within the enclosed area with the dog and keep the dog within sight at all times. Only the owner, caretaker or members of the owner's immediate household over the age of eighteen (18) shall allowed in the enclosed area when the dog is being exercised without a leash and/or muzzle.

i) The premises at which the dog is located shall be posted with a clearly visible warning sign at all entry points, which informs both children and adults of the presence of a dangerous dog on the property. The sign shall include the words "Dangerous Dog" and have a picture depicting a dog baring its teeth in an aggressive manners

j) Rabies Vaccination:

a) The dog shall have and maintain a current rabies vaccination at the owner's expense.

k) Seminole County Pet License:

a) The dog shall have and maintain a current Seminole County Pet License at the owner's expense.

l) Pet Identification Microchip:

a) The dog shall have a Pet Identification Microchip implanted at the owner's expense and the number recorded with the Animal Services Manager.

b) Alternate means of identifications such as, but is not limited to, tattoos, ID tags, ear or tail cropping shall not be accepted.

m) Spay or Neuter Required

a) The dog shall be Spayed or Neutered at the owner's expense rendering the dog unable to reproduce.

b) If the dog is impounded at the animal services shelter and is capable of reproduction, the dog shall be spayed or neutered at the owner's expense, prior to the dog being released.

c) If the dog is not impounded at the Animal Services Shelter and is capable of reproduction, the owner shall have the dog spayed or neutered to comply with the requirements of the Certificate of Registration for a Dangerous Dog.

n) Transporting the dog:

- a) When being transported, the owner shall insure the dog is muzzled and is safely and securely restrained within an enclosed motor vehicle or a fully enclosed trailer with adequate ventilation.
  - b) No dangerous dog shall be transported by private or public means in an open vehicle, open bed of a truck or open trailer, unless housed in a container designed for that purpose.
  - c) The cage or crate shall include provisions for adequate ventilation, food and water.
  - d) The cage or crate shall have an open grill at one end, have a solid top and bottom and a minimum of 15 percent of the total accumulated side and end area shall incorporate an open grill for air circulation.
- o) If the property where the dog shall be housed is rental property, an affidavit from the property owner shall be required. The following information shall be contained within the affidavit:
- a) The property owner's name
  - b) The property owner's address
  - c) The property owner's contact numbers
  - d) An acknowledgement from the Property Owner a "Dangerous Dog" is being housed on his/her property.
  - e) The address of the rental property where the dog shall be housed
- The name of the tenant and/or dog owner
- g) The description and name of the dog
  - h) The microchip number of the dog
- p) The owner of a dangerous dog shall immediately notify the Seminole County Animal Services Manager if the dog:
- a) Is at large.
  - b) Bites a human being or attacks another animal.
  - c) When the dog is deceased, the remains of the dog shall be presented to, and identified by, the Animal Services Manager, or designee, to confirm the dog matches the description and microchip number of official records.

- d) When any condition or circumstance occurs which violates the Certificate of Registration for a Dangerous Dog.
- q) Moving a dangerous dog to another residence or location.
  - a) A dog being moved to another residence or location within Seminole County, without a transfer of ownership:
    - i) The owner shall provide the address of the new residence or location to the Animal Services Manager, forty-eight (48) hours prior to the dog being moved.
    - ii) The dog owner shall meet the same requirements and conditions to obtain a Certificate of Registration for a Dangerous Dog within fourteen (14) days from the time the dog is moved to the new location.
    - iii) The new residence or location shall be inspected by the Animal Services Manager or designee to ensure compliance with the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the dog owner to contact the Animal Services Manager to arrange for the inspection.
  - b) A dog being moved to another residence or location outside of Seminole County, without a transfer of ownership:
    - i) The owner shall provide the address of the new residence or location to the Animal Services Manager, forty-eight (48) hours prior to the dog being moved.
    - ii) The owner shall be required to register the dog with the local Animal Control Authority or similar organization, within forty-eight (48) hours prior to moving the dog to that location.
  - c) A dog being moved to another residence or location located within Seminole County, with a transfer of ownership:
    - i) The original dog owner shall provide the name, address and contact numbers of the new owner to the Animal Services Manager, forty-eight (48) hours prior to the transfer of ownership of the dog.
    - ii) The new owner shall meet the same requirements and conditions to obtain a Certificate of Registration for a Dangerous Dog within fourteen (14) days of the dog being moved to the new location.
    - iii) The new location shall be inspected by the Animal Services Manager or designee to comply with the Certificate of Registration for a Dangerous Dog. It shall be the sole responsibility of the new dog owner to contact the Animal Services Manager to arrange for the inspection.

- iv) The new owner shall be subject to all fees, as shall be established by duly adopted resolution of the Board of County Commissioners,, requirements and conditions listed in this section.
- d) A dog being moved to another residence or location located outside of Seminole County, with a transfer of ownership:
  - i) The original dog owner shall provide the name, address and contact numbers of the new owner to the Animal Services Manager, forty-eight (48) hours prior to the transfer of ownership of the dog.
  - ii) The new owner shall be required to register the dog with the local Animal Control Authority or similar organization forty-eight (48) hours prior to moving the dog to that location.
- r) Dogs declared Dangerous by an 'Animal Control Authority outside of Seminole County that are brought into Seminole County
  - a) A dog which has been declared Dangerous by an Animal Control Authority other than Seminole County, shall register the dog with the Animal Services Manager within forty-eight (48) hours of bringing the dog into Seminole County.
  - b) Within fourteen (14) calendar days of moving into Seminole County, the owner of a dog which has been declared dangerous by an Animal Control Authority other than Seminole County shall be required to maintain and possess a valid Certificate of Registration for a Dangerous Dog in compliance with this section.
  - c) The owner shall be subject to all fees, as shall be established by duly adopted resolution of the Board of County Commissioners,, requirements and conditions listed in this section.

### **Sec. 20.53. Violation of the Certificate of Registration for a Dangerous Dog**

- a) The Animal Services Manager or designee shall inspect from time to time but not less than one (1) time per calendar year, the means used to confine the dog and the property on which the dog is being housed to ensure the owner is abiding by the conditions and requirements in accordance with the Certificate of Registration for a Dangerous Dog.

- b) As a condition of the Certificate of Registration for a Dangerous Dog, the Animal Services Manager or designee shall make such random and unannounced inspection to ensure the means used to confine the dog, and the property on which the dog is being housed, are compliant with the conditions and requirements in accordance with the Certificate of Registration for a Dangerous Dog.
- c) The owner of a dog which has been declared dangerous by the Animal Services Manager, Animal Services Board or another jurisdiction is found to have violated any condition of the Certificate of Registration for a Dangerous Dog, shall surrender the dog to the Animal Services Manager or designee and the dog shall be housed at the Animal Services Shelter. If the owner fails to surrender such dog, the Animal Services Manager or designee shall obtain a pick up order from a court of competent jurisdiction and impound the dog at the owner's expense.
- d) The owner shall be given written notification a violation has occurred and the dog shall be humanely euthanized in not less than ten (10) business days after the owner receives such written notification. The owner may file a written appeal to the Animal Services Manager within ten (10) business days from the date after receipt of the written notification, requesting a hearing before the Animal Services Board to determine if a violation has occurred and the disposition of the dog.

## **Sec. 20.54. Violation Hearing for a Dangerous Dog**

### 1) Violation Hearing

- a) When an owner appeals the Animal Services Manager's notification that a violation has occurred, the Animal Services Board shall hold a hearing not more than twenty-one (21) calendar days and no sooner than five (5) calendar days after receipt of the request for a hearing from the owner, to determine if a violation of the Certificate of Registration for a Dangerous Dog has occurred and determine the disposition of the dog.
- b) The dog owner shall be entitled to present evidence and testimony to the Animal Services Board during the hearing, call witnesses on his/her own behalf, testify on his/her own behalf, and cross-examine any witnesses called by the County or the Board during the Hearing.
- c) The Animal Services Board shall hear and consider the evidence presented at said hearing and shall determine if the dog owner violated any condition or requirement of the Certificate of Registration for a Dangerous Dog. If so, the Animal Services Board shall determine if the dog shall be humanely euthanized or returned to the owner.
- d) If the dog is returned to the owner, any additional violation of this section shall result in the Animal Services Manager impounding the dog at the Animal Services Shelter and the dog

shall be humanely euthanized in an expeditious manner. If the owner fails to surrender such dog, the Animal Services Manager or designee shall obtain a pick up order from a court of competent jurisdiction and impound the dog.

- e) The owner may request a public hearing before the Animal Control Board as provided under Section 20.53 Seminole County Code. The Animal Control Board shall hold a hearing to determine if a subsequent violation of the Certificate of Registration for a Dangerous Dog has occurred, and if so, the dog shall be humanely euthanized in an expeditious manner.

## **Sec. 20.55. Fees associated with the Certificate of Registration for a Dangerous Dog**

### 1) Initial Registration Fee

- a) The initial registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be charged to cover any expense incurred by the Animal Services Division, pursuant to determining the dog dangerous.
- b) Any subsequent owner of a dangerous dog shall also be subject to an initial registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners,

### 2) Certificate of Registration Fee

- a) A Certificate of Registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, will be charged at the time of registration and shall be renewed every year thereafter for the life of the dog. This fee, as shall be established by duly adopted resolution of the Board of County Commissioners, shall be separate from the initial registration of a dangerous dog.
- b) Any subsequent owner of a dangerous dog shall be subject to the Certificate of Registration fee, as shall be established by duly adopted resolution of the Board of County Commissioners, and shall be charged and renewed every year thereafter for the life of the dog.

## **Sec. 20.5620.59. Reserved**



## **Article IV. Quarantine of animals**

**Information in this Article was taken from the Rabies Compendium which is published by the Florida Division of Environmental Health.**

### **Sec. 20.60. Reporting animal bites.**

- 1) It shall be the duty of every attending practitioner licensed to practice medicine, osteopathic medicine, or veterinary medicine or any other person knowing of or in attendance on a case to promptly report to the Seminole County Health Department or Seminole County Animal Services, their designee, every instance in which a person is bitten by a rabies susceptible animal.

(Ord. No. 74-9, § 25, 10-29-74; SCC, § 4-22, 9-27-77; Ord. No. 84-19, § 13, 3.43-84; Ord. No. 93-12, § 9, 7-13-93)

### **Sec.20.61. Quarantine of Animals Which Have Bitten a Human**

- 1) Dogs, cats and ferrets involved in biting incidents of humans, regardless of their vaccination status, shall be impounded alive, if possible, and quarantined for a period of 10 days. The observation period shall begin from the time of the bite for a 10-day period. If the Animal Services Manager or designee determines confinement of the animal is not possible or practical, the animal shall be humanely euthanized and submitted for rabies testing.
- 2) Vaccinated Animal - If the animal has a current rabies vaccination, it may be isolated and observed at home provided:
  - i. The Animal Services Manager, or designee, certifies the adequacy of the isolation site.
  - ii. The owner signs a confinement responsibility form.
  - iii. There is no record of noncompliance with animal services regulations.
  - iv. The Animal Services Manager or designee may require the animal to be quarantined at the Animal Services Shelter or a Veterinary Hospital located in Seminole County, at the owner's expense.
- a) It is the owner's responsibility to immediately report to the Animal Services Manager, any unusual behavior indicative of rabies, or the death of the animal, during the isolation period.
- b) If at any time during the quarantine process the animal shows signs of rabies, the Animal Services Manager shall be notified immediately and the animal shall be humanely euthanized and properly prepared for testing. The specimen shall immediately be submitted to the nearest Florida Health Department Diagnostic Laboratory for rabies testing. The Animal Services

Manager, or designee, shall immediately notify the exposed individual if the animal tests positive for rabies.

- c) When the animal is not quarantined at home, it shall be held at the Animal Services Shelter or a Veterinary Hospital located in Seminole County.

3) Unvaccinated Animal - If the animal is unvaccinated,

- a) The 10-day observation shall be held at the Animal Services Shelter or at a licensed veterinary clinic located in Seminole County, at the owner's expense.

- b) The animal may be isolated and observed at home at the discretion of the Animal Services Manager, or designee provided:

- i. The Animal Services Manager, or designee, certifies the adequacy of the isolation site.

- ii. The owner signs a quarantine responsibility form.

- iii. There are no records of noncompliance with the AniMal Services regulations.

- c) If at any time during the quarantine process the animal shows signs of rabies, the Animal Services Manager shall be notified immediately and the animal shall be humanely euthanized and properly prepared for testing. The specimen shall immediately be submitted to the nearest Florida Health Department Diagnostic Laboratory for rabies testing. The Animal Services Manager, or designee, shall immediately notify the exposed individual if the animal tests positive for rabies.

- d) The animal shall be vaccinated against rabies at the owner's expense by a veterinarian following termination of the observation period.

4) Livestock: When livestock, other than horses, are involved in a biting incident or other possible exposure of an individual to rabies, they shall be evaluated on an individual basis at the discretion of the Animal Services Manager, to determine the need for rabies testing or quarantine process.

5) Horses: Incidents involving horses biting humans, the horse shall be placed on a 14-day isolation and observation period.

- a) The horse shall be isolated on the owner or caretaker's premises, in a stable or securely fenced pasture that is isolated from humans and other animals and that has been inspected and approved by the Animal Services Manager or designee.

- b) The horse shall remain under the control of the owner or caretaker or of a responsible individual designated by the owner or caretaker, who will stay on the premises or visit daily during the 14 days to observe the horse.

- c) If, at any time during the observation period, the owner or caretaker or designee notices unusual behavior in the horse, the Animal Services Manager shall be notified immediately. If the horse is showing signs of rabies, the horse shall be humanely euthanized immediately and the specimen shall be submitted for rabies testing.
- d) Unimmunized horses placed under observation shall be vaccinated upon release.
  - i. If a horse that bites a human is exhibiting altered behavior or has no owner or caretaker or the owner or caretaker is not interested in preserving the animal's life, the horse shall be humanely euthanized and submitted for rabies testing.
  - ii. If the Animal Services Manager determines that the owner or caretaker is unwilling or unable to comply with the requirements for placing the animal under observation, the horse shall be humanely euthanized and submitted for rabies testing.
- 6) Wildlife: The time with which the rabies virus is excreted in the saliva of wild carnivores (e.g., raccoons, foxes, and skunks) and bats is not known. Therefore, any bite that occurs and the animal can be caught and identified; it shall be humanely euthanized and submitted for rabies testing. If the wild carnivores cannot be caught, the individual(s) bitten shall be referred to the Health Department.
- 7) Hybrid Animals: Due to the lack of a licensed vaccine, any hybrid animal which inflicts a bite shall be humanely euthanized and submitted for rabies testing. The specimen shall immediately be submitted to the nearest Florida Health Department Diagnostic Laboratory for rabies testing.
- 8) Termination of Observation Period - Animals can be released from the observation period status only upon approval of the Animal Services Manager or designee. The Animal Services Manager, or designee, will notify the exposed individual and the animal owner or caretaker of such release and complete the Animal Bite Report.

## **Sec.20.62. Rabid Animal Exposes Another Animal.**

- 1) Rabid Animal Exposes a Vaccinated Animal.
  - a) Currently vaccinated animals exposed to a known or suspected rabid animal shall be revaccinated immediately by a veterinarian and quarantined for 45 days in a place approved by the Animal Services Manager, or designee, or euthanized if the pet owner or caretaker elects.
  - b) It is the owner or caretaker's responsibility to produce documentation of current rabies vaccination by a veterinarian. In the absence of proof, the animal shall be considered unvaccinated. Owner-administered vaccinations are not acceptable as valid.

- c) Animal Services shall check on the health of the animal periodically and without prior arrangement with the owner or caretaker, to ensure the animal is healthy and is being housed according to the confinement responsibility form.
- d) Currently vaccinated livestock shall be confined and quarantined from other animals and observed for a period of 45 days.

2) Rabid Animal Exposes an Unvaccinated Animal.

- a) Any animal not currently vaccinated which is exposed to a known or suspected rabid animal shall be euthanized or, if the owner or caretaker desires, placed under rabies quarantine for six months (at the owner or caretaker's expense) in a place approved by the Animal Services Manager. The animal shall be quarantined away from other animals and the owner or caretaker shall limit the amount of contact to just the owner or caretaker, or a single designee. The animal shall be vaccinated upon entry into isolation or 30 days before being released from quarantine.
- b) At a minimum, the Animal Services Manager, or designee shall inspect the animal on a weekly basis for eight weeks, then monthly, unless the animal exhibits signs or symptoms of rabies.
- c) Place of quarantine may include the owner or caretaker's home, if facilities are approved by the Animal Services Manager and owner or caretaker cooperation is such that secondary exposures are unlikely.
- d) If the animal is killed or dies within the quarantine period and there is a potential for human exposure, the animal shall be submitted for rabies testing to the nearest Florida Health Department Diagnostic Laboratory.
- e) Livestock known to have been bitten by a rabid animal shall be euthanized, or if the owner or caretaker is unwilling to have this done and if approved by the Animal Services Manager, the animal shall be quarantined from other animals and have limited contact with people for a period of six months.

Sec 20.63-20.69. Reserved



## **Article V. Rabies Vaccination**

### **Sec. 20.70. Vaccination required**

- a) It shall be unlawful for the owner or caretaker of a dog, cat, or ferret, for which a vaccine is available, to fail to have the animal vaccinated against rabies by a veterinarian.
- b) Evidence of the rabies vaccination shall consist of a Rabies Vaccination Certificate signed by the veterinarian administering the vaccine. The certificate shall show the date and type of vaccination, the name and address of the owner, the year and serial number of the animal's rabies vaccination and the tag number, the name, breed, age, color, sex and altered status of the animal, and any other pertinent data for proper identification of the animal. One copy of the certificate shall be given to the owner or caretaker, one copy filed with the Animal Services Division by the veterinarian, and one copy retained by the veterinarian administering the vaccine.
- c) No animal need be vaccinated for rabies where a veterinarian has examined the animal and certified a vaccination would endanger said animal's health at that time because of its age, infirmity, debility, or other physiological consideration, and such certificate is presented to the enforcing agency within five days of such examination; provided that such certificate shall not be valid for more than 12 months from the date of issuance.
- d) All animals shall be vaccinated with a rabies vaccine which has been licensed by the U. S. Department of Agriculture.
- e) All animals shall be revaccinated twelve (12) months after the initial rabies vaccination, regardless of the length of immunity period of the initial vaccine. Thereafter, the interval between vaccinations will conform to the manufacturer's direction, either one (1) or three (3) years except for instances involving post exposure treatments of rabies.
- f) Animals NOT meeting the definition of "currently vaccinated" include
  - i. A dog, cat or ferret whose first vaccination was given within the last thirty (30) days.
  - ii. A dog, cat or ferret whose vaccination has expired.
  - iii. A dog or cat over the age of two (2) years given a three (3) year vaccine at less than one (1) year of age and not boosted one (1) year later.
  - iv. A dog, cat or ferret vaccinated by anyone other than a veterinarian.

(Ord. No. 74-8, § 13, 10-29-74; SCC, § 4-39, 9-27-77; Ord. No. 84-19, § 19, 3-13-84)

**Sec. 20.71. Seminole County Pet License Required**

- a) Every person owning, keeping, harboring or controlling a dog, cat, or ferret within the County, or bringing an aforementioned animal into the County for more than thirty (30) days, shall within thirty (30) days of bringing such animal into Seminole County, register said animal with the Animal Services Division and obtain a Seminole County Pet License.
- b) After obtaining a Seminole County Pet License, the owner or caretaker shall receive a Seminole County Pet License Tag with a unique number specific to the animal being licensed.

(Ord. No. 74-8, § 14, 10-29-74; SCC, § 4-40, 9-27-77; Ord, No. 84-19, § 20, 3-13-84)

**Sec. 20.72. Prerequisites for a Seminole County Pet License**

- a) As a prerequisite to the issuance of a Seminole County Pet License, the Animal Services Manager shall require satisfactory proof that such dog, cat, or ferret has been inoculated against rabies by a veterinarian.
- b) The rabies vaccination certificate issued by a veterinarian shall be accepted as conclusive evidence to the fact and date of such inoculation or a certificate from a veterinarian certifying that inoculation for rabies would endanger the health of the particular dog, cat, or ferret as provided by Section 20.70 Seminole County Code shall be accepted.

(Ord. No. 74-8, § 15, 10-29-74; SCC, § 4-41, 9-27-77; Ord. No. 84-19, § 21, 3-13-84)

**Sec. 20.73. Duration of the Seminole County Pet License Tag**

- a) Upon receipt of a current rabies vaccination certificate issued by a veterinarian and payment of all required fees, as shall be established by duly adopted resolution of the Board of County Commissioners, a Seminole County Pet License Tag shall be issued with a unique number specific to the animal being licensed.

- b) The Seminole County Pet License shall be obtained on the same day, or within ten (10) days, from the date documented on the rabies vaccination certificate as the date the rabies vaccination was administered.
- c) A license shall be valid for twelve (12) months, starting with the date the rabies vaccination was administered or the anniversary date on which the vaccination was administered with a three (3) year rabies vaccination.
- d) In such cases a veterinarian chooses to administer a three. (3) year rabies vaccination (see sect 20.70.(e). Seminole County Code for requirements) the animal owner or caretaker shall be required to obtain an annual Seminole County Pet License with the anniversary date being the day the vaccination was administered.

(Ord. No. 74-8, § 16, 10-29-74; SCC, § 4-42, 9-27-77; Ord. No. 84-19, § 21, 3-13-84)

**Sec. 20.74. Cost of a Seminole County Pet License**

- a) A Seminole County Pet License for any animal shall be issued after payment of the Seminole County Pet License fee as shall be established by duly adopted resolution of the Board of County Commissioners.
- b) If such a tag is lost or damaged, the owner or caretaker shall secure a duplicate by payment of such fee as shall be established by duly adopted resolution of the Board of County Commissioners.

(Ord. No. 74-8, § 17, 10-29-74; SCC, § 4-43, 9-27-77; Ord. No. 84-19, § 22, 3-13-84; Ord. No. 86-1, 2, 1-7-86; Ord. No. 93-12, § 13, 7-13-93)

**Sec. 20.75. Information on a Seminole County Pet License Tag**

- a) All Seminole County Pet License tags shall have a unique number and show the year the tag was issued.

(SCC, § 4-44, 9-27-77)

**Sec. 20.76. Animal to Wear Seminole County Pet License Tag**



- a) The required Seminole County Pet License tag shall be worn by all dogs, cats, and ferrets at all times, unless a veterinarian or the Animal Services Manager shall certify the wearing of the tag is impossible, impractical or dangerous to the particular animal.

(SCC, § 4-45, 9-27-77; Ord. No. 84-19, § 23, 3-13-84)

**Secs. 20.77-20.79. Reserved.**

## **Article VI. Commercial Kennel License**

### **Sec. 20.80. Commercial kennels**

- a) A commercial kennel is defined as any premises, operation, or business used for commercial boarding; any premises, operation, or business used for breeding and/or rearing of greater than 2 litters of dogs and/or cats per year; any premises, operation, or business used for buying and/or selling greater than 20 dogs and/or cats per year.
- b) Exemptions shall include animal hospitals unconnected with boarding and licensed grooming facilities unconnected with boarding.

### **Sec. 20.81. Commercial license required**

- a) It shall be unlawful for any person owning or operating a commercial kennel within the County to fail to register said kennel with the Animal Services Manager and obtain a license.
- b) Organizations such as rescue groups, Societies for the Prevention of Cruelty to Animals, Humane Societies or similar 501(C)3 non-profit animal welfare organizations are exempt from this Section, but may choose to be inspected annually and obtain a commercial kennel license at no cost to the organization.

(Ord. No. 74-8, § 18, 10-29-74; SCC, § 4-58, 9-27-77, Ord. No. 84-19, § 25, 3-13-84)

### **Sec. 20.82. Cost of license; issuance generally**

- a) Licenses for commercial kennels shall be issued after payment of such license fee as shall be established by duly adopted resolution of the Board of County Commissioners and upon satisfactory inspection by the Animal Services Manager or designee. If the license is not secured within sixty (60) days after the kennel becomes subject to these licensing provisions, or within sixty (60) days after the expiration date of the prior licensing period, such penalty fee as shall be established by duly adopted resolution of the Board of County Commissioners and shall be added to the cost of the license.
- b) The fee, as shall be established by duly adopted resolution of the Board of County Commissioners, for any license issued to a kennel first becoming subject to the licensing provisions after March 31<sup>st</sup> of any calendar year shall be one-half of the full fee, as shall be established by duly adopted resolution of the Board of County Commissioners, for that year.

- c) If a license is lost or damaged, the kennel shall secure a duplicate by making payment of such fee as shall be established by duly adopted resolution of the Board of County Commissioners.

(SCC, § 4-59, 9-27-77)

### **Sec. 20.83. Duration of license**

- a) A license for commercial kennels shall be issued for each fiscal year beginning October first and ending September thirtieth upon a payment of the proper fee, as shall be established by duly adopted resolution of the Board of County Commissioners,.

(Ord. No. 74-8, § 20, 10-29-74; SCC, § 4-60, 9-27-77)

### **Sec. 20.84. Contents of license**

- a) All licenses for commercial kennels shall have a unique number and show their expiration date.

(SCC, § 4-61, 9-27-77)

### **Sec. 20.85. Display and inspection of license**

- a) The license required by this Section shall be prominently displayed in the kennel's premises and be readily available for public inspection.

(SCC, § 4-62, 9-27-77)

### **Sec.20.86. Temporary Commercial License**

- a) All new businesses subject to licensing as a commercial kennel shall purchase a commercial kennel license pending the business opening to the public. Thirty (30) days prior to opening, the commercial kennel may be issued a temporary commercial kennel license.
- b) The purpose of a temporary license shall be to fulfill a requirement imposed on the kennel by another licensing authority and said requirement being contingent on first having a commercial kennel license.

- c) A temporary license for a commercial kennel shall be issued after payment of such license fee as shall be established by duly adopted resolution of the Board of County Commissioners.
- d) A temporary kennel license shall not be numbered.
- e) A temporary kennel license shall state the kennel has not been inspected for compliance with the Code.
- f) A temporary kennel license shall show an expiration date that is thirty (30) calendar days after issuance of the license and the license shall be invalid on the expiration date.
- g) A business holding a valid temporary license shall be required to notify the Animal Services Manager or designee within ten (10) calendar days of opening to the public for the purposes of an unannounced inspection of the facility within seven (7) business days.

**Sec. 20.87. Violation of the Requirements to Maintain a Kennel License.**

- a) Every person owning and operating a commercial kennel within the County shall properly feed and care for all animals in their possession as defined in Sec. 20.90- 20.93 Seminole County Code. The premises of said kennel shall be periodically inspected during reasonable business hours by the Animal Services Manager or designee who shall issue a notice of violation if any kennel is found in violation of any requirement of this Section. Said premises found in violation shall be re-inspected within a specified number of days as established by the Animal Services Manager or designee after issuance of said notice of violation to allow the kennel owner to make necessary repairs and/or to correct the violation.
- b) The failure to correct a violation after notice shall be unlawful and the Animal Services Manager or designee may choose to close the kennel and revoke its license and/or file a complaint with the State Attorney's Office. No new license shall be issued to the owners of the kennel for a period of three years, unless found not guilty on all charges filed by the State Attorney.

(Ord. No. 74-8, § 19, 10-29-74; SCC, § 4-63, 9-27-77; Ord. No. 84-19, § 26, 3-13-84)

**Sec. 20.88. Noncommercial kennels**

- a) A noncommercial kennel is defined as any premises used primarily as the domicile of an animal owner or caretaker, on which premises said owner or caretaker breeds, intentionally or unintentionally, dogs and/or cats and does not produce greater than 2 litters of dogs and/or cats

per year, or does not buy and/or sell greater than 20 dogs and/or cats per year and said premises are not used for any type of animal boarding.

- b) Noncommercial kennels shall be exempt from the licensing requirements of this Section; provided, it shall be unlawful for the owner or operator of any noncommercial kennel to allow said kennel to become a nuisance or to emit such offensive odor or noises as shall disrupt the comfort, peace, quiet or repose of any person residing in the vicinity.

(Ord. No. 74-8; § 22, 10-29-74; SCC; § 4-64, 9-27-77)

Secs. 20.89. Reserved.

### **Sec. 20.90. Care and Housing of Animals.**

- a) Every person, within the County of Seminole, who owns, conducts, manages or operates any animal establishment for which a kennel license is required by this Section, shall comply with the following Sections, if applicable.

(Ord. No. 84-19, § 27, 3-13-84)

### **Sec. 20.91. Housing**

- a) Housing for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from injury, to contain, and to restrict the entrance of other animals.
- b) Bedding utilized shall be clean and dry. All animal housing facilities, cages, crates, kennels, shipping containers, and runs shall be of sufficient size to provide adequate and proper accommodations and protection from the weather for the animals kept within.
- c) Cages and Crates. All cages and crates shall be constructed of a nonabsorbent porous material. All cages and crates shall have floors of either solid construction or woven or wire mesh construction or any combination thereof. Cages and crates having woven or wire mesh floors may be used to confine animals provided that the spaces between the wire mesh or weave are smaller than the pads of the feet of the animals confined therein. Cages and crates having wire construction shall be constructed of wire which is of sufficient thickness so as to preclude injury to the animals confined therein. Cages and crates shall be of sufficient height to permit every animal confined therein to stand, turn and lie down flat. Cages and crates shall be of

sufficient size to contain therein separate food and water containers. No cages or crates shall be enclosed entirely by solid walls. Stacked cages and crates shall have solid floors.

- d) Separation of animals by Species. Animals of different species shall not be confined or displayed in the same cage or crate. Animals shall not be quartered together or so near each other as to cause injury, fear or torment. If two or more animals of the same species are so trained or inclined by nature that they can be placed together and do not attack each other or perform or attempt any hostile act to the others, such animals shall not be required to be kept in separate runs or accommodations or otherwise segregated.
- e) Ventilation. Indoor housing facilities for animals shall be sufficiently ventilated at all times when animals are present to provide for their health and well being, and to minimize odors, drafts, ammonia levels, and moisture condensation. Ventilation shall be provided by windows, vents, fans, or air conditioning. Auxiliary ventilation, such as fans, blowers, or air conditioning shall be provided when the ambient temperature is 85 degrees F (29.5 degrees C) or higher. The relative humidity shall be maintained at a level that ensures the health and well being of the animals housed therein.
- f) Lighting. Indoor housing facilities for animals shall be lighted well enough to permit routine inspection and cleaning of the facility, and observation of the animals. Animal areas shall be provided a regular daily lighting cycle of either natural or artificial light. Lighting shall be uniformly diffused throughout animal facilities and provide sufficient illumination to aid in maintaining good housekeeping practices, adequate cleaning, adequate inspection of animals, and for the well being of the animals. Primary enclosures shall be placed so as to protect animals from excessive light.
- g), Heating, cooling and temperature. The enclosed area of the sheltered housing facilities for animals shall be sufficiently heated and cooled when necessary to protect the animals from temperature or humidity extremes and to provide for their health and well being.
- h) Whenever an animal is left unattended at a commercial animal facility, the name and telephone number of the person responsible for the care of the animals shall be posted in a conspicuous place at the front of the property, visible from outside the facility.

(Ord. No. 84-19, § 27, 3-13-84)

## **Sec. 20.92. Standards for care.**

- a) Every licensed facility shall keep a record of the deaths of animals under its control for ten (10) years. Such record shall state the species of the deceased animal, the date the animal died and the cause of death. These records shall be open to inspection by the Animal Services Manager or designee.
- b) Disease or illness. Any animal which exhibits symptoms of disease or illness shall be placed in a quarantined area away from other healthy animals. No animal which is known to have, or suspected of having, a disease contagious or communicable to humans shall be exposed to or offered for sale, to the public.
- c) Potable Water. Potable water shall be continuously available to all animals and replaced whenever necessary during each day, including Sundays and Holidays.
- d) Feeding. All animals shall be fed at least once in a 24-hour period, including Sundays and Holidays. The type of food provided shall be appropriate for each particular species and shall be of sufficient nutritive content for the health and well-being of the species.
- e) Sanitation. All areas of confinement, display and sales and storage areas shall be maintained in a healthful and sanitary condition. These areas shall be cleaned and disinfected a minimum of once every 24 hour period or more frequently within a 24 hour period as conditions warrant. Food and water containers shall be emptied and cleaned at least once daily, including Sundays and Holidays.
- f) Treatment. All animals exhibiting symptoms of illness or disease shall be treated by a veterinarian.
- g) Every licensed facility shall keep on record a medical statement from or notation of consultation with a veterinarian, if for any reason an animal in its care would need to be exempted from any requirement of this Section.

(Ord. No. 84-19, § 27, 3-13-84; Ord. No. 86-1, § 3, 1-7-86)

**Sec. 20.93. Special provisions for dogs and cats.**

- a) Dogs which have been weaned shall be taken from cages and allowed to exercise at least three times per day, including .Sundays and holidays, for a minimum of fifteen (15) minutes each exercise period.
- b) Dogs and cats under six months of age shall be fed at least twice in a twenty-four (24) hour period, including Sundays and Holidays.
- c) Cats,, if caged or. crated, shall have sufficient height and space to permit the cat confined therein to stand, turn and lie down flat, and shall contain a litter pan in addition to food and water containers.

(Ord. No. 84-19, § 27, 3-13-84)



## ARTICLE VII. TRUST FUND

### **Sec. 20.100. Creation of fund; acceptance, investment, use and expenditure of gifts, grants and awards to Animal Services.**

- a) The Trust Fund Account may accept and disburse gifts, grants and awards made to Seminole County Animal Services.
  - b) The Trust Fund Account is to be self-perpetuating from year to year unless abolished by the Board of County Commissioners.
  - c) The Trust Fund Account shall be for the use of Seminole County Animal Services.
  - d) Said gifts, grants and awards received from public and private donors shall be deposited in the Animal Services Trust Fund Account herein created, and shall at all times be kept separate and apart from the general funds of such that they will insure to the use and benefit of the Animal Services Division from time to time and from year to year.
  - e) Gifts, grants and awards not immediately used may be invested and reinvested to earn interest for increment in such investments and securities as may be permitted by law.
- 0 The Board of County Commissioners shall in its discretion determine a suitable bank or other repository for said funds, and shall approve same by resolution.
- g) Funds not expended at the close of any fiscal year shall be carried forward into the next year.
  - h) Gifts, grants and awards to the said Animal Services Trust Fund Account shall be received by Seminole County Animal Services, and delivered to the Seminole County Clerk of the Circuit Court, who shall deposit them as determined by subsection (f) of this Section. Said gifts, grants and awards shall be expended by the Clerk only upon receipt of a resolution duly adopted by the Seminole County Board of County Commissioners.
  - i) Any gifts, grants or awards received subject to a condition shall be expended strictly in accordance with such condition.
  - j) The books and records of the said Animal Services Trust Fund Account shall at all times be open to public inspection; and shall be subject to county and state audit as required by law.

(Ord. No. 84-19, § 28, 3-13-84)

**PROPOSED REVISIONS TO THE ANIMAL SERVICES FEE RESOLUTION**

Prepared February 2011

<b>LICENSE FEES</b>	Current Fee	Proposed Fee
<b>Pet license fees</b>		
<b>Altered dog, cat or ferret</b>	<b>\$6.00</b>	<b>\$5.00</b>
<b>Intact dog, cat or ferret</b>	<b>\$11.00</b>	<b>\$25.00</b>
<b>Replacement license tag</b>	<b>\$2.00</b>	<b>\$2.00</b>
<b>Service dogs with proof from certifying agency</b>	<b>\$6 or \$11</b>	<b>\$0.00</b>
<b>Residents 65 years and older</b>	<b>\$6 or \$11</b>	<b>\$0.00</b>
<b>Law enforcement dogs</b>	<b>\$6 or \$11</b>	<b>\$0.00</b>
<b>Commercial kennel license fees</b>		
<b>Annual fee</b>	<b>\$125.00</b>	<b>\$125.00</b>
<b>Late fee, 1st month</b>	<b>\$25.00</b>	<b>\$25.00</b>
<b>Additional late fee, 2nd month</b>	<b>\$50.00</b>	<b>\$50.00</b>
<b>Additional late fee, 3rd and each succeeding month</b>	<b>\$75.00</b>	<b>\$75.00</b>
<b>DANGEROUS DOG FEES</b>	<b>Current Fee</b>	<b>Proposed Fee</b>
<b>Certificate of Registration, initial fee</b>	<b>\$0.00</b>	<b>\$500.00</b>
<b>Certificate of Registration, annual fee</b>	<b>\$200.00</b>	<b>\$500.00</b>
<b>Rabies vaccination fee</b>	<b>\$10.00</b>	<b>\$10.00</b>
<b>Microchip identification implant</b>	<b>\$5.00</b>	<b>\$5.00</b>
<b>Dangerous dog warning sign, each</b>	<b>\$0.00</b>	<b>\$4.00</b>
<b>REDEMPTION FEES</b>	<b>Current Fee</b>	<b>Proposed Fee</b>
<b>Impound fee for a dog, cat or other likesize animal</b>		
<b>1st offense</b>	<b>\$25.00</b>	<b>\$50.00</b>
<b>Additional impound fee for each additional offense</b>	<b>\$25.00</b>	<b>\$50.00</b>
<b>For example:</b>		
<b>2nd offense</b>	<b>\$50.00</b>	<b>\$100.00</b>
<b>3rd offense</b>	<b>\$75.00</b>	<b>\$150.00</b>
<b>4th offense</b>	<b>\$100.00</b>	<b>\$200.00</b>
<b>Impound fees shall compound as offenses accumulate. There shall be no cap on impound fees.</b>		
<b>Additional board fee, per day</b>	<b>\$5.00</b>	<b>\$10.00</b>
<b>Additional rabies vaccination fee</b>	<b>\$10.00</b>	<b>\$10.00</b>
<b>Additional pet license fee, altered</b>	<b>\$6.00</b>	<b>\$5.00</b>
<b>Additional pet license fee, intact</b>	<b>\$11.00</b>	<b>\$25.00</b>
<b>Additional cardboard carrier fee if the owner fails to provide an adequate pet carrier</b>	<b>\$0.00</b>	<b>\$3.00</b>
<b>Additional leash fee if the owner fails to provide to a leash</b>	<b>\$0.00</b>	<b>\$3.00</b>

Optional microchip identification implant fee	\$5.00	\$5.00
Additional cost for emergency veterinarian services to include examination, medicine, supplies and tests equal to those costs billed to Animal Services and owed at the time the animal is redeemed	Varies	Varies

Impound fee for livestock

Impound occurred during normal working hours defined as Mon thru Sat 8:00 AM - 5:00 PM	\$75	\$150
Impound occurred outside normal working hours defined as Mon thru Sat 8:00 AM - 5:00 PM	\$100	\$200
Additional board fee, per day	\$10	\$20
Additional cost for veterinarian services to include examination, medicine, supplies and tests (Coggins test required on all horses) equal to those costs billed to Animal Services and owed at the time the animal is redeemed	Varies	Varies

**QUARANTINE FEES**

	Current Fee	Proposed Fee
Additional board, per day for an animal confined in quarantine	\$10	\$20
Additional rabies vaccination fee	\$10	\$10
Additional pet license fee, altered	\$6	\$5
Additional pet license fee, intact	\$11	\$25
Optional microchip identification implant fee	\$5	\$5

**ADOPTION FEES**

	Current Fee	Proposed Fee
<u>Dog adoption</u>		
Dog adoption fee, male or female	\$5	\$65
Sterilization certificate fee, male	\$50	\$0
Sterilization certificate fee, female	\$60	\$0
Additional pet license fee	\$6	\$5
Additional microchip identification implant fee	\$5	\$5
<u>Cat adoption</u>		
Cat adoption fee, male or female	\$5	\$65
Sterilization certificate fee, male	\$30	\$0
Sterilization certificate fee, female	\$40	\$0
Additional pet license fee	\$6	\$5
Additional microchip identification implant fee	\$5	\$5
<u>Livestock adoption</u>		
Livestock adoption fee, weighing under 350 pounds	\$35	\$50
Livestock adoption fee, weighing over 350 pounds	\$125	\$200

Small animal/small livestock  
Adoption fee

\$10

**EUTHANASIA & DISPOSAL FEES**

Euthanasia and/or disposal  
Privately owned dog or cat  
Commercially owned dog or cat

	<u>Current</u> Fee	<u>Proposed</u> Fee
Privately owned dog or cat	\$10	\$20
Commercially owned dog or cat	\$30	\$40

# REPORTS

FY09/10 STATISTICS ON ADOPTED ANIMALS  
TRANSPORTED TO SEMINOLE COUNTY VETERINARIANS  
FOR SPAY/NEUTER

	# TRANSPORTED	DOGS MALE	DOGS FEMALE	CATS MALE	CATS FEMALE
OCT	67	25	23	11	8
NOV	90	35	29	11	15
DEC	126	35	31	27	33
<b>SUB</b>	<b>283</b>	<b>95</b>	<b>83</b>	<b>49</b>	<b>56</b>
JAN	87	25	23	17	22
FEB	83	26	30	14	13
MAR	79	29	24	9	17
APR	84	33	32	15	4
MAY	79	32	29	8	10
JUN	92	21	22	26	23
JUL	108	36	43	20	9
AUG	104	31	35	17	21
SEP	88	40	22	9	17
TOTAL	1,087	368	343	184	192

FY10/11 STATISTICS ON ADOPTED ANIMALS  
TRANSPORTED TO SEMINOLE COUNTY VETERINARIANS  
FOR SPAY/NEUTER

	# TRANSPORTED	DOGS MALE	DOGS FEMALE	CATS MALE	CATS FEMALE
OCT	87	36	28	11	12
NOV	73	27	22	13	11
DEC	108	30	26	31	21
JAN					
FEB					
MAR					
APR					
MAY					
JUN					
JUL					
AUG					
SEP					
<b>TOTAL</b>	<b>268</b>	<b>93</b>	<b>76</b>	<b>55</b>	<b>44</b>

## Kennel Statistics Report

### Outcomes from 10/01/10 to 01/31/11

		CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
BORN IN THE SHELTER	BORN IN SHELTER	11	0	0	0	0	0	11
	TOTAL	11	0	0	0	0	0	11
DISPOSAL REQUIRED	FIELD	98	29	0	0	369	0	496
	OVER THE COUNTER	7	14	0	0	5	0	26
	TOTAL	105	43	0	0	374	0	522
EUTHANASIA REQUIRED	FIELD	1	1	0	0	0	0	2
	OVER THE COUNTER	30	54	0	0	0	0	84
	TOTAL	31	55	0	0	0	0	86
FOSTER	FIELD	0	1	0	0	0	0	1
	OVER THE COUNTER	0	0	0	5	0	0	5
	TOTAL	0	1	0	5	0	0	6
OWNER SURRENDER	OTHER	0	1	0	0	0	0	1
	FIELD	53	47	0	11	2	15	128
	OVER THE COUNTER	126	41	6	41	33	11	258
	TOTAL	179	89	6	52	35	26	387
PROTECTIVE CUSTODY	OTHER	1	0	0	0	0	0	1
	CRUELTY	0	0	0	0	1	0	1
	EVICITION	0	1	0	0	0	0	1
	HOSPITAL	0	2	0	0	0	0	2
	OWNER DETAINED	0	3	0	0	0	0	3
	POLICE	0	5	0	0	7	2	14
	TOTAL	1	11	0	0	8	2	22
QUARANTINE	FIELD	19	39	0	1	8	1	68
	OVER THE COUNTER	5	12	0	0	0	0	17
	SPCA	2	1	0	0	0	0	3
	TOTAL	26	52	0	1	8	1	88
RETURN	FIELD	0	1	0	0	0	1	2
	OVER THE COUNTER	8	48	0	0	0	7	63
	TOTAL	8	49	0	0	0	8	65
STRAY	OTHER	1	0	0	0	0	0	1
	FIELD	725	537	4	82	226	55	1629
	NIGHT	0	1	0	0	0	0	1
	OVER THE COUNTER	312	172	2	32	42	23	583
	TOTAL	1038	710	6	114	268	78	2214

TRANSFER	OTHER	0	0	0	0	1	0	1
	SPCA	0	1	0	0	0	0	1
	TOTAL	0	1	0	0	1	0	2
TOTAL		1399	1011	12	172	694	115	3403



# Kennel Statistics Report

## Outcomes from 10/01/10 to 01/31/11

		CAT	DOG	FERRET	KITTEN	OTHER	PUPPY	TOTAL
ADOPTION	AD TV	0	1	0	2	0	0	3
	REFERRAL	6	17	5	36	0	7	71
	RESCUE GROUP	0	1	0	0	0	0	1
	WALKIN	62	238	0	57	10	55	422
	WEB	1	7	0	8	0	1	17
	<b>TOTAL</b>		<b>69</b>	<b>264</b>	<b>5</b>	<b>103</b>	<b>10</b>	<b>63</b>
DIED	ENROUTE	2	0	0	0	7	0	9
	IN FOSTER	0	0	0	2	0	2	4
	IN KENNEL	10	2	0	0	5	1	18
	IN SURGERY	1	0	0	0	0	0	1
	<b>TOTAL</b>	<b>13</b>	<b>2</b>	<b>0</b>	<b>2</b>	<b>12</b>	<b>3</b>	<b>32</b>
DISPOSAL	OTHER	1	2	0	0	0	0	3
	BURIED ON SCENE	0	0	0	0	2	0	2
	CREMATION	116	50	0	0	399	1	566
	CREMATION-VET	1	1	0	0	0	0	2
	LANDFILL	1	0	0	0	10	0	11
	<b>TOTAL</b>	<b>119</b>	<b>53</b>	<b>0</b>	<b>0</b>	<b>411</b>	<b>1</b>	<b>584</b>
DEAD ON ARRIVAL	DEAD ON ARRIVAL	1	0	0	0	0	0	1
	<b>TOTAL</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>
EUTHANASIA	AGED	14	33	0	0	1	0	48
	ANIMAL AGGRESSIVE	0	21	0	0	1	0	22
	PEOPLE AGGRESSIVE	12	38	0	0	1	0	51
	BEHAVIOR MANAGEABLE	2	0	0	0	0	0	2
	BEHAVIOR SEVERE	69	30	0	0	0	0	99
	CONDITION MINOR	2	0	0	0	0	0	2
	CONDITION SEVERE	89	63	0	4	5	1	162
	FERAL	370	0	0	6	0	0	376
	HEARTWORM SEVERE	0	5	0	0	0	0	5
	ILLNESS SEVERE	358	22	0	58	41	8	487
	INJURY SEVERE	31	16	0	0	65	0	112
	PREGNANT	18	1	0	0	0	0	19
	RABIES TESTING	0	0	0	0	1	0	1
	SPACE	32	23	0	0	0	1	56
	UNDERAGE OR WEIGHT	143	0	0	12	10	0	165
<b>TOTAL</b>	<b>1140</b>	<b>252</b>	<b>0</b>	<b>80</b>	<b>125</b>	<b>10</b>	<b>1607</b>	
FOSTER	BEHAVIOR MANAGEABLE	0	1	0	0	0	0	1
	ILLNESS MINOR	2	1	0	5	0	0	8
	INJURY MINOR	0	0	0	0	1	0	1
	SPACE	2	1	0	7	0	0	10
	UNDERAGE OR WEIGHT	0	0	0	13	0	1	14
	<b>TOTAL</b>	<b>4</b>	<b>3</b>	<b>0</b>	<b>25</b>	<b>1</b>	<b>1</b>	<b>34</b>
RELOCATE	RELOCATE	0	0	0	0	3	0	3
	TRANSLOCATE	0	0	0	0	14	0	14
	<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>17</b>	<b>0</b>	<b>17</b>

RETURNED TO OWNER	END QUARANTINE	0	16	0	0	0	0	16
	MICROCHIP	4	72	0	0	0	0	76
	PHONE	0	1	0	0	0	0	1
	TAG IDENTIFICATION	3	14	0	0	0	0	17
	TAG LICENSE	0	10	0	0	0	0	10
	RABIES TAG	0	6	0	0	0	0	6
	WALKIN	53	234	1	8	8	1	<u>305</u>
	TOTAL	60	353	1	8	8	1	431
TRANSFER	ANIMAL CONTROL	20	0	0	0	0	0	20
	RESCUE GROUP	20	115	6	4	92	22	259
	SPACE	12	20	0	0	0	1	33
	SPCA	1	11	0	0	0	8	20
	WILDLIFE	0	<u>0</u>	0	0	13	0	13
		TOTAL	53	146	6	4	105	31
<b>TOTAL</b>		<b>1459</b>	<b>1073</b>	<b>12</b>	<b>222</b>	<b>689</b>	<b>110</b>	<b>3565</b>

SEMINOLE COUNTY ANIMAL SERVICES CUSTOMER CONTACTS  
FY09/10

	FRONT DESK			DISPATCH	GRAND TOTAL
	LOBBY	PHONE	SUB TOTAL		
OCT	1,545	1,460	3,005	2,548	5,553
NOV	1,564	1,505	3,069	2,679	5,748
DEC	1,361	1,257	2,618	1,754	4,372
<b>SUB</b>	<b>4,470</b>	<b>4,222</b>	<b>8,692</b>	<b>6,981</b>	<b>15,673</b>
JAN	1,388	1,129	2,517	2,286	4,803
FEB	1,418	1,223	2,641	2,251	4,892
MAR	1,946	1,629	3,575	3,034	6,609
APR	1,416	1,260	2,676	2,296	4,972
MAY	1,351	1,283	2,634	2,663	5,297
JUN	1,764	1,706	3,470	2,801	6,271
JUL	1,467	1,473	2,940	1,921	4,861
AUG	1,599	1,635	3,234	2,188	5,422
SEP	1,883	1,861	3,744	2,350	6,094
TOTAL	18,702	17,421	36,123	28,771	64,894

SEMINOLE COUNTY ANIMAL SERVICES CUSTOMER CONTACTS  
FY10/11

	FRONT DESK			DISPATCH	GRAND TOTAL
	LOBBY	PHONE	SUB TOTAL		
OCT	1,537	1,547	3,084	2,326	5,410
NOV	1,668	1,694	3,362	2,418	5,780
DEC	1,202	1,281	2,483	1,726	4,209
JAN					
FEB					
MAR					
APR					
MAY					
JUN					
JUL					
AUG					
SEP					
<b>TOTAL</b>	<b>4,407</b>	<b>4,522</b>	<b>8,929</b>	<b>6,470</b>	<b>15,399</b>



FISCAL YEAR 10 - 11 CUMULATIVE

**Collections**

PetData

Oct	\$	11,845.00
Nov	\$	10,903.90
Dec	\$	10,035.50
Jan	\$	
Feb	\$	-
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	-
Jul	\$	
Aug	\$	
Sept	\$	-
Total	\$	32,784.40

Animal Services

Oct	\$	4,501.00
Nov	\$	3,299.00
Dec	\$	3,711.00
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	-
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	11,511.00

Total Collections \$ 44,295.40

**Disbursements**

PetData

Oct	\$	8,402.30
Nov	\$	7,296.70
Dec	\$	6,928.40
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	22,627.40

Animal Services

Oct	\$	7,943.70
Nov	\$	6,906.20
Dec	\$	6,818.10
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	21,668.00

Total Disbursements \$ 44,295.40



**Fees owed to PetData**

# of new licenses		# of replacement licenses	
Oct	2,302	Oct	0
Nov	1,998	Nov	2
Dec	1,896	Dec	1
Jan	0	Jan	0
Feb	0	Feb	0
Mar	0	Mar	0
Apr	0	Apr	0
May	0	May	0
Jun	0	Jun	0
Jul	0	Jul	0
Aug	0	Aug	0
Sept	0	Sept	0
Total	6,196	Total	3
Fee per new license	\$ 3.65	Fee per license	\$ 2.00
Total	\$ 22,615.40	Total	\$ 6.00

Returned check(s), etc.

Oct	\$	
Nov	\$	
Dec		6.00
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total		6.00

New license fees	\$ 22,615.40
Replacement license fees	6.00
Returned check(s), etc.	<u>6.00</u>
Total owed to PetData	\$ 22,627.40





**Fees owed to Animal Services**

Fees collected by Animal Services

Oct		4,501.00
Nov		3,299.00
Dec		3,711.00
Jan		-
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	11,511.00

Fees remitted by PetData

Oct	\$	3,442.70
Nov	\$	3,607.20
Dec	\$	3,107.10
Jan	\$	
Feb	\$	
Mar	\$	-
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	10,157.00

Total collected by Animal Services	\$	11,511.0
Total remitted by PetData	0	
Total fees owed to Animal Services	\$	10,157.0

**Animal Services Disbursement**

General fund

Oct	\$	7,134.70
Nov	\$	6,177.30
Dec	\$	6,344.60
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	19,656.60

Trust fund

Oct		809.00
Nov		728.90
Dec		473.50
Jan	\$	
Feb	\$	
Mar	\$	
Apr	\$	
May	\$	
Jun	\$	
Jul	\$	
Aug	\$	
Sept	\$	
Total	\$	2,011.40

Total general fund disbursement	\$	19,656.60
Total trust fund disbursement	\$	2,011.40
Total Animal Services disbursement	\$	21,668.00

FISCAL YEAR 09-10 CUMULATIVE

<b>Collections</b>			<b>Disbursements</b>		
PetData			PetData		
Oct	\$	12,503.00	Oct	\$	8,533.90
Nov	\$	13,220.00	Nov	\$	8,816.75
Dec	\$	11,722.00	Dec	\$	7,900.95
<b>SUB</b>	<b>\$</b>	<b>37,445.00</b>	<b>SUB</b>	<b>\$</b>	<b>25,251.60</b>
Jan	\$	12,308.00	Jan	\$	8,397.00
Feb	\$	13,610.00	Feb	\$	8,908.65
Mar	\$	15,081.50	Mar	\$	10,416.55
Apr	\$	13,234.00	Apr	\$	9,397.10
May	\$	13,096.00	May	\$	9,350.00
Jun	\$	14,000.50	Jun	\$	9,501.65
Jul	\$	13,789.50	Jul	\$	9,592.20
Aug	\$	15,066.00	Aug	\$	10,299.30
Sept	\$	11,005.50	Sept	\$	7,881.95
Total	\$	158,636.00	Total	\$	108,996.00
Animal Services			Animal Services		
Oct	\$	3,206.00	Oct	\$	7,175.10
Nov	\$	3,383.00	Nov	\$	7,786.25
Dec	\$	3,256.00	Dec	\$	7,077.05
<b>SUB</b>	<b>\$</b>	<b>9,845.00</b>	<b>SUB</b>	<b>\$</b>	<b>22,038.40</b>
Jan	\$	3,709.00	Jan	\$	7,620.00
Feb	\$	3,544.00	Feb	\$	8,245.35
Mar	\$	4,597.00	Mar	\$	9,261.95
Apr	\$	4,652.00	Apr	\$	8,488.90
May	\$	4,502.00	May	\$	8,248.00
Jun	\$	4,446.00	Jun	\$	8,944.85
Jul	\$	4,136.00	Jul	\$	8,333.30
Aug	\$	4,333.00	Aug	\$	9,099.70
Sept	\$	3,606.00	Sept	\$	6,729.55
Total	\$	47,370.00	Total	\$	97,010.00
Total Collections	\$	206,006.00	Total Disbursements	\$	206,006.00
Oct-Ded Collections	\$	47,290.00	Oct-Dec Disbursements	\$	47,290.00



**Fees owed to PetData**

# of new licenses		# of replacement licenses	
Oct	2,326	Oct	1
Nov	2,415	Nov	1
Dec	2,163	Dec	0
SUB	6,904	SUB	2
Jan	2,300	Jan	1
Feb	2,421	Feb	2
Mar	2,847	Mar	0
Apr	2,574	Apr	1
May	2,560	May	0
Jun	2,601	Jun	1
Jul	2,628	Jul	0
Aug	2,782	Aug	2
Sept	2,123	Sept	1
Total	29,740	Total	10
Fee per new license	3.65	Fee per license	2.00
Total	\$ 108,551.00	Total	20.00

Returned check(s), etc.

Oct	\$	42.00
Nov	\$	
Dec	\$	6.00
Jan	\$	
Feb	\$	68.00
Mar	\$	25.00
Apr	\$	
May	\$	6.00
Jun	\$	6.00
Jul	\$	
Aug	\$	141.00
Sept	\$	131.00
Total	\$	425.00

New license fees	\$	108,551.00	Oct-Dec New Fees	\$	25,199.60
Replacement license fees		20.00	Oct-Dec Rep. Fees		4.00
Returned check(s), etc.		425.00	Returned Checks		48.00
Total owed to PetData	\$	108,996.00	Total Owed Pet Data	\$	25,251.60

PET DATA CONTRACT  
FY9/10

**Fees owed to Animal Services**

Fees collected by Animal Services

Oct	\$	3,206.00
Nov	\$	3,383.00
Dec	\$	3,256.00
<b>SUB</b>	<b>\$</b>	<b>9,845.00</b>
Jan	\$	3,709.00
Feb	\$	3,544.00
Mar	\$	4,597.00
Apr	\$	4,652.00
May	\$	4,502.00
Jun	\$	4,446.00
Jul	\$	4,136.00
Aug	\$	4,333.00
Sept	\$	3,606.00
Total	\$	47,370.00

Fees remitted by PetData

Oct	\$	3,969.10
Nov	\$	4,403.25
Dec	\$	3,821.05
<b>SUB</b>	<b>\$</b>	<b>12,193.40</b>
Jan	\$	3,911.00
Feb	\$	4,701.35
Mar	\$	4,664.95
Apr	\$	3,836.90
May	\$	3,746.00
Jun	\$	4,498.85
Jul	\$	4,197.30
Aug	\$	4,766.70
Sept	\$	3,123.55
Total	\$	49,640.00

Total collected by Animal Services	\$	47,370.00
Total remitted by PetData	\$	49,640.00
Total fees owed to Animal Services	\$	97,010.00

**Animal Services Disbursement**

General fund

Oct	\$	6,588.10
Nov	\$	7,170.25
Dec	\$	6,631.05
<b>SUB</b>	<b>\$</b>	<b>20,389.40</b>
Jan	\$	6,811.00
Feb	\$	7,540.35
Mar	\$	8,364.45
Apr	\$	7,764.90
May	\$	7,755.00
Jun	\$	8,379.35
Jul	\$	7,492.80
Aug	\$	8,090.70
Sept	\$	6,123.05
Total	\$	88,711.00

Trust fund

Oct	\$	587.00
Nov	\$	616.00
Dec	\$	446.00
<b>SUB</b>	<b>\$</b>	<b>1,649.00</b>
Jan	\$	809.00
Feb	\$	705.00
Mar	\$	897.50
Apr	\$	724.00
May	\$	493.00
Jun	\$	565.50
Jul	\$	840.50
Aug	\$	1,009.00
Sept	\$	606.50
Total	\$	8,299.00

Total general fund disbursement	\$	88,711.00
Total trust fund disbursement	\$	8,299.00
Total Animal Services disbursement	\$	97,010.00

<b>Oct-Dec Gen Fund</b>	<b>\$</b>	<b>20,389.40</b>
<b>Oct-Dec Trust Fund</b>	<b>\$</b>	<b>1,649.00</b>
<b>Total Disbursement</b>	<b>\$</b>	<b>22,038.40</b>