

ORDINANCE NO.

An ordinance amending Section 5-6 of the City of Broken Arrow Code of Ordinance; repealing all ordinances or parts of ordinances in conflict herewith; and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW:

SECTION I. Section 5-6(a) is hereby amended to read as follows:

Sec. 5-6. - Dog/cat license fee, registration and tag generally.

- (a) All persons living within the city limits, and owning a dog or cat, shall pay an annual fee as set forth in the Manual of Fees as adopted by the city council for a pet license for each dog or cat over six months of age. Service dogs used as an aid to a person with a disability, the fee **is** waived. ***if the following is presented:***
 - (1) ***Documentation of training of dog for intended service, or***
 - (2) ***The applicant will sign an affidavit indicating that the dog has been trained for the intended service.***
- (b) Provided further, any person, whose dog is a dangerous dog as defined by section 5-1 of this Code, shall be charged an additional as set forth in the Manual of Fees as adopted by the city council with each annual license issued.
- (c) The city license tag must be displayed on the licensed animal at all times. Lost tags may be replaced by paying a fee as set forth in the Manual of Fees as adopted by the city council.
- (d) The owner shall pay the fees levied by this section to the community permitting division or to the office of animal control. Annual licenses shall expire on the 30th day of September following their issuance. When an annual license is issued after September, the full fee will be collected from October 1 to March 30. From April 1 to August 31, one-half of the fee will be collected. A three-year license is available to all persons whose dogs have been vaccinated with the three-year rabies vaccine and paid the fee for three years.
- (e) No license shall be issued until the person offering the fee presents a certificate from a licensed veterinarian showing that the dog or cat has been immunized against rabies during the calendar year(s) for which the license is sought. The finance department shall issue renewal notices to all persons whose pets are licensed through the city.
- (f) It shall be unlawful and a class C offense for any person to fail to procure a city pet license or to fail to display the tag issued upon the animal.
- (g) Additionally, the licensing of dogs and cats shall be available to those persons living outside the city limits of Broken Arrow, should those persons desire to be subject to this section of the Code, for the purposes of identifying and protecting their dog(s) or cat(s) from euthanasia should the animal control officer capture their pet inside the city limits.

(Code 1970, § 3-13; Code 1977, § 5-6; Ord. No. 725, § 1, 1-23-1978; Ord. No. 1599, § 1, 7-2-1990; Ord. No. 1700, § 5, 6-15-1992; Ord. No. 1850, § 1, 5-2-1994; Ord. No. 2067, § I, 6-2-1997; Ord. No. 2304, § I, 9-18-2000; Ord. No. 2708, § I, 3-7-2005; Ord. No. 2760, § I, 12-19-2005; Ord. No. 3285, § I, 8-5-2014; Ord. No. 3573, § I, 6-3-2019)

State Law reference— Authority to tax dogs, 11 O.S. § 22-115.

SECTION II. Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III. An emergency exists for the preservation of the public health, peace, and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

PASSED AND APPROVED and the emergency clause ruled upon separately this _____ day of December, 2019.

MAYOR

ATTEST:

(Seal) CITY CLERK

APPROVED:

CITY ATTORNEY