



CITY OF ALPINE
ANIMAL ADVISORY BOARD MEETING
July 9, 2024 – 6:00 PM

City Council Chambers, 803 W. Holland Avenue, Alpine, Texas 79830

1. **CALL TO ORDER.**

2. **DETERMINATION OF QUORUM**

3. **PUBLIC COMMENTS.**

Each person in attendance who desires to speak to the board on an item on the agenda shall speak during this section. Public comments may be made regarding agenda items only. Attendees must be physically present in order to address the board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. Please note that the board may not hold a discussion with the commenter.

4. **APPROVAL OF MINUTES OF THE PREVIOUS MEETING**

A. April 9, 2024 Regular Meeting Minutes. (P. Culver, Chair)

5. **PUBLIC HEARINGS.**

At this time, the Chair will invite members of the public to address each item listed in this section. Comments made during this section are limited to the topic of each public hearing. Attendees must be physically present in order to address the board. Comments by proxy are not allowed. Public Comments are limited to 3 minutes per person. Unused time may not be yielded to other attendees. If more than one public hearing is being held, each person will be allowed to speak during each topic.

6. **DISCUSSION ITEMS**

A. Discuss the status/appointment of an Animal Advisory Board Chair and Additional Members for Fiscal Year 2024-2025. (P. Culver, Chair)

B. Discuss the Fiscal Year 2024-2025 Animal Advisory Board Meeting Schedule. (G. Calderon, City Secretary)

7. **ACTION ITEMS.**

A. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-8 City-Sponsored clinics authorized* to update who can authorize a city sponsored rabies vaccination-registration clinic. (P. Culver, Chair)

B. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-10 Wildlife Feeding* to the definition and objective of wildlife feeding. (P. Culver, Chair)

C. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-11 - Hunting* providing clarifying language that hunting is prohibited within the city limits of Alpine, except for the capture and control of nuisance animals by an authorized government official. (P. Culver,

Chair)

- D. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10 - 41 Standards* to provide for clarification of terms used within the section and to provide a transfer of information contained in the section to other sections better aligned for the information in Chapter 10. (P. Culver, Chair)
 - E. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-42 - Public Nuisances Designated* to provide clarifying language, provide additional circumstances that constitute an animal nuisance, and making section references to other relevant sections in the Chapter. (P. Culver, Chair)
 - F. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-43 - Keeping of Swine* and relocating the section to a more appropriate portion of the code, establishing *Sec. 10-94 Swine* under *Division II - Permits*. (P. Culver, Chair)
 - G. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-45 - Standing Bulls, stallions or jacks at stud* and relocating the section to a more appropriate portion of the code, establishing *Sec. 10-95 - Standing Bulls, stallions or jacks at stud* under *Division II - Permits*. (P. Culver, Chair)
 - H. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-44. - Restrictions on size and location of area for keeping horses and other large animals.* and relocating the section to a more appropriate portion of the code, *Sec. 10-82. - Small livestock animal and fowl permit requirements (excluding dogs, cats and household pets)* in *Division II - Permits*. (P. Culver, Chair)
 - I. Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-9. - Guide Dogs* by updating the title to more appropriate language, *10-9 Service Animals*, to better align with federal and state verbiage and requirements. (P. Culver, Chair)
 - J. Appoint the Chair of the Animal Advisory Board. (G. Calderon, City Secretary)
 - K. Appoint a Vice-Chair of the Animal Advisory Board. (G. Calderon, City Secretary)
 - L. Appoint a Secretary of the Animal Advisory Board. (G. Calderon, City Secretary)
8. **BOARD MEMBER COMMENTS**
9. **ADJOURN.**

CERTIFICATION

I, Geoffrey R. Calderon, do hereby certify that this notice was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com pursuant to Section 551.043, Texas Government Code. The said notice was posted by 2:00 P.M. on Friday, July 5, 2024, and remained so posted for at least 72 hours

preceding the scheduled time of the said meeting.

WITNESS MY HAND AND SEAL
this 5th day of July, 2024



Geoffrey R. Calderon, TRMC
City Secretary & Chief Governance Officer



ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 4A

Department: Office of the City Secretary

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: Approve



AGENDA ITEM

April 9, 2024 Regular Meeting Minutes. (P. Culver, Chair)

EXECUTIVE SUMMARY

NONE.

SUPPORTING MATERIALS

1. 4-9-24 Animal Minutes

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

**CITY OF ALPINE
ANIMAL ADVISORY BOARD
TUESDAY, APRIL 9, 2024 – 6:00 P.M.
MINUTES**

1. **Call to Order** – Patsy Culver, Chair of the Animal Advisory Board, called the meeting to order at 5:52 P.M. The meeting was held in City Council Chambers located at 803 West Holland Avenue, Alpine, Texas, 79830 and via Zoom video conference.

2. **Determination of quorum.**

Board Members Physically Present:

Patsy Culver, Chair of the Board
Jennifer Stewart, Animal Services Supervisor
Mary Ann Vega, Board Member
Pat McCall, Board Member
James Etchison, Board Member
Lauren Spear, Board Member

Board Members Not Present:

Judy Stokes, Council Member
Dr. Mary Dodson, Veterinarian Board Member

City Staff Present virtually:

Geoffrey R. Calderon, City Secretary

3. **Public Comments** – (Limited to 3 minutes per person) –

4. **Approval of minutes of previous meetings** –

- a) January 9, 2024 Regular Meeting Minutes

On a motion by Board Member Etchison and seconded by Board Member Spear to approve the meeting minutes, the Animal Advisory Board unanimously voted to adopt the motion.

5. **Public Hearings** – None.

6. **Discussion Items** –

- a) Discuss making a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)
- b) Discussion regarding the next meeting date of the Animal Advisory Board. (P. Culver, Chair)

7. **Action Items** –

- a) Approve a recommendation to the City Council to amend Chapter 10 – Animals to the Alpine Code of Ordinances; Providing updated definitions within the Chapter including definitions of adequate shelter, definition of euthanasia, and definition of current vaccination requirements; Amending the processes, procedures, and timelines for the impoundment and humane destruction, or euthanasia, of animals impounded by the city. (P. Culver, Chair)

On a motion by Board Member Etchison and seconded by Board Member McCall to accept the ordinance recommendations as discussed, the Animal Advisory Board unanimously voted to adopt the motion.

8. **Board Member Comments.**

On a motion by Board Member Etchison and seconded by Board Member Vega to adjourn, the meeting was adjourned.

9. **Adjourn. (6:43 P.M.)**

APPROVED:

Patsy Culver, Chair of the Animal Advisory Board

CERTIFICATION

I, Geoffrey R. Calderon, hereby certify that notice of this meeting was posted at City Hall, in a convenient and readily accessible place to the general public, and on the City website at www.cityofalpine.com pursuant to Section 551.043, Texas Government Code. The said notice was posted at 5:00 P.M. on April 3, 2024, and remained so posted for at least 72 hours preceding the scheduled time of the said meeting.

Geoffrey R. Calderon, City Secretary

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 6A

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Discuss the status/appointment of an Animal Advisory Board Chair and Additional Members for Fiscal Year 2024-2025. (P. Culver, Chair)

EXECUTIVE SUMMARY

Patsy Culver, Chair of the Animal Advisory Board, will be resigning from the board. She will be moving to another state. The City of Alpine thanks her for her service and we wish her the best of luck in her future endeavors.

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 6B

Department: Office of the City Secretary

Sponsor: Geo Calderon, City Secretary

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Discuss the Fiscal Year 2024-2025 Animal Advisory Board Meeting Schedule. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

Each year City Administration creates a master calendar with City Council meetings, holiday schedules, Municipal Court meetings, and Board Meetings. Scheduling meetings in advance increases transparency in government by providing a set date and time for residents to be able to attend meetings. This also provides for efficient planning and efficient utilization of staff and board member resources by providing the ability for stakeholders to better plan vacations and time off. In having only 4 meetings per year, board members may view the schedule and plan to be in attendance at those 4 meetings. The board currently meets on the second Tuesday of the first quarter of the year. This is the proposed schedule for discussion and preference, and ultimately Council approval.

SUPPORTING MATERIALS

1. FY 2024-2025 Calendar

BUDGET CONSIDERATIONS

NONE.

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

FY 2024-2025 CITY BOARDS CALENDAR

October 2024						
Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

November 2024						
Su	Mo	Tu	We	Th	Fr	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

December 2024						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

January 2025						
Su	Mo	Tu	We	Th	Fr	Sa
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February 2025						
Su	Mo	Tu	We	Th	Fr	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

March 2025						
Su	Mo	Tu	We	Th	Fr	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

April 2025						
Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

May 2025						
Su	Mo	Tu	We	Th	Fr	Sa
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

June 2025						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

July 2025						
Su	Mo	Tu	We	Th	Fr	Sa
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August 2025						
Su	Mo	Tu	We	Th	Fr	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

September 2025						
Su	Mo	Tu	We	Th	Fr	Sa
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Holidays Fiscal Year 2024-2025

Oct 14, 2024	Columbus Day	Jan 1, 2025	New Year's Day	Jun 19, 2025	Juneteenth
Nov 11, 2024	Veterans Day	Jan 20, 2025	Martin L. King Day	Jul 4, 2025	Independence Day
Nov 27,28,29	Thanksgiving Day break	Feb 17, 2025	Presidents' Day	Sep 1, 2025	Labor Day
Dec 23,24,25	Christmas Break	Abr 18,21	Good Friday Weekend		
Dec 31, 2024	New Year's Eve	May 26, 2025	Memorial Day		

- | | | |
|---|--|---|
| <ul style="list-style-type: none"> Planning & Zoning Building & Standards Parks & Recreation Board | <ul style="list-style-type: none"> Animal Advisory Board Hotel Occupancy Tax Committee City Council Meeting | <ul style="list-style-type: none"> City Offices Closed |
|---|--|---|

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7A

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-8 City-Sponsored clinics authorized* to update who can authorize a city sponsored rabies vaccination-registration clinic. (P. Culver, Chair)

EXECUTIVE SUMMARY

None.

SUPPORTING MATERIALS

1. 10-8 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-8. City-sponsored clinics authorized.

The **Animal Services Supervisor, Chief of Police or City Manager** is authorized to arrange for city sponsored rabies vaccination-registration clinics as deemed necessary.

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7B

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-10 Wildlife Feeding* to the definition and objective of wildlife feeling. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-10 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding:
N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-10. Wildlife feeding.

~~Within the city limits the feeding of wildlife has resulted in overabundant and highly concentrated populations of wildlife throughout the city and within city parks; and specifically, the feeding of deer has been shown to increase the concentration of deer in these areas, thereby increasing the likelihood of collisions between vehicles and deer and increasing damage to residential and commercial vegetation and landscaping in the city.~~

~~The city and the state parks and wildlife department find that discouraging and prohibiting the artificial feeding of wildlife is in the best interest of the health, safety and welfare of the community and wildlife populations.~~

(1) Feeding of wildlife prohibited.

a. Except as provided below in subsections (2) a. and b. below, a person commits an offense if the person intentionally feeds wildlife by making food available for consumption on private or public property within the city limits.

b. A person shall be deemed to have purposely fed or caused wildlife to be fed if the person places food, as defined in this section, in any form, (not including live vegetation such as ornamental landscaping or flowers) on the ground, or within reach of wildlife.

c. A person who violates any provision of this section commits an offense.

(2) Exceptions; affirmative defenses.

a. This section does not apply to the placement of food into feeders kept at a minimum of five feet above the ground surface and intended for birds.

b. This section does not apply to an animal control officer, veterinarian, peace officer, city employee, federal or state wildlife official, who is acting pursuant to a lawfully authorized program to treat, manage, capture, trap, hunt, or remove wildlife and who is acting within the scope of the person's authority.

c. It is an affirmative defense to prosecution under this section if a person places food, in good faith, for the purpose of feeding domestic livestock or domestic pets located on their property.

(3) Enforcement.

a. Animal control officers, park rangers, code compliance officers and police officers are hereby given full power and authority to enforce this section.

b. It is a violation to hinder, molest or interfere with anyone authorized or empowered to perform any duty under this section.

(4) Penalties.

a. A person who commits a violation of this section will first be given a warning and will be provided information on the negative impacts of wildlife feeding. A second offense will result in prosecution in municipal court. Any violation of this section is deemed a class C misdemeanor punishable by a fine of

not less than \$75.00 or more than \$500.00. Each day any violation of any provision of this section shall continue shall constitute a separate offense.

b. Nothing in this section shall be construed as to limit any civil action the city may take to enforce the terms of this section.

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7C

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-11 - Hunting* providing clarifying language that hunting is prohibited within the city limits of Alpine, except for the capture and control of nuisance animals by an authorized government official. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-11 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-11 Hunting.

(a) ~~No person shall hunt, molest, harm, frighten, tease, shoot, or throw missiles at any animal, including domestic or wildlife within city limits.~~ Hunting of any kind is strictly prohibited within the city limits unless it is for the capture and or control of nuisance animals by an authorized government official.

(b) No person shall remove or have in ~~his~~ **their** possession the young of ~~any wildlife, or the eggs, or nest or young of any reptile or fowl~~ **wildlife** within city limits.

Add to definitions:

Hunting is the practice of seeking, pursuing, capturing or killing wild life or feral animals.

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7D

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10 - 41 Standards* to provide for clarification of terms used within the section and to provide a transfer of information contained in the section to other sections better aligned for the information in Chapter 10. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-41 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-41. Standards.

(a) Requirements for outside ~~dogs~~ **animals**—Confinement requirements for ~~dogs~~ **animals** kept outdoors. An owner of a ~~dog~~ **an animal** commits an offense if the fenced yard, or other pen or structure, used as the primary living area for the ~~dog~~ **animal** to regularly eat, sleep, drink and eliminate is not:

(1) At least 150 square feet for each dog six months of age or older or **as outlined for large and small livestock animals in sec 10-44 and sec 10-82; (10-44 should actually be incorporated into 10-82) (should we add something for chickens or other small animals?)**

(2) Designed, constructed, and composed of material sufficient to prevent the ~~dog's~~ **animal's** escape; and

(3) Designed in a manner that provides the ~~dog~~ **animal** access to the inside of a dog house, **coop**, building, or shelter that meets all requirements of subsection (a)(4) of this section.

(4) A dog house or other building or shelter for a ~~dog~~ **an animal** must:

a. Have a weatherproof top, bottom and sides;

b. Have an opening on no more than one side that allows the ~~dog~~ **animal** to remain dry and provides adequate shade during daylight hours to prevent overheating and discomfort to the ~~dog~~ **animal**;

c. Have a floor that is level and dry;

d. Be free from cracks, depressions, and rough areas that might be conducive to insects, parasites, and other pests;

e. Be of adequate size to allow the ~~dog~~ **animal** to stand erect with the ~~dog's~~ **animal's** head up, to turn around easily, and to sit and lie down in a comfortable and normal position;

f. Have sufficient clean and dry bedding material or other means of protection from the weather that will allow the ~~dog~~ **animal** to retain body heat when the weather is colder than what a ~~dog of that breed~~ **an animal of that breed or species** and condition can tolerate;

g. Provide suitable means for the prompt elimination drainage of excess liquids that would cause the dog house, coop, building or shelter to flood;

h. Be structurally sound, maintained in good repair, and constructed with material that protects the dog animal from injury; and

i. Allows the dog animal in and out.

~~(b) No person having charge or custody of an animal shall place or confine an animal or allow an animal to be placed or confined or to remain in a motor vehicle or trailer under such conditions or for such period of time as may endanger the health or well-being of such animal due to heat, lack of food or water, or other such circumstances as may be reasonably expected to cause suffering, disability or death of such animal.~~
(Move to 10-59)

~~(c) Owners of animals shall keep such animals restrained at all times within the city. An animal shall be deemed restrained when it is confined on the premises of the owner within a secure fence or enclosure; confined by means of a collar or harness attached to a chain or similar device anchored securely to the owner's property so as to keep the animal on the premises, out of reach of the public right of way (sidewalks, alleys and streets), within a vehicle being driven or parked, or under the direct physical control of a competent person by means of a secure leash not over six feet in length or similar secure device.~~ (Move to 10-116 ?)

~~(d) The owner shall keep the pen or enclosure in such a manner as not to give off odors offensive to persons residing in the vicinity, or to breed or attract flies, mosquitoes or other noxious insects, or in any manner to endanger the public health or safety, or create a public nuisance.~~ (repeated in new section (b))

(e) (b) The owner of any large or small livestock animal shall keep all pens, enclosures, coops and shelter structures wherein such animals or fowl are kept in a clean and sanitary condition so as not to give off offensive odors which are a source of discomfort to persons residing in the vicinity thereof become a nuisance to persons residing in the vicinity of such pen, enclosure, coop or shelter. The owner of any large or small livestock animal or fowl shall not allow offal, manure, feces and or waste material of such animal to accumulate or remain in the pens, enclosures, coop and shelter areas, excluding including pasture acreage, in any manner which is conducive to the breeding or attraction of flies, mosquitoes or other noxious insects or in any manner which endangers the public health or safety, or which creates an unhealthy environment, or becomes a nuisance. The maintenance or permitting of the conditions in this section on any such lot or parcel of ground is hereby declared to be a public

nuisance. The owner of any ~~large or small livestock~~ animal or fowl shall in a sanitary manner remove or dispose of all offal, manure, feces and waste material accumulating from such animal or fowl as needed ~~to ensure sanitary conditions~~ and no less frequently than every 72 hours. (Could this be moved to 10-42?)

(f) (c) Feed troughs shall be provided for the feeding of vegetables, meat, scraps or garbage, and such feeding shall be done only in containers or on an impervious platform.

(g) (d) Watering troughs or tanks shall be provided which shall be equipped with adequate facilities for draining the overflow so as to prevent the breeding of flies, mosquitoes or other insects.

(h) (e) No putrescible material shall be allowed to accumulate on the premises, and all such material used as feed which is unconsumed shall be removed daily and disposed of by burial or other means approved by the animal control officer. (Could this be moved to 10-42?)

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7E

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-42 - Public Nuisances Designated* to provide clarifying language, provide additional circumstances that constitute an animal nuisance, and making section references to other relevant sections in the Chapter. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-42 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding:
N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-42. Public nuisances designated.

The following shall be considered a public nuisance and unlawful:

(1) The keeping of any animal which causes ~~continual noise or~~ frequent or long continued noise ~~means noise pollution,~~ unwanted or excessive sound, a nuisance that ~~interferes with activities,~~ for example ~~owning an animal that causes frequent or long-continuing noise, by barking or,~~ howling ~~or crowing,~~ which disturbs the comfort and repose of any person or persons, of ordinary sensibilities in the vicinity of ~~such animal.~~ Proof of such disturbance shall be provided to the Animal Control ~~Services Officer~~ for further investigation.

(2) ~~The keeping of any animal in such a manner as to endanger the public health or as to disturb neighbors by the accumulation of droppings and putrescible materials which cause foul and offensive odors.)~~ The keeping of an animal in such a manner that gives off offensive odors due to the owner not keeping all pens, enclosures, coops and shelter structures wherein such animals or fowl in clean and sanitary conditions and which becomes a nuisance to persons residing in the vicinity of such pen, enclosure, coop or shelter. The owner of any animal or fowl allowing offal, manure, feces or waste material ~~of such animal~~ to accumulate or remain in the pens, enclosures, coop and shelter areas, including pasture acreage, in any manner which is conducive to the breeding or attraction of flies, mosquitoes or other noxious insects or in any manner which endangers the public health or safety, or which creates an unhealthy environment, or becomes a nuisance. The owner of any animal or fowl who does not, in a sanitary manner remove or dispose of all offal, manure, feces and waste material accumulating from such animal or fowl as needed and no less than every 72 hours.

(3) The keeping of any animal which deposits body wastes upon or destroys by chewing, scratching, digging or otherwise, property other than that of the owner of such animal. Proof of such destruction shall be provided to the ~~animal control officer~~ Animal Services Officer for further investigation.

~~(4) All animal pens, stables or enclosures in which any animal may be kept or confined, which from use have become offensive.~~ Redundant, unless we are describing structure which is touched on in section 10-41 with the changes.

~~(5) Any animal not meeting the designated requirements for restraint.~~ (is this necessary with section 10-117 in place?)

~~(6)~~ (4) For any person owning, possessing, harboring or having care, charge, control or custody of any dog not to remove any feces left by that dog on any sidewalk, gutter, street, public park or other public area. Dog waste shall be immediately

removed by placing said matter in a sealable bag or container and thereafter disposing of it in a trash receptacle, sanitary disposal unit or other closed or sealed refuse container. This subsection shall not apply to visually impaired persons who have the charge, control, or use of a guide dog.

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7F

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-43 - Keeping of Swine* and relocating the section to a more appropriate portion of the code, establishing *Sec. 10-94 Swine* under *Division II - Permits*. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-43 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-43. **Sec 10-94.** Keeping swine.

No person shall keep within the city any hog, sow or pig excluding such animals being lawfully and justly registered as livestock exhibition animals and potbellied pigs without proper and valid permit. The owner of any exhibition swine must, upon request, provide the animal control officer with proper documentation from the sponsor organization showing the registration number, registration tattoos and other distinguishing marks used for identification purposes. This documentation must also contain the current address and name of the exhibitor, the exhibitor's signature and the validation chair's signature. The owner must at no time feed vegetation or garbage which shall produce noxious odors, flies, fly larvae or other nuisances caused by the failure to keep such premises in a sanitary condition **as outlined in sec 10-42 (2).** ~~The owner must also remove all manure or droppings from the pen or enclosure so as to prevent the breeding of flies and the migration of fly larvae into the soil.~~

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7G

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-45 - Standing Bulls, stallions or jacks at stud* and relocating the section to a more appropriate portion of the code, establishing *Sec. 10-95 - Standing Bulls, stallions or jacks at stud* under Division II - Permits. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-45 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-45. Sec 10-95. Standing bulls, stallions or jacks at stud.

It shall be unlawful for the owner or harbinger of any bull, stallion or jack to permit or cause to be permitted the standing of any such bull, stallion or jack at stud within the city limits, unless the standing is in an enclosed structure.

(Ord. No. 2008-11-01, § 1, 1-6-09)

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7H

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Removing *Sec. 10-44. - Restrictions on size and location of area for keeping horses and other large animals.* and relocating the section to a more appropriate portion of the code, *Sec. 10-82. - Small livestock animal and fowl permit requirements (excluding dogs, cats and household pets)* in *Division II - Permits.* (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-44 and 10-82 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-44. (move to 10-82) Restrictions on size and location of area for keeping horses and other large animals, small livestock animal and fowl (excluding dogs, cats and household pets).

- (a) Except for pasturage, it shall be unlawful to keep and maintain any mule, donkey, horse, mare, colt, bull, cow, calf, cattle or, fowl or any small or large livestock at a distance closer than 50 feet from any building located on adjoining property that is used for human habitation.
- (b) The minimum pen size in which any large or small animal is kept shall be the area set forth in table I.

TABLE I

Number of Large Animals	Minimum Enclosure Required (sq. ft.)
1	800 sq ft per animal
2	1,600 sq ft per animal
Each additional over 2	600 sq ft per additional animal
Number of Small Animals	Minimum Enclosure Required (sq. ft.)
Sheep, goats,	400 sq ft animal
Ratites	400 sq ft, (Ratites include per animal emu and ostrich)
livestock exhibition animals and potbellied pigs	400 sq ft per animal

- (c) Pasturage provided for the animals, in addition to enclosures meeting the requirements in subsection (b) of this section, may extend to the full extent of the animal owner's property.

(Ord. No. 2008-11-01, § 1, 1-6-09)

Sec. 10-82. Small livestock animal and fowl permit requirements (excluding dogs, cats and household pets).

- (a) It shall be unlawful for any person to keep or harbor small livestock animals or fowl, without a permit, in numbers equal to or greater than the minimum provided in table II. This section does not apply to the keeping of dogs, cats or other household pets.

Table II

Sheep and goats	400 square feet per animal
Ratites	400 square feet, (Ratites include per animal emu and ostrich)

- (b) It shall be unlawful for any person to keep or harbor small livestock animals or fowl within pens, enclosures or shelters closer than 50 feet from a neighboring residence.
- (c) Pasturage provided for the animals, in addition to enclosures meeting the requirements in subsection (b) of this section, may extend to the full extent of the animal owner's property.

(Ord. No. 2008-11-01, § 1, 1-6-09)

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7I

Department: Animal Services

Sponsor: Patsy Culver, Chair

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Approve a recommendation to the City Council to recommend an ordinance amending Chapter 10 - Animals to the Alpine Code of Ordinances; Amending *Sec. 10-9. - Guide Dogs* by updating the title to more appropriate language, *10-9 Service Animals*, to better align with federal and state verbiage and requirements. (P. Culver, Chair)

EXECUTIVE SUMMARY

SUPPORTING MATERIALS

1. 10-9 Proposed Section Updates

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

Sec. 10-9. ~~Guide dogs.~~ Service Animals

Any dog trained to guide any person with a total or partial disability shall be admitted to any public place or vehicle which the person with a total or partial disability has the lawful right to enter when accompanying the person with a total or partial disability and if currently vaccinated and registered.

Under the ADA, State and local governments, businesses, and nonprofit organizations that serve the public generally must allow service animals to accompany people with disabilities in all areas of the facility where the public is allowed to go.

A service animal must be under the control of its handler. Under the ADA, service animals must be harnessed, leashed, or tethered, unless the individual's disability prevents using these devices or these devices interfere with the service animal's safe, effective performance of tasks.

When it is not obvious what service an animal provides, only limited inquiries are allowed. Staff may ask two questions: (1) is the dog a service animal required because of a disability, and (2) what work or task has the dog been trained to perform. Staff cannot ask about the person's disability, require medical documentation, require a special identification card or training documentation for the dog, or ask that the dog demonstrate its ability to perform the work or task.

Put under definitions:

Service animals are defined as dogs that are individually trained to do work or perform tasks for people with disabilities. Examples of such work or tasks include guiding people who are blind, alerting people who are deaf, pulling a wheelchair, alerting, and protecting a person who is having a seizure, reminding a person with mental illness to take prescribed medications, calming a person with Post Traumatic Stress Disorder (PTSD) during an anxiety attack, or performing other duties. Dogs whose sole function is to provide comfort or emotional support do not qualify as service animals under the ADA.

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7J

Department: Animal Services

Sponsor: Geo Calderon, City Secretary

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Appoint the Chair of the Animal Advisory Board. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

Since Patsy will be resigning from the board, a new Chair must be appointed. The Chair of the board is responsible for running the meetings, ensuring that the rules are adhered to, and for keeping order and efficiency of the meeting.

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7K

Department: Animal Services

Sponsor:

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Appoint a Vice-Chair of the Animal Advisory Board. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

The current Vice-chair of the Animal Advisory Board is James Etchison. Depending on who is appointed as the Chair, the board must appoint a vice-chair to serve as backup leadership. The Vice-chair is the official who is responsible for running the meeting and assuming the duties of Chair in the absence of the Chair.

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary

ANIMAL ADVISORY BOARD AGENDA ITEM REPORT

July 9, 2024

Agenda Item No. 7L

Department: Animal Services

Sponsor: Geo Calderon, City Secretary

Memo Prepared By: Geoffrey R. Calderon, City Secretary

Staff Recommendation: None



AGENDA ITEM

Appoint a Secretary of the Animal Advisory Board. (G. Calderon, City Secretary)

EXECUTIVE SUMMARY

The Secretary of the board is responsible for taking notes of what occurs during the meeting and forwarding it to the Office of the City Secretary to compile the meeting minutes. The Secretary should take note of all those presents, keep track of who made a main motion and who seconded it, and keep track of the verbiage that was said at the meeting. Additionally, the secretary should keep track of all of the actions required to be recorded by the Boards, Commissions, and Committees ordinance.

SUPPORTING MATERIALS

None

BUDGET CONSIDERATIONS

Expenditure Required: N/A
Savings Anticipation: N/A
Current Budget FY2023- N/A
2024:
Additional Funding: N/A

APPROVERS

Alex Tackett, Records Clerk
Geo Calderon, City Secretary