

ORDINANCE NO. 1148

**AN ORDINANCE AMENDING THE CHARLES CITY CODE OF ORDINANCES
CHAPTER 55, SECTION 55.02, BY AMENDING THE PROVISIONS PERTAINING TO
ANIMAL NEGLECT**

BE IT ENACTED by the City Council of the City of Charles City, Iowa:

SECTION 1. Amended Section. SECTION 55.02 – ANIMAL NEGLECT is hereby amended to read as follows:

55.02 ANIMAL NEGLECT. It is unlawful for a person who owns or has custody of an animal and confines that animal to fail to provide the animal with any of the following conditions for the animal's welfare:

(Code of Iowa, Sec. 717B.3)

1. Access to food in an amount and quality reasonably sufficient to satisfy the animal's basic nutrition level to the extent that the animal's health or life is endangered.
2. Access to a supply of potable water in an amount reasonably sufficient to satisfy the animal's basic nutrition level to the extent that the animal's health or life is endangered. Access to snow or ice does not satisfy this requirement.
3. Sanitary conditions free from excessive animal waste or the overcrowding of animals to the extent that the animal's health or life is endangered.
4. Ventilated shelter reasonably sufficient to provide adequate protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a state of good health to the extent that the animal's health or life is endangered. The shelter must protect the animal from wind, rain, snow, or sun and have adequate bedding to provide reasonable protection against cold and dampness. A shelter may include a residence, garage, barn, shed, or doghouse.
5. Grooming, to the extent it is reasonably necessary to prevent adverse health effects or suffering.
6. Veterinary care deemed necessary by a reasonably prudent person to relieve an animal's distress from any of the following:
 - A. A condition caused by failing to provide for the animal's welfare as described in this subsection.
 - B. An injury or illness suffered by the animal causing the animal to suffer prolonged pain and suffering.

SECTION 2. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. Severability. If any section, provision or part of this ordinance shall be adjudged 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.

SECTION 4. When Effective. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the City Council on this _____ day of _____, 2020.

Approved this ____ day of _____, 2020.

Dean Andrews, Mayor

ATTEST:

Trudy O'Donnell, City Clerk

As certified, the foregoing was published as Ordinance No. _____ on the ____ day of _____, 2020.

City Clerk