

ORDINANCE NO. 2016-10

AN ORDINANCE TO MODIFY ANIMAL CONTROL CODE TO ALLOW RESIDENTS FOUR (4) DOGS PER HOUSEHOLD AND TO SET MINIMUM CONDITIONS AND STANDARDS FOR OUTDOOR DOG ENCLOSURES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, City Council the City of Beebe, Arkansas, has recently enacted a revamped Animal Control Code; and

WHEREAS, the City Council wishes to ensure that households in Beebe, Arkansas, are able to lawfully own and keep up to four (4) dogs, which appears to be a community standard in Beebe, and set minimum conditions and standards for outdoor dog enclosures in Beebe, Arkansas.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF BEEBE, ARKANSAS:

Section 1. There is an immediate need to amend the Beebe Animal Control Code to amend the law as to how many dogs that each household in the City of Beebe may lawfully own and/or keep and to set minimum conditions and standards for outdoor dog enclosures in the City of Beebe.

Section 2. Article II, Section 6: Dogs – Numbered Owned of the Beebe Animal Control Code, which is codified pursuant to Ordinance No. 2015-16, shall be amended to read, as follows:

- “1. It shall be unlawful for any person, household, or residence to own, keep or harbor more than four (4) dogs, which are 16 weeks old within the corporate city limits of Beebe and the burden of proof shall be the owners to show the age of such.”

Section 3. Aside from the amended paragraph listed in Section 2. above, the wording of Article II, Section 6: Dogs – Numbered Owned shall otherwise remain the same.

Section 4. **Article II, Section 3: Minimum Care (Dog)** of the Beebe Animal Control Code, which is codified pursuant to Ordinance No. 2015-16, shall be amended by adding the following paragraph, Paragraph d. to the end of Subsection 1. Facility., whereby Paragraph d. will read, as follows:

“d. When a dog is confined outside by means and in an enclosure, the following minimum floor space requirements shall be met:

- i. Large dog: For a dog that is larger than 20 inches at the withers or weighs more than 50 pounds, the minimum confinement area per dog is 100 square feet.
- ii. Medium dog: For a dog that is larger than 12 inches, and up to 20 inches, at the withers that weighs over 20 pounds, and up to 50 pounds, the minimum confinement area per dog is 80 square feet.
- iii. Small dog: For a dog that is 12 inches or less at the withers or that weighs 20 pounds or less, the minimum confinement area per dog is 50 square feet.
- iv. Each additional dog requires an additional 25 square feet of confinement area.”

Section 5. Aside from the added paragraph listed in Section 3. above, the wording of **Article II, Section 3: Minimum Care (Dog)** shall otherwise remain the same.

Section 6. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed. Should any section, paragraph, or provision of this Ordinance be held invalid, that shall not affect or impact the remaining portions thereof.

Emergency Clause. This Ordinance, being necessary for the preservation of the public peace, health, safety, and welfare, an emergency is hereby declared, and this Ordinance shall be in full force and effect from and after its passage.

PASSED, APPROVED, AND ADOPTED this 26th day of September, 2016.


MIKE ROBERTSON, MAYOR

PREPARED AND APPROVED AS TO
FORM BY:

SCOTT BLES, CITY ATTORNEY
ABN 97105 / 501-858-9296

ATTEST:

CAROL CRUMP WESTERGREN,
CITY CLERK-TREASURER