

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 2 (ANIMAL CONTROL) OF THE NORTH LITTLE ROCK MUNICIPAL CODE REGARDING THE KEEPING OF HOGS, GOATS OR SHEEP; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Animal Control Chapter 2 was adopted as part of the North Little Rock Municipal Code (“NLRMC”) pursuant to Ordinance No. 8180 (subsequently amended by Ordinance Nos. 8236, 8421, 8442, 8580, 8607, 8692 and 8739); and

WHEREAS, Article 7, Section 7.2.3 of Animal Control Chapter 2 of the NLRMC regulates the keeping of hogs, goats or sheep; and

WHEREAS, subsection (C) exempts Vietnamese pot-bellied pigs from the section, and a citizen request has been made to include Nigerian dwarf goats as well.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Section 7.2.3 of Chapter 2, Animal Control, of the North Little Rock Municipal Code, is hereby amended to read as follows:

7.2.3 Keeping of hogs, goats or sheep.

- (A) It is hereby declared to be unlawful for any person to possess, maintain or keep any hogs, goats or sheep within the limits of the city or to permit any hogs, goats or sheep to run at large within the limits of the city; except that hogs, goats or sheep in transit may be kept for a period not to exceed 24 hours in a duly established stockyard.
- (B) The enforcement of the provisions contained in this section shall be the responsibility of the police department, the city health officer, Animal Control Officers or the city code enforcement officers.
- (C) This section does not apply to Vietnamese pot-bellied pigs or Nigerian dwarf goats. For the purpose of this section, the Vietnamese pot-bellied pig and Nigerian dwarf goat are ~~is~~ to be considered a pet and subject to any and all laws that may apply to pets, including, but not limited to, restrictions on running at large.
- (D) This section does not apply to hogs, goats, or sheep at an agri-tourism educational facility of no less than 60 acres, provided the number of animals does not exceed the following: 60 goats, 5 hogs, and 12 sheep. Facilities operating under this subsection:

- (i) Shall not allow animals within one hundred (100) feet of any residential property line; and
- (ii) Will operate the facility in such a manner that will not allow or create noxious odors or any other nuisance prohibited pursuant to Section 6.1.7(F) hereinabove or NLRMC Chapter 8 (Nuisance Abatement and Property Maintenance), Section 8.1.3 (Illustrative enumeration of a nuisance).

Editor's note: Additions are denoted by underline; deletions by ~~strikethrough~~.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: That the provisions of this Ordinance are hereby declared to be severable, and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4: It is hereby found and determined that the keeping of Nigerian dwarf goats as pets, pursuant to the provisions herein, will not detract from the aesthetic appearance nor detract from the quiet enjoyment of neighborhoods; therefore, the passage of this Ordinance is necessary to insure the proper and orderly growth of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

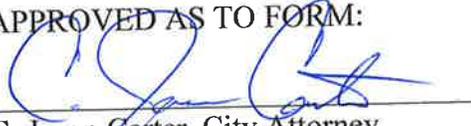
SPONSOR:

ATTEST:


Alderman Bruce Foutch

Diane Whitbey, City Clerk

APPROVED AS TO FORM:


C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

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| FILED | 11:51 | A.M. | _____ | P.M. |
| By | City Attorney Carter | | | |
| DATE | 11/18/16 | | | |
| Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas | | | | |
| RECEIVED BY | T. McGraw | | | |