

Affidavit of Publication

STATE OF NEVADA,
County of Washoe—SS.

Mary Hefling
being duly sworn, deposes and says that he is the
Record Clerk
of The SPARKS TRIBUNE, a weekly newspaper,
published in Sparks, Washoe County, Nevada; that
he has charge of and knows the advertising ap-
pearing in said newspaper, and the
Notice of County Ordinance

Bill No. 653
Ordinance No. 482

of which a copy is hereunto attached, was first
published in said newspaper in its issue dated
December 24, 1980
and was published in each of the following issues
thereafter: December 31, 1980
the date of the last publication being in the issue
of December 31, 1980.

Mary Hefling
Subscribed and sworn to before me this, the


31st day of December, 1980.
Loretta Dickerson

Notary Public in and for the County of Washoe,
State of Nevada.

My Commission expires: October 25, 1984

**NOTICE OF COUNTY
ORDINANCE**
NOTICE IS HEREBY
GIVEN that Bill No. 653, Or-
dinance No. 482 amending Or-
dinance 458 entitled, "An Or-
dinance regulating the keeping
of exotic animals in the unin-
corporated area of Washoe Coun-
ty; establishing standards for
enclosures in which such
animals are kept; creating the
Exotic Animal Advisory Board;
providing penalties; and pro-
viding other matters properly
relating thereto" by designating
certain reptiles and hoofed
animals; and requiring the
Animal Control Officer and Ad-
visory Board to inspect premises
on which exotic animals are kept
was adopted on December 16,
1980, by Commissioners Farr,
Brown, Underwood and Ferrari.
Judi Bailey,
County Clerk
Pub.: Dec. 24, 31, 1980.

80-1732

 LORETTA DICKERSON
Notary Public - State of Nevada
Washoe County
My Appointment Expires Oct. 25, 1984

SUMMARY: Amends County Ordinance No. 458 by designating certain reptiles and hoofed animals as exotic animals; regulating the keeping of such reptiles and animals; and requiring the Animal Control Officer and Advisory Board to inspect premises on which exotic animals are kept.

BILL NO. 653

ORDINANCE NO. 482

AN ORDINANCE AMENDING "AN ORDINANCE REGULATING THE KEEPING OF EXOTIC ANIMALS IN THE UNINCORPORATED AREA OF WASHOE COUNTY; ESTABLISHING STANDARDS FOR ENCLOSURES IN WHICH SUCH ANIMALS ARE KEPT; CREATING THE EXOTIC ANIMAL ADVISORY BOARD; PROVIDING PENALTIES; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO" BY DESIGNATING CERTAIN REPTILES AND HOOFED ANIMALS AS EXOTIC ANIMALS; REGULATING THE KEEPING OF SUCH REPTILES AND ANIMALS; AND REQUIRING THE ANIMAL CONTROL OFFICER AND ADVISORY BOARD TO INSPECT PREMISES ON WHICH EXOTIC ANIMALS ARE KEPT.

THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY DO ORDAIN:

SECTION 1. Section 2 of Washoe County Ordinance No. 458 is hereby amended to read as follows:

SECTION 2. Definitions.

As used in this Ordinance, unless the context otherwise requires, the words and terms defined in this section have the meanings ascribed to them in this section.

1. "Advisory Board" means the Exotic Animal Advisory Board created pursuant to section 3 of this ordinance.
2. "Canine" includes any member of the dog family not customarily domesticated by man.
3. "Exotic Animal" includes any bear, canine, feline, hoofed animal, marsupial, primate, raptor and reptile.
4. "Feline" includes any member of the cat family not customarily domesticated by man.
5. "Hoofed animal" includes any ungulate animal not customarily domesticated by man.
6. "Marsupial" includes kangaroos, wombats, bandicoots, opossums and related animals.
7. "Person" includes a natural person, firm, association, corporation or partnership.
8. "Primate" includes any mammal having more than four digits with nails on hands and feet, binocular vision, a large brainpan and other such characteristics. "Primate" does not include any homo sapien.
9. "Raptor" includes any bird of prey.
10. "Reptile" includes any venemous member of the family reptilia and any other member of that

80-1982

family which, when fully grown, is greater than three and one-half feet in length or weighs five or more pounds.

SECTION 2. Section 5 of Washoe County Ordinance No. 458 is hereby amended to read as follows:

SECTION 5. Permit to keep exotic animals required.

1. Commencing on the effective date of this ordinance, it is unlawful for any person to keep any exotic animal within the unincorporated area of the County without a permit therefor approved by the Board of County Commissioners.
2. To obtain a permit to keep an exotic animal within the unincorporated area of the County, a person shall make written application therefor at the office of the County Manager. The application shall contain such information as the Manager deems necessary to assist the advisory board and Board of County Commissioners in determining whether the permit should be approved. If an exotic animal is to be imported into the County, a copy of the written approval received from the Department of Fish and Game pursuant to NRS 503.597 shall accompany the application.
3. Each application shall be accompanied by a non-refundable fee of \$25 payable to the Animal Control Officer to defray the cost of notification of abutting property owners pursuant to paragraph 4 of this section.
4. Upon receipt of the completed application, the County Manager shall notify the Animal Control Officer and the Chairman of the exotic animal advisory board of that fact and set a date for a public hearing before the board on the application. The Animal Control Officer shall notify in writing each property owner whose property abuts the property on which the application to keep an exotic animal has been received so that the property owner may submit written comments concerning the application and attend the hearing at which the application is considered.
5. At the hearing, the advisory board shall consider the application, any written comments received from abutting property owners and oral comments from any other interested person. The board shall limit its consideration of the above to protection of health and safety of County residents and to the health and safety of the exotic animal which is the subject of the application.
6. At the conclusion of the hearing, the board shall recommend to the Board of County Commissioners whether to approve or deny the permit. A recommendation of approval may only be made upon a finding by the advisory board that keeping of the exotic animal will in no way jeopardize the health and safety of residents of the County.

7. The Board of County Commissioners shall take final action on the recommendation of the advisory board as soon as practicable after receipt thereof. Any condition imposed on the approval of the permit shall be strictly adhered to by the applicant and failure to do so constitutes cause for its immediate revocation.
8. The Animal Control Officer shall issue the permit when directed to do so by the Board of County Commissioners. The Animal Control Officer shall maintain a record of the date of issuance of, the conditions imposed on, and the person to whom a permit has been issued pursuant to this section. The Animal Control Officer (and other members of the advisory board) shall from time to time, but not less than twice yearly, inspect the premises which are the subject of the permit to determine whether the permittee is in compliance with the permit conditions.

SECTION 3. Section 6 of Washoe County Ordinance No. 458 is hereby amended to read as follows:

SECTION 6. Enclosures for exotic animals; minimum structural requirements.

The following minimum enclosure and shelter requirements shall be adhered to before an exotic animal may be kept pursuant to a permit issued under the provisions contained in section 5 of this ordinance.

1. Primates
 - a. Enclosures for small size primates such as marmosets and squirrel monkeys shall be not less than 3 ft. by 4 ft. by 4 ft. (48 cubic ft.) for two or less of such primates. The size of the enclosure shall be increased by not less than 1 ft. by 3 ft. by 4 ft. (12 cubic ft.) for each additional small size primate.
 - b. Enclosures for medium size primates such as capuchins shall be not less than 6 ft. by 6 ft. by 6 ft. (216 cubic ft.) for two or less of such primates. The size of the enclosure shall be increased by 2 ft. by 4 ft. by 6 ft. (48 cubic ft.) for each additional medium size primate.
 - c. Enclosures for large size primates such as spider monkeys, woolies and macaques shall be not less than 10 ft. by 10 ft. by 8 ft. (800 cubic ft.) for two or less of such primates. The size of the enclosure shall be increased to 10 ft. by 20 ft. by 8 ft. (1,600 cubic ft.) when there are more than 2 but less than 5 of such primates. The size of the enclosure shall be increased by 4 ft. by 10 ft. by 8 ft. (320 cubic ft.) for each additional primate thereafter.
 - d. Enclosures for large size primates such as chimpanzees, gorillas, orangutans and gibbons

shall meet zoo specifications unless the advisory board determines, under the circumstances, that other specifications are appropriate.

- e. Enclosures for small and medium size primates shall be constructed of not less than 11 gauge chain link or heavy wrapped wire. The floor of such enclosures shall consist of concrete, wood or gravel. All enclosures shall have a secure top.
- f. All primates shall have access at all times to an area sheltered from adverse climatic conditions. The sheltered area shall be heated during winter months.
- g. The advisory board may require security fencing surrounding any primate enclosure if it determines, under the circumstances, that such fencing is warranted.

2. Felines

- a. Enclosures for small size felines such as margays, servals and ocelots shall be not less than 10 ft. by 10 ft. by 6 ft. (600 cubic ft.) for two or less of such felines. The size of the enclosure shall be increased by 6 ft. by 6 ft. by 6 ft. (216 cubic ft.) for each additional small size feline.
- b. Enclosures for large size felines such as cougars, leopards and jaguars shall be not less than 10 ft. by 20 ft. by 8 ft. (1,600 cubic ft.) for one of such felines. The size of the enclosure shall be increased to 20 ft. by 20 ft. by 8 ft. (3,200 cubic ft.) when there are more than one but less than 4 of such felines. The size of the enclosure for 4 or more of such felines shall be established by the advisory board on a case by case basis.
- c. Enclosures for lions shall be not less than 15 ft. by 20 ft. by 8 ft. (2,400 cubic ft.) for each lion. No more than one lion may be housed in each enclosure. When more than one lion is kept, each additional enclosure may adjoin the primary enclosure.
- d. Enclosures for tigers shall be not less than 15 ft. by 20 ft. by 10 ft. (3,000 cubic ft.) for each tiger. No more than one tiger may be housed in each enclosure. When more than one tiger is kept, each additional enclosure may adjoin the primary enclosure.
- e. Enclosures for small size felines shall be constructed of not less than 11 gauge chain link or heavy wrapped wire. Enclosures for large size felines shall be constructed of not less than 9 gauge chain link. The floor of all enclosures for felines shall consist of concrete or wood. Gravel or dirt flooring may be used if the enclosure is properly

secured against escape by such felines through digging. All enclosures shall have a secure top.

- f. All felines shall have access at all times to an area sheltered from adverse climatic conditions.
- g. The enclosure requirements for felines set forth above may be waived by the advisory board if it finds that the size and disposition of the feline are such that the feline poses no danger to public health and safety.

3. Canines

- a. Enclosures for canines such as wolves and coyotes shall be not less than 10 ft. by 20 ft. by 6 ft. (1,200 cubic ft.) for one of such canines. The size of the enclosure shall be increased to 20 ft. by 20 ft. by 6 ft. (2,400 cubic ft.) when there are more than one but less than 5 of such canines. The size of the enclosure for 5 or more of such canines shall be established by the advisory board on a case by case basis.
- b. Enclosures for canines shall be constructed of not less than 9 gauge chain link. The floor of such enclosures shall consist of concrete or wood. Gravel or dirt flooring may be used if the enclosure is properly secured against escape by such canines through digging. All enclosures shall have a secure top.
- c. Canines may be kept in areas other than enclosures of the type described in paragraph b above if approved by the advisory board. However, the area shall be fenced to a height of not less than 6 feet by at least 11 gauge chain link.
- d. All canines shall have access at all times to an area sheltered from adverse climatic conditions.

4. Reptiles.

- a. Enclosures for reptiles shall be of an escape-proof design with sufficient area to insure that the reptile obtains necessary exercise. Enclosures shall be constructed in such a manner as to produce as closely as possible the temperature, humidity and other conditions found in the reptile's native environment.
- b. Enclosures for venomous reptiles shall not be constructed of screen wire unless the wire is at least two layers thick with a space of not less than one inch between layers.
- c. Enclosures for potentially dangerous or venomous reptiles shall have an appropriate

warning sign affixed thereto and shall be equipped with a locking latch.

- 5. Bears, hoofed animals, marsupials and raptors.

The size of enclosures for bears, hoofed animals, marsupials and raptors shall be established by the advisory board on a case by case basis. The board may require that the enclosures be at least equal in size to county, state or federal zoo enclosures for such animals. Raptors shall be kept in accordance with all applicable provisions and standards therefor which are found in the Falconry Regulations of the Board of Wildlife Commissioners of the State of Nevada (Commission General Regulation No. 15).

- 6. The advisory board may require that security fencing and double gates be installed with any enclosure if it determines that such fencing and gates are warranted.

Proposed on the 9th day of December, 1980.
Proposed by Commissioner Brown
Passed on the 16th day of December, 1980.

Vote:

Ayes: Commissioners: Farr, Brown, Underwood & Ferrari

Nays: Commissioners: None

Absent: Commissioners: Stoess

Bill Farr
Chairman of the Board

ATTEST:

Juli Bailey
County Clerk

This ordinance shall be in force and effect from and after the 31st day of December, 1980.