

# **CITY of ALBUQUERQUE**

## **TWENTY-FOURTH COUNCIL**

**COUNCIL BILL NO.** O-20-3      **ENACTMENT NO.** \_\_\_\_\_

**SPONSORED BY: Diane G. Gibson and Trudy E. Jones**

8       Section 1. ROA 1994 § 9-2-1-4 “DEFINITIONS” is amended to change the  
9       following definition; all other definitions remain unless specifically repealed or  
10      amended therein:

11       ALBUQUERQUE ANIMAL CARE CENTER or AACC. Any City of  
12       Albuquerque Animal Welfare Department (AWD)] premises, locations or  
13       buildings designated as suitable by the Mayor for the care, custody and  
14       maintenance of Animals seized by the City.

15       **Section 2. ROA 1994 § 9-2-3-16 “PERMIT FEES” is amended as follows:**  
16       **“§ 9-2-3-16 PERMIT FEES.**

17 (A) [There is hereby created a Humane and Ethical Animal Rules and  
18 Treatment (HEART) Ordinance Fund;] 60% of all net Permit fees collected  
19 under the HEART Ordinance [and 60% of fees for microchipping, spaying and  
20 neutering performed by the City,] shall be [deposited in the HEART Ordinance  
Fund. HEART Ordinance Fund monies are] dedicated exclusively to programs  
21 for the free microchipping and the free spaying and neutering of Companion  
22 Animals for Low Income Persons, Moderate Income Persons, Seniors and  
23 when possible, the general public. All fees listed in this article are a minimum  
24 fee amount and may be increased administratively by the Mayor.

**26 (B) Permit Fees.**

- 1 (1) Intact Companion Animal Permit fee is \$150 per animal.
- 2 (2) Litter Permit fee is \$150 per litter.
- 3 (3) Exotic or Wild Animal Collection Permit fee is \$35.
- 4 (4) Multiple Companion Animal Site fee is \$25 per site.
- 5 (5) Guard Dog Site fee is \$150 per site.
- 6 (6) Animal Service Provider fee is \$25 per year.
- 7 (7) Pet Store Permit fee is \$50 per year.
- 8 (8) Animal Drawn Vehicle fee is \$150 per Animal.
- 9 (9) Trolley Permit fee is \$25 per Animal.”

10       Section 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,  
11       clause, word or phrase of this ordinance is for any reason held to be invalid or  
12       unenforceable by any court of competent jurisdiction, such decision shall not  
13       affect the validity of the remaining provisions of this ordinance. The Council  
14       hereby declares that it would have passed this ordinance and each section,  
15       paragraph, sentence, clause, word or phrase thereof irrespective of any  
16       provision being declared unconstitutional or otherwise invalid.

17       Section 4. **COMPILED.** Section 1 and 2 of this ordinance shall be  
18       incorporated in and made part of the Revised Ordinances of Albuquerque,  
19       New Mexico, 1994.

20       Section 5. EFFECTIVE DATE. This ordinance shall take effect five days  
21      after publication by title and general summary.

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