

ORDINANCE NO. _____

1 AN ORDINANCE amending Section 6.04.150 of the Lincoln Municipal Code
2 relating to Shelter Fees to increase the first time impoundment fee by \$5.00 per animal; and repealing
3 Section 6.04.150 of the Lincoln Municipal Code as hitherto existing.

4 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

5 Section 1. That Section 6.04.150 of the Lincoln Municipal Code be amended to read
6 as follows:

7 **6.04.150 Shelter Fee; Release from Shelter.**

8 (a) Prior to the release of an animal to its owner, the owner shall provide the following:

9 (1) Proof of ownership of such animal,

10 (2) Payment, or satisfactory arrangements for payment, of the daily boarding cost
11 plus the impoundment fee as set out below:

12 First impoundment per animal. \$35.00 40.00;

13 Second impoundment per animal within
14 12 months of the first impoundment. \$50.00;

15 Third impoundment per animal within
16 12 months of the first impoundment. \$75.00;

17 Fourth and all ensuing impoundments
18 per animal within 12 months of the
19 first impoundment. \$25.00 times
20 each prior and subsequent impoundment;

21 (3) Proof that the animal is properly licensed, if required by this title;

22 (4) Proof, either in the form of a certificate issued and signed by a licensed veterinarian
23 or other person authorized by law to administer rabies inoculation that such animal, if required by
24 this title, has been properly inoculated for rabies, or by depositing a rabies vaccination fee with the

1 Director to be forwarded to the veterinarian upon presentment of a valid rabies vaccination
2 certificate for such animal, in which case the owner's failure to obtain a valid rabies vaccination
3 certificate and tag within five days shall constitute a separate violation of this title; and

4 (5) Proof of surgical sterilization or a deposit to secure sterilization for any dog or cat
5 that has been impounded two or more times for violations of this title according to Animal Control
6 records. Such proof or deposit shall be provided prior to the release of the impounded dog or cat as
7 follows:

8 (i) For proof of surgical sterilization, the owner shall provide a current written
9 statement signed by a licensed veterinarian that the dog or cat is surgically sterile; or

10 (ii) For a deposit to secure sterilization, the owner shall provide a spaying or
11 neutering deposit to the Director accompanied by forms provided by the Director. The Director shall
12 release the deposit only upon proof in the form of a written statement signed by a licensed
13 veterinarian that the dog or cat has been surgically spayed or neutered within fifteen days from the
14 date of the deposit. The Director may release the deposit to the veterinarian who performed the
15 surgical sterilization upon the signature of the owner expressly authorizing such release. If the
16 owner shall fail to have such dog or cat spayed or neutered within fifteen days from the date of the
17 deposit, such deposit shall be forfeited. In addition, failure to sterilize the dog or cat shall constitute
18 a separate violation of this title.

19 (b) Payment of the daily boarding cost and impoundment fees shall not relieve the owner
20 from the responsibility of any or all penalties which may be imposed for a violation of any of the
21 provisions of this title.

22 (c) New owners of unclaimed animals shall:

23 (1) Provide proof of valid license for the animal, if required by this title, prior to the
24 animal being released from the shelter; and

1 (2) If the animal is a cat or dog over the age of six months, have it neutered or spayed
2 within fifteen days after being released from the shelter.

3 Section 2. That Section 6.04.150 of the Lincoln Municipal Code as hitherto
4 existing be and the same is hereby repealed.

5 Section 3. That this ordinance shall take effect and be in force from and after
6 passage and publication in one issue of a daily or weekly newspaper of general circulation in the
7 City, according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ___ day of _____, 2013: _____ Mayor
