

**ORDINANCE NO. 2019-01-\_\_\_\_\_**

**CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS**

**AN ORDINANCE PROVIDING FOR A RELINQUISHMENT FEE FOR THE RELINQUISHMENT OR SURRENDER OF DOGS, CATS OR OTHER UNWANTED DOMESTICATED ANIMALS IN THE CITY OF TONTITOWN AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Tontitown currently does not have regulations regarding the relinquishment or surrender of dogs, cats or other unwanted domesticated animals within the City of Tontitown;

**WHEREAS**, the City of Tontitown currently does not charge a fee for the relinquishment of dogs, cats and other unwanted domesticated animals which it receives;

**WHEREAS**, the Washington County Animal Shelter charges the City of Tontitown an intake fee upon presentation of a relinquished or surrendered dog, cat or domesticated animal; and

**WHEREAS**, the City Council of the City of Tontitown believes it to be in the best interests of the citizens of the City of Tontitown to adopt and enact a relinquishment fee as provided herein in order to protect the health, safety and welfare of its citizens.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Tontitown, Arkansas as follows:

**Section 1.** In the event that any dog, cat or domesticated animal is requested to be relinquished or surrendered to the City of Tontitown for any reason, regardless of the method of acquisition of the animal by the requestor, a relinquishment fee as set forth herein must be paid in advance to the City of Tontitown at the time of the request and/or prior to the animal being taken in possession by the City of Tontitown for transport to the Washington County Animal Shelter or other appropriate animal shelter provider.

**Section 2.** The relinquishment fee shall be equal to the current intake fee being charged by the Washington County Animal Shelter at the time of the surrender, or the current intake fee used by another animal shelter used by the City of Tontitown in the future.

**Section 3.** In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

**Section 4.** Declaration of Emergency. It is hereby found and determined this Ordinance shall immediately come into effect in order to provide for a relinquishment fee for

control of animals within the City of Tontitown. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

**PASSED AND APPROVED** this \_\_\_\_day \_\_\_\_, 2019.

APPROVED:

\_\_\_\_\_  
PAUL COLVIN, JR., Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Ardemagni, City Recorder-Treasurer  
(SEAL)