

BY THE COUNCIL: BEAUMONT, HIGGINS, PAGE, AND SOUZA

AN ORDINANCE OF THE CITY OF GARDEN CITY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING GARDEN CITY CODE TITLE 4, CHAPTER 5, SECTION 4, SUBSECTION A. ("KENNEL LICENSE") TO CHANGE THE TERM OF KENNEL LICENSES; MODIFYING SECTION 4, SUBSECTION D. ("COMPLIANCE") TO SPECIFY ANNUAL KENNEL COMPLIANCE VERIFICATIONS; AMENDING SECTION 5 ("ANIMAL CONTROL FEES") TO ESTABLISH KENNEL LICENSE, IMPOUND, AND VETERINARY AND HOSPITAL FEES FOR DOGS PURSUANT TO A CITY CLERK FEE SCHEDULE TO BE ADOPTED BY RESOLUTION; REPEALING CONFLICTING ORDINANCES; APPROVING A SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GARDEN CITY, IDAHO:

SECTION 1. That Title 4, Chapter 5, Section 4, Subsection A. ("Kennel License"), Garden City Code, be, and the same is hereby amended to read as follows:

Kennel License: All kennels must be licensed annually. Kennel licenses are valid for twelve (12) months and shall expire one (1) year from the date of approval. Initial
Applications shall be made to the Garden City division of planning and development and to the city clerk.

SECTION 2. That Title 4, Chapter 5, Section 4, Subsection D. ("Compliance"), Garden City Code, be, and the same is hereby amended to read as follows:

Compliance: The operator shall have a continuing obligation to comply with all city, county and state regulations relative to such an operation, to maintain adequate housekeeping practices designed to prevent the creation of a nuisance, and to reduce to a minimum the factors of noise and odor. Garden City shall verify compliance every twelve (12) months from the date of approval, and if any kennel is in compliance with all regulations relative to such an operation, Garden City will issue a kennel license annually pursuant to the fee for an annual kennel license as provided in section 4-5-5 of this chapter.

SECTION 3. That Title 4, Chapter 5, Section 5, Garden City Code, be, and the same is hereby amended to read as follows:

4-5-5 ANIMAL CONTROL FEES:

A. Kennel License Fees: Garden City shall verify compliance every twelve (12) months from the date of approval of any kennel license, and if any kennel is in compliance with all regulations relative to such an operation, Garden City will issue a

kennel license annually pursuant to the fee for an annual kennel license, in the amount adopted by resolution of the city council and listed on the most current city clerk fee schedule.

B. Impound, and Veterinary and Hospital Fees: If any animal is seized under this chapter or Title 25, Section 35, of the Idaho Code, the owner or keeper shall be liable for the reasonable costs of the seizure and the care, keeping and disposal of the animal. Reasonable costs may include, but shall not be limited to, transportation, medical (veterinary and hospital), and board and shelter (impound), in the amount adopted by resolution of the city council and listed on the most current city clerk fee schedule. The owner or owners of any animal impounded may be eligible to redeem same prior to the sale, destruction or adoption of such animal by paying all the reasonable costs of the seizure, care, and keeping of the animal. Reasonable costs to redeem may include, but shall not be limited to, transportation, medical (veterinary and hospital), and board and shelter (impound), in the amount adopted by resolution of the city council and listed on the most current city clerk fee schedule. ~~applicable charges and fees, plus any veterinarian, hospital or other expenses actually incurred.~~ Reasonable costs unpaid past sixty (60) days of imposition may be sent to collections. These fees shall be in addition to any fine imposed by any court as a result of a violation of this chapter.

C. Dog License Fees: The owner, or person having charge, of any dog over the age of six (6) months within the city limits shall make application for a dog license, which is valid for twelve (12) months, to the city clerk, the Idaho Humane Society, or other designated agent in the amount adopted by resolution of the city council and listed on the most current city clerk license fee schedule.

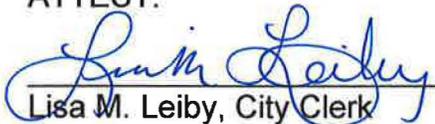
SECTION 4: All ordinances of the City of Garden City that conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION 5: That the Summary of the Ordinance, attached hereto as Exhibit A, is hereby approved as to both form and content.

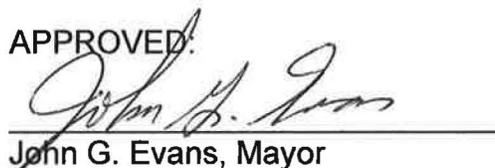
SECTION 6: This ordinance shall be in full force and effect from and after passage, approval, and publication.

PASSED by the City Council and **APPROVED** by the Mayor of Garden City, Idaho, this 13th day of January, 2020.

ATTEST:


Lisa M. Leiby, City Clerk

APPROVED:


John G. Evans, Mayor

ORDINANCE NO. 1014-20



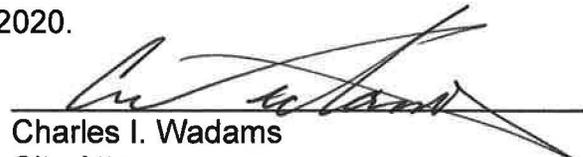
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EXHIBIT "A"

**STATEMENT OF GARDEN CITY ATTORNEY
AS TO ADEQUACY OF SUMMARY
OF ORDINANCE NO. 1014-20**

The undersigned, Charles I. Wadams, in his capacity as City Attorney of the City of Garden City, Idaho, hereby certifies that he is the legal advisor of the City and has reviewed a copy of the attached Summary of Ordinance No. 1014-20 of the City of Garden City, Idaho, and has found the same to be true and complete and provides adequate notice to the public pursuant to Idaho Code § 50-901A(3).

DATED this 13th day of January, 2020.


Charles I. Wadams
City Attorney

**SUMMARY OF ORDINANCE NO. 1014-20
OF THE CITY OF GARDEN CITY, IDAHO**

PUBLIC NOTICE IS HEREBY GIVEN that the City of Garden City, Idaho, adopted at its regular meeting of January 13, _____, 2020, that Ordinance No. 1014-20 entitled:

AN ORDINANCE OF THE CITY OF GARDEN CITY, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING GARDEN CITY CODE TITLE 4, CHAPTER 5, SECTION 4, SUBSECTION A. ("KENNEL LICENSE") TO CHANGE THE TERM OF KENNEL LICENSES; MODIFYING SECTION 4, SUBSECTION D. ("COMPLIANCE") TO SPECIFY ANNUAL KENNEL COMPLIANCE VERIFICATIONS; AMENDING SECTION 5 ("ANIMAL CONTROL FEES") TO ESTABLISH KENNEL LICENSE, IMPOUND, AND VETERINARY AND HOSPITAL FEES FOR DOGS PURSUANT TO A CITY CLERK FEE SCHEDULE TO BE ADOPTED BY RESOLUTION; REPEALING CONFLICTING ORDINANCES; APPROVING A SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

This ordinance updates the animal control fees contained within Garden City Code Title 4, Chapter 5. This ordinance changes the duration of kennel licenses, and specifies that there is an annual kennel license fee after review. This ordinance also adds impound, and veterinary and hospital fees for dogs. Finally, this ordinance establishes that kennel license, impound, and veterinary and hospital fees for dogs, pursuant to a city clerk license fee schedule, shall be adopted by resolution.

The effective date of the ordinance is the date of its passage, approval, and publication. A copy of the full text of the ordinance is available at the city clerk's office, 6015 N. Glenwood Street, Garden City, Idaho 83714. Examination may be requested in

writing or in person during regular business hours of the city clerk's office, from 8:00 a.m. until 5:00 p.m., pursuant to Section 50-901A(4), Idaho Code.

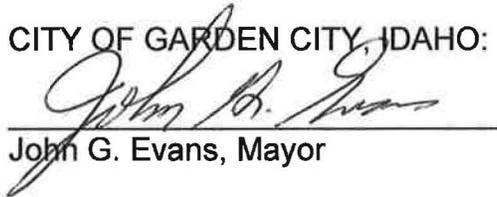
DATED this 13th day of January, 2020.

ATTEST:



Lisa M. Leiby, City Clerk

CITY OF GARDEN CITY, IDAHO:



John G. Evans, Mayor



Idaho Statesman

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AFFIDAVIT OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Depth
264046	0004532458	SUMMARY OF ORDINANCE NO. 1014-20 OF TH	JRD 1014-20 Dog Fees Ordinance	\$82.32	1	7.89 In

Attention: Lisa Leiby

GARDEN CITY CITY OF
6015 GLENWOOD ST
GARDEN CITY, ID 837141347

**SUMMARY OF ORDINANCE
NO. 1014-20
OF THE CITY OF GARDEN
CITY, IDAHO**

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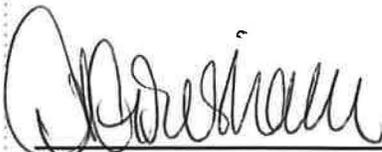
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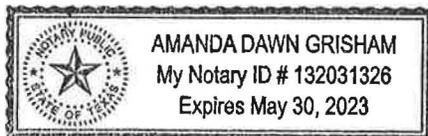
VICTORIA RODELA, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterrupted published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

1 Insertions
Beginning issue of: 01/17/2020
Ending issue of: 01/17/2020


(Legals Clerk)

On this 17th day of January in the year of 2020 before me, a Notary Public, personally appeared before me Victoria Rodela known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.


Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

DATED this 13th day of January,
2020.
CITY OF GARDEN CITY, IDAHO:
John G. Evans, Mayor
ATTEST:
Lisa M. Leiby, City Clerk
_____0004532458-01