

**PERRY CITY
ORDINANCE 24-C**

REPEAL DOG LICENSES

**AN ORDINANCE OF PERRY CITY, UTAH, AMENDING CHAPTER 9.05 OF
THE PERRY CITY MUNICIPAL CODE TO REPEAL THE REQUIREMENT OF
DOG LICENSES; TECHNICAL CHANGES; SEVERABILITY; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Perry City (hereafter “City”) is a municipal corporation, duly organized and existing under the laws of the State of Utah;

WHEREAS, *Utah Code Annotated* §10-8-84 and §10-8-60 allow municipalities in the State of Utah to exercise certain police powers and nuisance abatement powers, including but not limited to providing for safety and preservation of health, promotion of prosperity, improve community well-being, peace and good order for the inhabitants of the City;

WHEREAS, the City desires to repeal the dog license requirement based upon current trends, microchipping, and other technology than makes licensing obsolete;

NOW, THEREFORE, be it ordained by the City Council of Perry City, Utah, as follows:

Section 1: **Repealer.** Any ordinance or portion of the municipal code inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

Section 2: **Amendment.** The *Perry City Municipal Code* is amended to repeal as follows:

9.05.010 — Licensing And Registration Of Dogs

~~It shall be unlawful for any person to own, keep, harbor, or maintain a dog over the age of four (4) months of age, without registering and obtaining a license for such dogs from the division or authorized vendor.~~

1. All dogs brought into the municipality shall require registering and licensing within thirty (30) days after they enter the municipality, or within thirty (30) days after having reached the age of four (4) months.
 - a. The annual fee for all dog licenses shall be from time to time set by resolution by the Perry City Council.
 - b. For any dog not registered within thirty (30) days after having been brought into the municipality, or within thirty (30) days of being four (4) months old, the owner thereof will be required to pay an additional license “late fee” which shall be set from time to time by resolution of the Perry City Council.
2. No dog shall be licensed as spayed or neutered without proof that the surgery has been performed.
3. Proof that the dog has a current rabies inoculation shall be presented at the time the license is applied for. Proof must be in writing and must include the licensed veterinarian who administered the vaccine.

9.05.040 — Removal Of Tag And Collar Unlawful

~~It shall be unlawful to deprive a registered dog of its collar and/or its tags.~~

9.05.020 — Exemptions For Licensing

PMC 9.05.010 does not apply to the following:

1. Persons 65 years of age or older may obtain a dog license for a spayed or neutered dog for a reduced fee. This shall be known as a "Senior Citizen License".
2. Licensed dogs, whose owners are non-residents, temporarily (up to thirty (30) days) within the municipality, provided, however, that licensed dogs whose owners remain within the municipality longer than thirty (30) days may transfer a current license from another local government authority to Perry City upon payment of a "transfer fee" and proof of current rabies vaccination.
3. Individual dogs within a properly licensed kennel or other such establishment.
4. Service animals.
5. Government working dogs.
6. Animals especially trained to assist government officials in the performance of their duties, and are owned or maintained by a government agency.
7. Notwithstanding the foregoing, nothing in this section shall be construed so as to exempt any dog from having a current rabies vaccination as prescribed in this chapter.

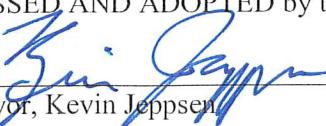
9.05.030 Tag And Collar Required

Upon payment of the license fee, there shall be issued to the owner, a metallic tag for each dog so licensed. Every owner shall be required to provide each dog with a collar to which the license tag must be affixed, and shall see that the collar and tag are constantly worn. In the event a dog tag is lost or destroyed, a duplicate will be issued by the division upon presentation of a receipt showing payment of the license fee for the current year, and payment of a duplicate tag fee as set from time to time by the Perry City Council. The license shall not be transferable from one dog to another and no refunds shall be made on any dog license for any reason whatsoever.

Section 3: Severability. If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which shall continue in full force and effect.

Section 4: Effective date. This Ordinance shall take effect immediately upon adoption and posting.

PASSED AND ADOPTED by the City Council on this 22nd day of February, 2024.



Mayor, Kevin Jeppsen

VOTING:

Tueller	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Wright	Yea <input type="checkbox"/>	Nay <input checked="" type="checkbox"/>
Ostler	Yea <input type="checkbox"/>	Nay <input checked="" type="checkbox"/>
Walker	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Young	Absent	
Mayor Jeppsen	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

ATTEST:



Shanna S. Johnson

City Recorder, Shanna Johnson

RECORDED this 29th day of February, 2024.

PUBLISHED OR POSTED this 29th day of February, 2024.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the City Recorder of Perry City, hereby certify that foregoing Ordinance was duly passed and published or posted at: 1)

city hall, 2) utah.gov/ann, and 3) perrycity.org on the above referenced dates.

Shanna S. Johnson

DATE: 2/29/2024

City Recorder, Shanna S. Johnson