

ORDINANCE NO. 2754

AN ORDINANCE OF THE CITY OF NORTH LAS VEGAS ADDING NEW SUBSECTION 6.13.145, ENTITLED LIMITATIONS ON PET SHOP SALES, TO TITLE 6, CHAPTER 13, OF THE NORTH LAS VEGAS MUNICIPAL CODE, PROVIDING FOR LIMITATIONS ON CERTAIN PET SHOP SALES; AMENDING SUBSECTION 6.13.010 TO ADD A DEFINITION FOR THE TERM "PET SHOPS"; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the City Council of the City of North Las Vegas desires to curb the over population of animals in the City and to protect animals from improper use, abuse, neglect, inhuman treatment and health hazards; and

WHEREAS, the City Council of the City of North Las Vegas has determined that it is in the best interest of the City and community that pet shops only be able sell or otherwise distribute certain animals obtained from animal shelters and certain non-profit organizations, and not from commercial animal breeders.

NOW THEREFORE, the City Council of the City of North Las Vegas does ordain:

SECTION 1: Title 6, Chapter 13, Section 010 of the North Las Vegas Municipal Code of the City of North Las Vegas, Nevada is hereby amended to add the following definition:

"Pet shop" means any profit-making or commercial establishment, premises, or part thereof, maintained for the purchase, sale, exchange or hire of animals of any type; except that the term shall not include livestock auctions.

SECTION 2: Title 6, Chapter 13 of the North Las Vegas Municipal Code of the City of North Las Vegas, Nevada is hereby amended to add new Section 145 as follows:

6.13.145 - Limitations on pet shop sales

- A. No pet shop shall display, sell, deliver, offer for sale, barter, auction, give away, broker or otherwise transfer or dispose of a dog, cat, rabbit or potbellied pig, except for a dog, cat, rabbit or potbellied pig obtained from an animal shelter, nonprofit humane society or nonprofit animal rescue organization.
- B. Each pet shop shall maintain records sufficient to document the source of each dog, cat, rabbit or potbellied pig the pet shop acquires, for at least one year following the date of acquisition. Such records shall be made

available, immediately upon request, to law enforcement officers and other City employees charged with enforcement of this Title.

SECTION 3: NON-INFRINGEMENT OF RIGHTS. The City Council of the City of North Las Vegas has been informed by the City Attorney as to the constitutionality of this ordinance and based upon such information we are adopting this ordinance in good faith with a reasonable belief that the actions taken by the City of North Las Vegas are not in violation of any rights, privileges or immunities secured by the laws providing for equal rights of citizens or persons.

SECTION 4: EFFECTIVE DATE. This ordinance shall become effective after its passage by the City Council of the City of North Las Vegas, and after such passage by the City Council, publication once by title in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

SECTION 5: PUBLICATION. The City Clerk shall cause this ordinance, immediately following its adoption, to be published once by title, together with names of the council members voting for or against passage, in a newspaper qualified pursuant to the provisions of Chapter 238 of the Nevada Revised Statutes, as amended from time to time.

PASSED AND ADOPTED ON THE _____ DAY OF _____, 2016.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED:

John J. Lee, Mayor

ATTEST:

Catherine A. Raynor, MMC, City Clerk