

# **Residential Kennels**



# LAS CRUCES POLICE DEPARTMENT MEMORANDUM



**Date:** December 2, 2013

**To:** Robert Garza, City Manager

**From:** James A Chavez; Interim Chief of Codes

**Subject:** Work session for December 9<sup>th</sup> 2013

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I will be presenting a brief summary on the current ordinances for a Kennel License, residential and commercial, for the scheduled City Council Work Session December 9<sup>th</sup> 2013. I will discuss the requirements for each and answer any questions that may occur.

Thank you

James A Chavez

# Las Cruces Animal Control Kennel License

Chapter 7; Article II

## *Definitions;*

Kennel, commercial means any premises on which eight or more dogs or eight or more cats or eight or more rabbits, four months of age or older, are kept; or where the business of buying, selling, breeding, training or boarding of dogs or cats or rabbits is conducted, but does not include veterinary hospitals, Humane Societies, animal shelters or pounds approved by a governmental agency.

## *Definitions;*

Kennel, private residential means any premises on which more than two dogs or two cats or two rabbits, or any combination thereof in excess of two, but not more than seven in number, four months of age or older, are kept and on which premises the business of buying, selling, breeding, training, or boarding of dogs, cats or rabbits is not carried on, with the exception that the sale of not more than two litters per year shall be permitted.

*Chapter 7; Article II*  
*Division 3*

Sec. 7-121. Required.

No person shall keep or operate a private or commercial kennel without a kennel license issued by the city.

## *Chapter 7; Article II*

### *Division 3*

#### Sec. 7-122. Application generally.

Any person who operates or proposes to operate a private or commercial kennel shall file an application for a license with the chief codes officer describing the location of the kennel and the purpose for which it is to be maintained. Veterinary hospitals or clinics shall be exempt from individual dog registrations required by division 2 of this article if the kennel dogs are kept in confinement on the premises. It shall be a condition of the issuance of any kennel license that the licensee consents to inspection of the premises by the city codes department at any time between the hours of 6:00 a.m. and 10:00 p.m.

## *Chapter 7; Article II*

### *Division 3*

Sec. 7-123. Application conditions.

All applications for kennel licenses must meet the following conditions:

(1) An initial nonrefundable fee, established by the city council by resolution, for commercial kennels and private kennels must accompany any application to defray the cost of processing the request.

(2) Commercial kennels must also comply with the city occupation license and tax provisions in [Chapter 16](#)

a. The annual license fee shall be established by the city council by resolution.

b. Approval is required by the city zoning administrator and codes enforcement officer.

c. All boarded animals three months of age or over must meet the licensing requirements of this article.

## *Chapter 7; Article II*

### *Division 3*

Sec. 7-123. Application conditions.

(3) All private kennel licenses must be renewed annually at a fee established by the city council by resolution.

(4) Any application may be denied if the owner or responsible person shows a history of noncompliance with city ordinances concerning animal control as evidenced by two or more convictions of violations of such ordinances during the past year.

## *Chapter 7; Article II*

### *Division 3*

#### Sec. 7-124. Revocation.

A kennel or special license may be revoked when, in the opinion of the zoning administrator or codes enforcement officer, it is maintained that any one or more of the following conditions exist:

- (1) The property and pens are not maintained in a clean and sanitary condition so as to constitute a health hazard or produce noxious odors.
- (2) Structures are considered to be unsafe.
- (3) Maintaining animals unlicensed, as required by this article.
- (4) Any violation of section 7-15 or 7-16
- (5) The keeping of animals in excess of that number allowed under the existing kennel license

# CURRENT ISSUED LICENSES

Residential

430

Commercial

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