

ORDINANCE NO. 2385

ORDINANCE AMENDING THE CITY OF FORT DODGE MUNICIPAL CODE
Animal Protection and Control

BE IT ORDAINED BY THE CITY COUNCIL OF FORT DODGE, IOWA:

This Ordinance amends sections of the City of Fort Dodge Municipal Code Title 6 and amends Ordinance No. 2186 by adding or amending the following.

6.02 - Definitions.

Breeder

Any person eighteen years of age or older, owning, keeping, harboring, or in control of one or more animals which have not been spayed or neutered. This definition applies regardless of actions to sell, adopt out, or permanently place off-spring.

Kennel

"Kennel" means any premises wherein any person engages in the boarding, breeding, buying, letting for hire, training for a fee, or selling of dogs or cats. Crates, kennels, boarding kennels, and commercial kennels, as defined in Chapter 162 of the Code of Iowa, are considered kennels for the purpose of this chapter.

6.02.290 Wild animal

"Wild animal" means any animal as defined in Code of Iowa §717F.1(5) and including feral and community cats.

6.24 Breeding Permit.

- a) No kennel, breeder, or pet store shall cause or allow any dog, cat or ferret owned or harbored to breed without first obtaining a breeding permit. The City Clerk shall administer a permit program to allow the breeding of dogs, cats, or ferrets consistent with the criteria and according to procedures contained in this chapter and all other standards of care governing such activities.
- b) Each applicant who is issued a permit to breed dogs, cats or ferrets under this section shall pay a breeding permit fee as set in the schedule of fees adopted by the city council by resolution.
- c) Breeding permits shall be valid for 12 months, renewable on an annual basis. All breeding permits shall contain the following terms and conditions and be subject to all the following requirements:
 - 1) **Applications must include the street address and nature of the premises (e.g., residential house/unit/rural) where the animal is kept and address where the animal will be bred if located at a different premise.**
 - 2) **A signed copy of veterinary surgeon's certificate confirming the breeding animal has been vaccinated.**
 - 3) **Written approval by a veterinary surgeon that the animal has been examined by the veterinary surgeon, and the veterinary surgeon reasonably considers the animal to be ready for breeding.**
 - 4) **Microchip Number (PPID number) is required to breed animals OR signed veterinary surgeon's certificate for the breeding animal stating that implanting it with a PPID is likely to be a serious risk to the health of the breeding animal.**
 - 5) No offspring may be sold or adopted and permanently placed until reaching an age of at least eight weeks and having received age-appropriate health testing.
 - 6) No offspring may be sold or adopted until they have begun a course of disease prevention and immunization against common diseases under the direction of a licensed veterinarian.
 - 7) Any permit holder advertising to the public the availability of any animal for adoption or sale must prominently display the permit numbers in any publications in which they advertise. Further, the permit number must be provided to any person adopting or purchasing an animal bred by the permit holder.
 - 8) The breeding permit holder shall adhere to minimum standards regarding the care and keeping of animals and all other standards of care governing such activities.
 - **The land on which the breeding will be undertaken is suitable for the keeping of the animal(s).**
 - **The enclosure in which the animal(s) are to be kept is structurally safe and suitable.**
 - **The animal(s) will not be likely to cause any undue nuisance, inconvenience, or annoyance to the occupiers of adjoining land.**
 - **The animal(s) will not have a significant detrimental effect on the amenity of the surrounding area.**
 - **The animal(s) will not have a significant detrimental effect on the local environment or cause pollution or other environmental damage.**

PENALTY

Anyone violating any of the provisions of this ordinance shall upon conviction be subject to the penalties in accordance with Section 1.20.020 of the Fort Dodge Municipal Code.

REPEALER

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SEVERABILITY CLAUSE

If any section, provision, or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

EFFECTIVE DATE

This ordinance shall be in effect after its final passage, approval and publication as provided by law.

The above Ordinance passed and adopted by the City Council of the City of Fort Dodge, Iowa this 13th day of May, 2024.

Passed and approved this 8th day of April 2024.

Ayes: Flattery, McCaleb, Alstott, Crimmins and Schuur

Nays: None

Other: Absent: Nelson and Secor

Passed and approved this 22nd day of April 2024.

Ayes: Flattery, Nelson, Secor, McCaleb, Alstott, Crimmins and Schuur

Nays: None

Other: None

Passed and approved this 13th day of May 2024.

Ayes: Flattery, Secor, McCaleb, Alstott, and Crimmins

Nays: None

Other: Absent: Nelson and Schuur

City of Fort Dodge, Iowa


Matt Bemrich, Mayor

Attest:


Dawn Siebken, City Clerk

Published in The Messenger this 30th day of May 2024.