

ORDINANCE \_\_\_\_\_

AN ORDINANCE AMENDING SECTIONS 4-12.3(e), 4-21(d) AND 4-21.1 OF THE CODE OF ORDINANCES, RELATING TO THE SPAY AND NEUTER FUND AND GRANT PROGRAM, TO PERMIT AN AGENCY DESIGNATED BY THE DEPARTMENT OF PUBLIC SAFETY TO OPERATE AND ADMINISTER THE PROGRAM AND TO RETAIN A PORTION OF LICENSE AND REDEMPTION FEES FOR FUNDING THE PROGRAM.

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BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Section 4-12.3(e) of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is amended to read as follows:

- (e) The designated license facility may retain six dollars (\$6.00) of the fee from each license issued for an altered dog or cat and ten dollars (\$10.00) for each license issued for an unaltered dog or cat. Twenty-five dollars (\$25.00) of the fee from each license issued for an unaltered dog or cat shall be retained by the agency designated by the Department of Public Safety and used solely to fund the spay and neuter grant program established by section 4-21.1 of this Code ~~[paid into a special urban county government fund, which shall be designated as the "Spay and Neuter Fund."]~~

Section 2 – That Section 4-21(d) of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is amended to read as follows:

- (d) In addition to the requirements in subsection (c) above, any owner, custodian or other person entitled to the possession of an impounded dog or cat may redeem the animal by paying a redemption fee. For the first impound within a twelve-month period, the fee is twenty-five dollars (\$25.00) for an altered dog or cat and seventy-five dollars (\$75.00) for an unaltered dog or cat. For the second and each subsequent impound within a twelve-month period, the fee shall be doubled. Twenty-five dollars (\$25.00) of the redemption fee ~~[from each impound fee for an unaltered dog or cat]~~ shall be paid into the general fund and the balance shall be retained by the agency designated by the Department of Public Safety and used solely to fund the spay and neuter grant program established by section 4-21.1 of this Code ~~[paid into the spay and neuter fund]~~. In lieu of paying the redemption ~~[impound]~~ fee for an unaltered animal, the owner may elect to have the animal spayed or neutered by a licensed veterinarian provided by the Lexington Humane Society, at a cost not exceeding the sum of fifty dollars (\$50.00).

Section 3 – That Section 4-21.1 of the Lexington-Fayette Urban County Government Code of Ordinances be and hereby is amended to read as follows:

- (a) The dog and cat spay and neuter grant program is hereby established~~[, subject to annual appropriations by the urban~~

- ~~county council,~~] to provide grants to qualified residents of the urban county who own unaltered dogs or cats.
- (b) A qualified animal owner may receive a grant of up to one hundred (100) percent of the reasonable cost of spaying and neutering his or her dog or cat and a partially qualified animal owner may receive a grant of up to eighty (80) percent of the reasonable cost of spaying or neutering his or her dog or cat.
  - (c) The agency designated by the Department of Public Safety ~~[commissioner of the department of public safety]~~ shall be responsible for operating and administering the grant program consistent with the provisions of this chapter, and shall file, at least annually, with the Commissioner of the Department of Public Safety a report of all funds received and expended for the program.
  - (d) The dog and cat spay and neuter grant program shall be funded by fees retained by the above-referenced agency for funding of the program ~~[deposited into the spay and neuter fund, annual appropriations by the urban county council]~~ and donations ~~[made to the fund]~~.

Section 4 – That this Ordinance shall be effective as of July 1, 2011.

PASSED URBAN COUNTY COUNCIL:

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MAYOR

ATTEST:

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CLERK OF URBAN COUNTY COUNCIL

PUBLISHED: