Agenda Item #: **48-2**

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Department: Public Safety Submitted By: Public Safety Submitted For: Animal Care and Control	Meeting Date: Mar	ch 1, 2011	[]	Consent Ordinance	[X]	Regular Public Hearing
	Submitted By:	Public Safety	d Contro	.	••	

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: Adopt Resolution of the Board of County Commissioners of Palm Beach County, Florida amending Resolution No. R2008-0448 to increase and/or adjust the following operating fees: veterinarian handling fee; increase the senior citizen 25% discount dog and cat license fee from age 65 to age 70; electronic microchip I.D. implant fee; and private euthanasia fee.

Summary: It is necessary to amend the schedule of fees and fines utilized by the Division of Animal Care and Control (ACC) to: increase the veterinarian handling fee from \$2 to \$5; increase the age from 65 years to 70 years for the senior citizens discount of twenty-five percent (25%) for all regular dog and cat license tags purchased; set the electronic microchip I.D. implant fee for sterilized feral cats at \$5, for sterilized dogs/cats at \$10, and for non-sterilized dogs/cats at \$20; increase the euthanasia fees for privately owned animals excluding livestock from \$30 to \$50. The ACC Director may waive the fee to euthanize an animal if the owner is indigent. In order to increase adoptions, the ACC Director may also waive adoption fees on adult cats.

The veterinarian handling fee increase is to allow veterinarians to be fairly compensated for the documentation necessary for selling County Rabies Tags. Veterinarians might be encouraged to sell additional tags for the extra \$3 handling fee. The senior citizen discount age is increased in an attempt to enhance revenue to help offset rising operating costs. The remaining two fee increases (microchip and euthanasia) are an attempt to offset rising medical costs. It is anticipated there will be a cost savings of \$10,000 in operating expenses (postage & overtime) due to fewer tag billings by ACC, (the tags will be purchased up front at the veterinarian offices) and additional revenue of \$50,000 for the fee revisions and additional tag sales. If the Board approves the resolution, the revised fees and changes will be effective April 1, 2011. Countywide (SF)

Background and Justification: The Division of Animal Care and Control has the responsibility for enforcement of animal laws within Palm Beach County. The Division also has the responsibility for collecting monies related to the services provided by the Division.

Attachments:

1. Proposed New Resolution including three schedules of fees/fines.

2. Resolution R-2008-0448.

Recommended by:

| Interpretation | Department Director | Date |
| Approved By: | Assistant County Administrator | Date |
| Department Director | Date | Dat

II. FISCAL IMPACT ANALYSIS

Fiscal Years	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Capital Expenditures				
perating Costs	(10,000)		****	
				44
xternal Revenues	(50.000)		· · · · · · · · · · · · · · · · · · ·	
rogram Income (County) n-Kind Match (County)	(50,000)			
(County)				
Net Fiscal Impact	(60,000)			
ADDITIONAL FTE				
OSITIONS (Cumulative)	Λ			
		_		
tem Included In Current B	Budget? Yes _	No _	<u>X</u>	
dget Account No.: Exp	o: Fund De v: Fund De	partment	Unit	_ Object _
		-		
evenue collections increase introl Division's budget will be	based on the ne e adjusted in FY	w fees, Pub 2012 to refle	lic Safety's A ect the addition	Animal Care onal revenu
revenue collections increase control Division's budget will be control Division's budget will be control Division's budget will be control Departmental Fiscal Review	based on the ne e adjusted in FY ew: <u>Stephar</u>	w fees, Pub 2012 to refle	lic Safety's A ect the addition	Animal Care onal revenu
control Division's budget will be Departmental Fiscal Review	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI	w fees, Pub. 2012 to refle Lance WMENTS	lic Safety's A	Animal Care
revenue collections increase ontrol Division's budget will be	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI	w fees, Pub. 2012 to refle Lance WMENTS	lic Safety's A	Animal Care
revenue collections increase ontrol Division's budget will be control Division's budget will be control Division's budget will be control Departmental Fiscal Review	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co	w fees, Pub. 2012 to refle Lance WMENTS	lic Safety's Act the addition	Animal Care
Control Division's budget will be control. C. Departmental Fiscal Review. C. OFMB Fiscal and/or Control Division's budget will be control Division by contro	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care
Trevenue collections increase control Division's budget will be control Division's budget will be control. Departmental Fiscal Review Control OFMB Fiscal and/or Control OFMB	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care
Departmental Fiscal Revie	based on the ne e adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co Contra	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care
Control Division's budget will be control Division's budget will be control Division's budget will be control. Departmental Fiscal Review of the control of	based on the nee adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co Contra	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care
OFMB Fiscal and/or Control OFMB Shall Legal Sufficiency: Assistant County Attor	based on the nee adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co Contra	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care
Control Division's budget will be control. Departmental Fiscal Review of the control of the contro	based on the nee adjusted in FY ew: Stephan III. REVIEW COI ract Dev. and Co Contra	w fees, Pub. 2012 to refle	lic Safety's Act the addition	Animal Care

RESOLUTION NO. R-2011-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R2008-0448, A SCHEDULE OF FEES FOR ANIMAL SHELTERING AND SERVICES AND FINES FOR VIOLATION OF THE ANIMAL CARE AND CONTROL ORDINANCE.

WHEREAS, the Florida Legislature in Chapter 69-1432, Laws of Florida, granted to Board of County Commissioners of Palm Beach County the responsibility for animal control in Palm Beach County; and

WHEREAS, Section 125.02, Florida Statutes, authorizes the Board of County Commissioners of Palm Beach County to adopt ordinances and resolutions necessary for the exercise of its powers and to prescribe fees for services and fines and penalties for the violation of ordinances; and

WHEREAS, pursuant to its authority, the Board of County Commissioners has enacted Palm Beach County Animal Care and Control Ordinance 98-22, as amended (the "Ordinance"); and

WHEREAS, the Ordinance imposes certain fines for noncompliance and provides that the Board of County Commissioners shall by resolution establish the amount of such fines:

WHEREAS, the Division of Animal Care and Control imposes certain fees for sheltering and services; and

WHEREAS, the Board of County Commissioners has approved a schedule of fees and fines to be utilized by the Division of Animal Care and Control, and it has become necessary to amend such schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

- A. Veterinarian handling fee is increased from \$2 to \$5.
- B. Senior Citizen age for the 25% discount for all regular dog and cat license tags is increased from 65 to 70.
- C. Electronic Microchip I.D. Implant fees are:
 Sterilized Feral Cats fee is \$5.
 Sterilized Dogs/Cats fee is \$10.
 Non-Sterilized Dogs/Cats fee is \$20.

Attachment #	<u> /</u>	
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- D. Euthanasia fees are increased from \$30 to \$50 for all animals except livestock.
- E. The Director of Animal Care and Control may waive the animal euthanasia fee if the owner is indigent and provides proof of indigency.
- F. The Director of Animal Care and Control may waive adoption fees for adult cats when necessary to boost adoptions and prevent euthanasia.

The	foregoing	Resolution	was	offered	by	Commissione
	, who	moved its ac	option.	The moti	on wa	s seconded by
Commissioner		, and ι	ıpon bei	ng put to a	vote, t	he vote was as
follows:						
Commissione	r Karen T. M	arcus, Chair		_		
Commissione	r Shelley Vai	na, Vice Chair		-		
Commissione Commissione				-		
Commissione				-		
Commissione				<u>-</u>		
Commissioner				· -		
The Cl				e Resoluti	ion dul	ly passed and
		PALM BEAC	H COUN	ITY, FLOR SSIONERS	IDA, B	Y ITS BOARD
		SHARON R. I	ВОСК, С	CLERK & C	OMPT	ROLLER
		Ву:				
				Deputy	Clerk	
APPROVED AS TO F						

Attachment:

1. Three schedules of fees/fines.

Assistant County Attorney

Schedule 1 Rabies/License Tag Fees Palm Beach County Animal Care and Control Division

Description	Current Fee	Proposed Fee
License Tag Costs a) Guide Dogs	No Charge	Same
 b) Sterilized Police Dogs (Active in municipal police department or Sheriff's office) c) Sterilized Dogs or Cats d) Non-Sterilized Dogs or Cats e) Dangerous Dog Tag 	No Charge \$15 \$75	Same Same Same
f) Handling Fee for Veterinarians Selling Rabies Tags g) Lost Tag Replacement	\$150 \$2.00	\$5.00
h) Guard Dog i) Late Penalty	\$3 \$75 \$10	Same Same Same
Note: Senior citizens 65 70 years of age or older may receive a discount of twenty-five percent (25%) for all regular dog and cat license tags purchased. Discount does not apply to "guard" dogs.		

Description	Current Fee	Proposed Fee
1. Daily Board Fee (Excluding Livestock)	\$15	Same
2. Impoundment/Redemption Fee (Excluding Livestock)		
Sterilized Dogs/Cats		
First Offense	\$30	Same
Second Offense	\$60	Same
Third Offense	\$100	Same
Non-Sterilized Dogs/Cats	\$300	Same
Other Small Animals	\$30	Same
Note: First, second and third offenses are determined by the owner's name, not by each pet, within a twelve month period. Impoundment fees are applicable to all animals redeemed/claimed, including but not limited to animals claimed from bite quarantine and at-large animals picked up. Impound fees may be imposed for animals impounded pursuant to s. 828.073, Florida Statutes.		
3. Electronic Microchip ID Implant for Dog/Cat	Cost + 10%	
Sterilized Feral Cats	Cost + 10%	\$5
Sterilized Dogs and Cats	Cost + 10%	\$10
Non-sterilized Dogs and Cats	Cost + 10%	\$20
4. Rabies Vaccination Fee Upon redemption of impounded animal Owned animal	\$15 \$15	Same Same
Note: During Alerts/Emergencies Fees set at Director's Discretion.		
5. Beehives		
Impoundment Fee (per Apiary)	\$50	Same
Daily Monitoring/Maintenance	\$15	Same
Beekeeper Expenses	Per Actual Expense	Same
6. Dead Animal Disposal		
Small Animal (0 – 20 lbs)	4.50	_
Medium Animal (21 – 50 lbs)	\$50	Same
Large Animal $(21 - 30 \text{ lbs})$	\$75	Same
Livestock (151+lbs)	\$100	Same
21705t00k (131 + 108)	\$200	Same
7. Animal Euthanasia Fees – Dogs/Cats Excluding Livestock		
Private (General Public)	\$30	\$50
Unwanted Rabies Quarantine Animal	\$30	\$50
Note: Euthanasia fees may be waived by the Director for indigent cases with proof.		

	Current Fee	Proposed Fee
8. Commercial Animal Establishment Annual		
Operating Permit Fee		_
a) Kennel/Breeder, Pet Shop with no dogs/cats,	\$400	Same
Grooming Parlor or Commercial Stable		
b) Excess Animal Habitat	\$50	Same
c) Pet Shop with dogs/cats	\$400	Same
d) Mobile Grooming Parlors (Inspected on Grounds of Animal Care and Control)	\$225	Same
e) Reapplication Fee for commercial animal establishment whose permit was revoked or denied	\$100	Same
f) Appeal fee for denial, revocation or suspension of permit	\$50	Same
g) Hobby Breeder	\$150	Same
h) Feral Cat Colony Registration	\$10	Same
j) Dog Day Care Operator	· ·	
k) Pet Sitter Operator	\$100	Same
l) Other Pet/Animal Related Services	\$50	Same
(cremation, cemetery, waste removal, trappers, petting zoos, pony rides, traveling exhibits etc)	\$100	Same
9. Guard Dog Registration Fee (one time assessment per dog)	\$125	Same
		ž
10. Dangerous/Vicious Dog		
a) Appeal Process Fee for Classification of a	\$50	Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable)		Same
 a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) 	\$50 \$100	
 a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full 		Same
 a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) 	\$100	Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control) e) Dangerous/Vicious Dog	\$100 \$200	Same Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control)	\$100 \$200 \$10	Same Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control) e) Dangerous/Vicious Dog Investigation/Classification Fee f) Dangerous Dog Tattoo Fee Note: See also Animal Bite Investigation and	\$100 \$200 \$10 \$100	Same Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control) e) Dangerous/Vicious Dog Investigation/Classification Fee f) Dangerous Dog Tattoo Fee Note: See also Animal Bite Investigation and Quarantine Fees for applicable fees.	\$100 \$200 \$10 \$100	Same Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control) e) Dangerous/Vicious Dog Investigation/Classification Fee f) Dangerous Dog Tattoo Fee Note: See also Animal Bite Investigation and Quarantine Fees for applicable fees.	\$100 \$200 \$10 \$100 \$20 \$20 week	Same Same Same Same
a) Appeal Process Fee for Classification of a Dog as Dangerous or Vicious (non-refundable) b) Dangerous Dog Tag (owner in full compliance during previous year) c) Dangerous Dog Tag (owner not in full compliance during previous year) d) Sign (Available only from Animal Care & Control) e) Dangerous/Vicious Dog Investigation/Classification Fee f) Dangerous Dog Tattoo Fee Note: See also Animal Bite Investigation and Quarantine Fees for applicable fees. 11. Trap Rental and Service Fees	\$100 \$200 \$10 \$100 \$20	Same Same Same Same Same Same

	Description	Current Fee	Proposed Fee
12. Adop	tion Fees		
a)		\$58	Same
b)	2 weeks since spay/neuter	\$40	Same
	4 weeks since spay/neuter	\$20	Same
d)	Puppies	\$67	Same
e)	2 weeks since spay/neuter	\$40	Same
f)	4 weeks since spay/neuter	\$20	Same
g)	Cats	\$54	Same
h)	2 weeks since spay/neuter	\$40	Same
i)	4 weeks since spay/neuter	\$20	Same
kennel cough cats include f test. Adoption	check, parvovirus, distemper, hepatitis, leptospirosis, and occult heartworm test. Medical tests and vaccines for ecal check, calici and panleukopenia, and feline leukemian fees on adult cats may be waived by the Director to totions and decrease euthanasia.		
13. "Othe Livestock	er Adoptions" - Pocket pets, Birds and	Market Value	Same
14. Adop	ted Dog/Cat Surgery Deposit Fee fundable upon proof of sterilization)	\$50	Same
15. Trans	portation Fee (unwanted animals)	\$30	Same
16 Nuisa	ance Fees		
a) 1	Investigation Fee (per complaint)	\$20	Same

Description	Current Fee	Proposed Fee
17. Animal Bite Investigation and Quarantine Fees		
a) Bite incident information w/out officer investigation.	\$50	Same
b) Field Officer Fee – Necessary bite information unobtainable from owner and an officer is dispatched to secure of obtain information.	\$60	Same
c) Quarantine Pick-Up — Owner of bite animal has failed to quarantine animal at an approved quarantine facility within 24 hours of notification of incident and an officer is dispatched to transport the animal to the division.	\$60	Same
d) Quarantine Release Fee – Owner fails to notify the division that the bite animal is alive and healthy.	\$30	Same
Note: See also Dangerous/Vicious Dog Fees for applicable fees.		
18. Livestock at Large Fees Impound Fee Daily Board	\$75	Same
Up to 10 pounds	\$5	Same
Over 10 pounds up to 100 pounds	\$15	Same
Over 100 pounds Notice Service/Advertising Personnel Time	\$25	Same
7 am – 11 pm (Hourly rate)	\$30	Same
11 pm – 7 am (Hourly rate) (Determine by hourly rate to the nearest 15 minutes from time dispatched to return to shelter. The above hourly rate is used no matter how many employees were required to apprehend or impound an animal.)	\$50	Same
Mileage, per mile for each animal (\$10 minimum)	\$1	Same
Medical expenses (Per veterinarian costs and procedures performed by Animal Care and Control.)	Per Actual Expense	Same

D	T6 15	T
Description	Current Fee	Proposed Fee
19. Retail Item Fees Staff will set costs of retail items to be sold through Animal Care and Control. Profit "mark up" will usually range from 10 to 100 per cent. Items will include collars, leashes, bowls, harnesses, pet carriers, traps, external parasite controls, etc.	Same	Same

Schedule 3 Citation Fines Palm Beach County Animal Care and Control Division

Description Description	Current	Droposed
Description	Current Court Costs	Proposed Court Costs
Category I Offenses		Court Costs
Section 8 - Keeping/Adopting Stray Animal and Maintaining Feral Cats Section 9 - Animal Waste Section 10 - Rabies Vaccinations Section 11 - Dog and Cat Rabies/License Tags Section 18 - Guard Dogs Section 28 - Sterilization Program		
First Offense Second Offense Third and Subsequent Offense	\$50 \$100 \$250	Same Same Same
Category II Offenses		
Section 3 - Females in Heat Section 4 - Dog and Cat Control (On first offense allows for citation to be dropped if unaltered animal is sterilized within 15 days) Section 7 - Injured Animals, Action required Section 22 - Number of Animals; Acreage Restrictions/Excess Animal Habitat Section 25 - Dogs and Cats offered for sale; Health requirements Section 26 - Animal Agencies		
First Offense Second Offense Third and Subsequent Offense	\$75 \$150 \$300	Same Same Same

Schedule 3 **Citation Fines** Palm Beach County

	T WHILE DURCH COUNTY	
Anima	l Care and Control Division	'n

Animal Care and Control D	IVISION	
Description	Current Court Costs	Proposed Court Costs
Category III Offenses		
Section 5 - Animals Creating Nuisances Section 6 - Scientific Experimentation Section 13 - Adoption Fees and Sterilization Requirements for Dogs and Cats Section 16 - Animal Bites and Quarantining Section 17 - Placement and Impounding of Honeybees Section 20 - Disposal of bodies of Dead Animals Section 21 - Livestock Section 23 - Kennel, Excess Animal Habitat, Pet Shop, Grooming Parlor and Commercial Stable Permits Section 24 - Animal Care; Manner of Keeping Section 27 - Dangerous Dogs and Vicious Dogs Section 29 - Hobby Breeder Permits Section 31 - Interference with Enforcement		
First Offense	\$100	Same
Second Offense	\$250	Same
Third and Subsequent Offense	\$500	Same

Agenda Item #:3X3

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: March 11, 2008 Consent [x] Regular **Ordinance Public Hearing** Department: Submitted By:

Public Safety

Submitted For:

Animal Care and Control

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to: A) ratify staff recommendations to establish a hobby breeder permit fee in the amount of \$150.00; and B) adopt a Resolution of the Board of County Commissioners of Palm Beach County, Florida amending Resolution No. R2007-2119 to: establish a hobby breeder permit fee, establish fines for violation of Section 28 and Section 29 of the Animal Care and Control Ordinance, and reduce the fee for an electronic microchip i.d. implant from \$20 to market cost plus 10%.

Summary: On February 5, 2008, the Board of County Commissioners adopted amendments to the Animal Care and Control Ordinance that established Section 28, "Sterilization Program for Dogs and Cats", and Section 29, "Hobby Breeder Permits". This Resolution establishes the \$150 hobby breeder permit, as presented and recommended by staff on January 15, 2008 and again on February 5, 2008 in the attachment entitled "Narrative Highlights of the Ordinance." Countywide (SF)

Background and Justification: On February 5, 2008, the Board of County Commissioners adopted amendments to the Animal Care and Control Ordinance that established Section 28, "Pet Overpopulation Reform", and Section 29, "Hobby Breeder Permits". It is, therefore, necessary to adopt an annual hobby breeder permit fee and a fine for violation of Section 28 and Section 29, respectively. A \$150 hobby breeder permit fee is established to offset the costs of administering the permit program. A violation of Section 28, "Sterilization Program for Dogs and Cats", will be a category I offense punishable by a fine of \$50 for the first offense, \$100 for the second offense, and \$250 for the third or subsequent offense. A violation of Section 29, "Hobby Breeder Permits*, will be a Category III Offense punishable by a fine of \$100 for the first offense, \$250 for the second offense, and \$500 for the third or subsequent offense. In an effort to encourage all owners to microchip their animals, the fee for an electronic microchip implant is decreased from \$20 to costs plus ten percent.

Attachments:

1. Resolution including three (3) schedules of fees/fines

Copy of Narrative Highlights of Ordinance presented on 01/15/08 and 02/05/08

Recommended & Approved By:

Assistant/County Administrator

04348

Attachment #

II. FISCAL IMPACT ANALYSIS

A. F	ive Year Summary of Fisc	al Impact:					
	Fiscal Years	20 <u>08</u>	20_09	20_10_	20_11_	20 12	
Oper Exte Prog In-Ki	tal enditures rating Costs rnal Revenues gram Income (County) and Match (County) F FISCAL IMPACT						
No. POS	ADDITIONAL FTE N/A BITIONS (Cumulative)		•				
is ite Budg	om Included in Current Budget Account No.: Fund Object		s I Department Repor	t	Unit		
B.	Recommended Sources	of Funds/	Sumnlary o	f Fiscal Im	pact:		
C.	Departmental Fiscal Rev	riew:	Jua	mev-			
	. 41	. REVIEW	COMMENT	<u>'S</u>			
A.	The estimates of the neat this time. OFMB OFMB	tract Dev. w breeder 29.08 0.00 0	and Contro	can not b	ots: Jocob Control	ined .	OF.
B.	Legal Sufficiency:			agrap			
	Man Fy						
	Assistant County Attorn	iey					
C.	Other Department Revie	w:					
	Department Direct	or					
ADM F	ED 9/03 ORM 01 GUMMARY IS NOT TO BE USED AS	A managa					

04349

3 X 3

RESOLUTION NO. R-2008-0448

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R2007-2119, A SCHEDULE OF FEES FOR ANIMAL SHELTERING AND SERVICES AND FINES FOR VIOLATION OF THE ANIMAL CARE AND CONTROL ORDINANCE.

WHEREAS, the Florida Legislature in Chapter 69-1432, Laws of Florida, granted to Board of County Commissioners of Palm Beach County the responsibility for animal control in Palm Beach County; and

WHEREAS, Section 125.02, Florida Statutes, authorizes the Board of County Commissioners of Palm Beach County to adopt ordinances and resolutions necessary for the exercise of its powers and to prescribe fees for services and fines and penalties for the violation of ordinances; and

WHEREAS, pursuant to its authority, the Board of County Commissioners has enacted Palm Beach County Animal Care and Control Ordinance 98-22, as amended (the "Ordinance"); and

WHEREAS, the Ordinance imposes certain fines for noncompliance and provides that the Board of County Commissioners shall by resolution establish the amount of such fines;

WHEREAS, the Division of Animal Care and Control imposes certain fees for sheltering and services; and

WHEREAS, the Board of County Commissioners has approved a schedule of fees and fines to be utilized by the Division of Animal Care and Control, and it has become necessary to amend such schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

- A. An annual Hobby Breeder Permit fee in the amount of \$150 is established.
- B. Violation of Animal Care and Control Ordinance 98-22, as amended, Section 28, "Sterilization Program for Dogs and Cats", shall be a Category I Offense punishable by a fine of \$50 for the first offense, \$100 for the second offense, and \$250 for the third or subsequent offense.

04350

- C. Violation of Animal Care and Control Ordinance 98-22, as amended, Section 29, "Hobby Breeder Permits", shall be a Category III Offense punishable by a fine of \$100 for the first offense, \$250 for the second offense, and \$500 for the third or subsequent offense.
- The Electronic Microchip I.D: Implant fee is set at cost plus 10 percent.

	The	foregoing	Resolution	was	offered	by	Commissioner
Jeff K	oons	, who	moved its ad	option.	The mot	ion wa	s seconded by
Commission	er M	larcus	, and up	on bein	g put to a	vote, f	the vote was as
follows:		are en e					

Commissioner Addie L. Greene, Chairperson Commissioner Jeff Koons, Vice Chair	- Aye - Aye
Commissioner Karen T. Marcus	Aye
Commissioner Robert J. Kanijan	- Aye
Commissioner Mary McCarty	- Aye
Commissioner Burt Aaronson	Aye
Commissioner Jess R. Santamaria	- Aye

The Chairperson thereupon declared the Resolution duly passed and adopted this 11th day of March _, 2008.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK &

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Assistant County Attorney

04351

Description	.Current Fee	Proposed Fee
License Tag Costs		
a) Guide Dogs	No Charge	Sam
b) Sterilized Police Dogs (Active in munic department or Sheriff's office)	ipal police No Charge	Sam
c) Sterilized Dogs or Cats		Sam
d) Non-Sterilized Dogs or Cats	\$15	Sam
e) Dangerous Dog Tag	\$75	Sam
f) Handling Fee for Veterinarians Sel	ling \$150	Sam
Rabics Tags	\$2.00	Sam
g) Lost Tag Replacement	\$3	Sam
h) Guard Dog i) Lato Penalty	\$75	Sam
·/	\$10	Sam

Schedule 2		1
Service Fees Palm Beach County Animal Care and Control I		
Description	Current Fee	Proposed Fee
1. Daily Board Fee (Excluding Livestock)	\$15	Same
2. Impoundment/Redemption Fee (Excluding Livestock)		
Sterilized Dogs/Cats		
First Offense	\$30	Same
Second Offense	\$60	Same
Third Offense	\$100	Same Same
Non-Sterilized Dogs/Cats	\$300	Same
Other Small Animals	\$30	Same
Note: First, second and third offenses are determined by the owner's name, not by each pet, within a twelve month period. Impoundment fees are applicable to all animals redeemed/claimed, including but not limited to animals claimed from bite quarantine and at-large animals picked up. Impound fees may be imposed for animals impounded pursuant to s. 828.073, Florida Statutes.		·
3. Electronic Microchip ID Implant for Dog/Cat	\$20	Cost + 10%
Rabies Vaccination Fee Upon redemption of impounded animal Owned animal	\$15 \$15	Same Same
Note: During Alerts/Emergencies Fees set at Director's Discretion,		
5. Beehives Impoundment Fee (per Apiary) Daily Monitoring/Maintenance Beekeeper Expenses	\$50 \$15 Per Actual Expense	Same Same Same
6. Dead Animal Disposal Small Animal (0 – 20 lbs) Medium Animal (21 – 50 lbs) Large Animal (51 – 150 lbs) Livestock (151+ lbs)	\$50 \$75 \$100 \$200	Same Same Same
7. Animal Euthanasia Fees – Dogs/Cats Private (General Public) Unwanted Rabies Quarantine Animal	\$30 \$30	Same Same

04353

Description	Current Fee	Proposed Fee
8. Commercial Animal Establishment Annual		
Operating Permit Fee		
a) Kennel/Breeder, Pet Shop with no dogs/cats,	1	·
Grooming Parlor or Commercial Stable	6400	
b) Excess Animal Habitat	\$400	Same
c) Pet Shop with dogs/cats	\$50	Same
d) Mobile Greening Bodes (Verset 1	\$400	Same
d) Mobile Grooming Parlors (Inspected on	\$225	Same
Grounds of Animal Care and Control)		
e) Reapplication Fee for commercial animal		
establishment whose permit was revoked or	Ì	
denied	\$100	Same
f) Appeal fee for denial, revocation or		
suspension of permit	\$50	Same
g) Hobby Breeder	N/A	\$150
h) Feral Cat Colony Registration	\$10	Same
j) Dog Day Care Operator	\$100	Same
j) Pet Sitter Operator	\$50	Same
k) Other Pet/Animal Related Services	\$100	Same
(cremation, cemetery, waste removal, trappers, petting zoos, pony rides, traveling exhibits etc)		
9. Guard Dog Registration Fee (one time assessment per dog)	0100	
F	\$125	Same
10. Dangerous/Vicious Dog		
a) Appeal Process Fee for Classification of a		
Dog as Dangerous or Vicious (non-refundable)	\$50	Same
b) Dangerous Dog Tag (owner in full		
compliance during previous year)	\$100	Same
c) Dangerous Dog Tag (owner not in full		
compliance during previous year)	\$200	Same
d) Sign (Available only from Animal Care &		Sum
Control)	\$10	Same
e) Dangerous/Vicious Dog		Julik
Investigation/Classification Fee	\$100	Same
f) Dangerous Dog Tattoo Fee	\$20	Same
Note: See also Animal Bite Investigation and		
Quarantine Fees for applicable fees.		٠.
·		
	\$20 week	Same
	\$4 day	Same
·	\$30 week	Same
	\$5 day	Same

New/Revised Fees = Red Type

Schedule 2 Service Fees Palm Beach County

Description	Current Fee	Proposed Fee
12. Adoption Fees		
a) Adult Dog	\$58	Same
b) 2 weeks since spay/neuter	\$40	Same
c) 4 weeks since spay/neuter	\$20	Same
d) Puppies	\$67	Same
e) 2 weeks since spay/neuter	\$40	Same
f) 4 weeks since spay/neuter	\$20	Same
g) Cats	\$54	Same
h) 2 weeks since spay/neuter	\$40	Same
i) 4 weeks since spay/neuter	\$20	Same
Note: Adoption fees include spay/neuter, initial dewormings, in vaccines, medical testing, rabies vaccination, county rabies/licer and permanent microchip ID. Medical tests and vaccines for do include feeal check, parvovirus, distemper, hepatitis, leptospiros kennel cough and occult heartworm test. Medical tests and vacci cats include feeal check, calici and panleukopenia, and feline let test.	use tag gs uis,	
13. "Other Adoptions" - Pocket pets, Birds and Livestock	Market Value	Same
14. Adopted Dog/Cat Surgery Deposit Fee (Refundable upon proof of sterilization)	\$50	Same
15. Transportation Fee (unwanted animals)	\$30	Same
16 Nuisance Fees		
a) Investigation Fee (per complaint)b) Affidavit Filing Fee (per complaint)	\$20	Same

04355

New/Revised Fees = Red Type

b) Field Officer Fee — Necessary bite information unobtainable from owner and an officer is dispatched to secure of obtain information. c) Quarantine Pick-Up — Owner of bite animal has failed to quarantine animal at an approved quarantine facility within 24 hours of notification of incident and an officer is dispatched to transport the animal to the division. d) Quarantine Release Fee — Owner fails to notify the division that the bite animal is alive and healthy. \$30 Sai Note: See also Dangerous/Vicious Dog Fees for applicable fees. 18. Livestock at Large Fees Impound Fee Daily Board Up to 10 pounds Over 10 pounds up to 100 pounds Over 100 pounds Over 100 pounds Sission Notice Service/Advertising Personnel Time 7 am — 11 pm (Hourly rate) 11 pm — 7 am (Hourly rate) 12 pm — 7 am (Hourly rate) 13 minutes from time dispatched to return to shelter. The above hourly rate is used no matter how many employees were required to apprehend or impound an animal.) Mileage, per mile for each animal (\$10 minimum) Medical expenses (Res unterior in the second of the property of th	Description	Current Fee	Proposed Fee
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procedures performed by Animal Care and Expense			
Control.) Expense	medical expenses (Per veterinarian costs and		Same
	Procedures performed by Animal Care and Control.)	Expense	
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04356

New/Revised Fees = Red Type

Schedule 2 Service Fees Palm Reach County Animal Care and Control Division Description Current Fee Proposed Fee 19. Retail Item Fees Staff will set costs of retail items to be sold through Animal Care and Control. Profit "mark up" will usually range from 10 to 100 per cent. Items will include collars, leashes, bowls, harnesses, pet carriers, traps, external parasite controls, etc. Same Same

04357

New/Revised Fees = Red Type

Description	Current Court Costs	Proposed Court Costs
Category I Offenses		
Section 8 - Keeping/Adopting Stray Animal and Maintaining Feral Cats Section 9 - Animal Waste Section 10 - Rabies Vaccinations	,	
Section 11 - Dog and Cat Rabies/License Tags		
Section 18 — Guard Dogs Section 28 — Sterilization Program		
First Offense	\$50	Same
Second Offense Third and Subsequent Offense	\$100 \$250	Same Same
Category II Offenses	·	
Section 3 - Females in Heat Section 4 - Dog and Cat Control (On first offense allows for citation to be dropped if unaltered animal is sterilized within 15 days) Section 7 - Injured Animals, Action required Section 22 - Number of Animals; Acreage Restrictions/Excess Animal Habitat Section 25 - Dogs and Cats offered for sale; Health requirements Section 26 - Animal Agencies		
First Offense Second Offense		:
Third and Subsequent Offense	\$75 \$150 \$300	Same Same Same

04358

New/Revised Fees = Red Type

Schedule 3 Citation Fines Palm Beach County Animal Care and Control Div

Description	Current Court Costs	Proposed Court Costs
Category III Offenses		
Section 5 - Animals Creating Nuisances Section 6 - Scientific Experimentation		,
Section 13 – Adoption Fees and Sterilization Requirements for Dogs and Cats Section 16 – Animal Bites and Quarantining		
Section 17 – Placement and Impounding of Honeybees		
Section 20 - Disposal of bodies of Dead Animals		
Section 21 – Livestock		
Section 23 – Kennel, Excess Animal Habitat, Pet Shop, Grooming Parlor and Commercial Stable Permits		
Section 24 – Animal Care; Manner of Keeping Section 27 – Dangerous Dogs and Vicious Dogs		
Section 29 - Hobby Breeder Permits		·
Section 31 - Interference with Enforcement		
First Offense	\$100	Same
Second Offense	\$250	Same
Third and Subsequent Offense	\$500	Same

04359

Attachment 2 Page 1

Narrative Highlights of Sterilization Ordinance

Animal Care and Control Public Safety Department January 15, 2008 - Agenda Attachment 2

The Division of Animal Care and Control is proposing a revision to the County's existing animal ordinance that would encourage residents to spay and neuter cats and dogs. The purpose of the proposed revisions would be to reduce the number of unwanted animals born each year and subsequently euthanized. The ordinance revisions will offer pet owners a clear choice on sterilization with the knowledge that ownership of an unaltered cat or dog will incur higher fees for the owner.

Each year approximately 20,000 unwanted animals are euthanized in Palm Beach County. Historically, Palm Beach County has lead the way in implementation of unique initiatives in the interest of improving animal welfare. To reduce unwanted animals the County has spent hundreds of thousands of dollars in humane education, dedicated a mobile surgical unit for spaying and neutering, implemented free spaying and neutering of pit bull dogs, and spent more than \$500,000.00 annually for the last 5 years to assist animal welfare organizations with sheltering and sterilization efforts.

With these efforts in mind, the number of animals sheltered and euthanized at the Division continues to rise. As such, Animal Care and Control is proposing revisions to the animal care ordinance to strongly encourage sterilization of pets. It is estimated to take 5 years for the Division to begin to see a significant decline in animal intake and

Highlights of the ordinance revisions are as follows:

Sterilization of an owned cat or dog is a choice

Hobby-Breeders (as defined in the ordinance revisions) must apply for and obtain a permit in order to breed. The permit cost is proposed at \$150.00.

Hobby Breeders who apply for and obtain a permit within 90 days of passage of the revised ordinance will be exempt from the annual permit fee of \$150.00 AND will receive, at no charge, 2 "unaltered" tags each year. The fee waiver and 2 free tags shall remain in effect so long as the Hobby-Breeder is in compliance with the ordinance.

Owners who do not want to have their pet spayed or neutered, but are not considered a Hobby-Breeder, may keep their animal intact so long as an affidavit is signed that the dog or cat will not be bred. The tag fee for unaltered animals will apply.

04360

Exemptions to the sterilization ordinance are:

- Dogs or cats with a veterinary documented medical condition in which sterilization would pose a risk. This would include geriatric animals. Dogs or cats in this category (medical/age) will be allowed to purchase tags at a reduced rate.
- Show or competition dogs and/or cats or dogs/cats intended for show or competition. The tag fee for unaltered animals would apply.
- Dogs/Cats of registered Hobby-Breeders. The unaltered tag fee will apply for any additional unsterlized animals not included in the "2 free tags" issued annually with permit.
- Law Enforcement dogs. No charge for annual tag.
- o Service dogs or service dogs-in-training. No charge for annual tag.

Program Enhancements for the revised ordinance are:

- Implement "voucher" program for low income residents to receive free sterilization for their pets
- Expanding hours of operation of Spay Shuttle
- Establish free sterilization clinic in West County and transportation will be provided for dogs/cats for sterilization if owner meets requirements set by Division (low income/elderly)
- Continuation of free obedience classes for dogs adopted from shelter, educational DVD's for each new adopter, school tours, and free educational materials on sterilization, sterilization access, and responsible pet ownership to any organization or school that makes a request.
- Implement Citizens Animal Patrol to issue materials on sterilization and/or perform public education as a part of Field Services.
- Expand Humane Education Program by working in public schools through Palm Beach County School Board to implement an animal welfare program in elementary schools and to encourage community service for a public or private animal shelter for graduating students
- animal shelter for graduating students
 Work with Public Affairs and Channel 20 to develop and launch a series of programs on animal care, enforcement and pet overpopulation
- Conduct quarterly 24-Hour "Op Around the Clock" clinics (potential 400 sterilizations per event) for owned and/or feral cats and encourage local veterinarians to participate and support these events

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, SHARON R. BOCK, Clary and Comptroller
certify this to be a true and controller coby of the original
flied in my office on

dated at West Palm B

date

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