

**TOWN COUNCIL OF DEWEY-HUMBOLDT  
STUDY SESSION MEETING NOTICE**

**Tuesday, August 8, 2017 6:30 P.M.**

**COUNCIL STUDY SESSION MEETING  
2735 S. HWY 69**

**COUNCIL CHAMBERS, TOWN HALL  
DEWEY-HUMBOLDT, ARIZONA**

**AMENDED AGENDA**

The issues that come before the Town Council are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Council believes that the meeting be a safe place for people to speak. With this in mind, the Council asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Council may vote to go into Executive Session for legal advice regarding any matter on the open agenda pursuant to A.R.S. 38-431.03 (A) (3), which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda. Agenda items may be taken out of order. Please turn off all cell phones. The Council meeting may be broadcast via live streaming video on the internet in both audio and visual formats. One or more members of the Council may attend either in person or by telephone, video or internet conferencing. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Council Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

**1. Call To Order.**

**2. Roll Call.** Town Council Members Jack Hamilton, John Hughes, Amy Timmons, Doug Treadway, Victoria Wendt; Vice Mayor Mark McBrady; and Mayor Terry Nolan.

**3. Study Session.** No legal action to be taken.

**3.1. Proposed amendments to the animal-related Ordinances: Review and direction on marked-up copy of the current Ordinance and research of other animal maintenance and care provisions.** [As directed at the June 13, 2017, Study Session]

**4. Special Session.** Legal action can be taken.

**4.1. Discussion and possible action to approve an employment contract with Lee Elliott for the Interim Town Manager position.**

**4.2. Whether to hold additional special session(s) this month and whether to cancel the September 5, 2017, Regular Council Meeting.** (Per the 12/20/16 Council Meeting.) This is an established agenda item for Council's discussion on whether to add an additional special study session and if so, to set the date.

**5. Adjourn.**

**For Your Information:**

Next Town Council Meeting: Tuesday, August 15, 2017 at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, September 7, 2017 at 6:00 p.m.

Next Town Council Work Session: Tuesday, September 12, 2017 at 2:00 p.m.

If you would like to receive Town Council agendas via email, please sign up at [AgendaList@dhaz.gov](mailto:AgendaList@dhaz.gov) and type Subscribe in the subject line, or call 928-632-7362 and speak with Julie Gibson, Town Clerk.

**Certification of Posting**

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Dewey-Humboldt Town Hall, 2735 South Highway 69, Humboldt, Arizona, Chevron Station, 2735 South Highway 69, Humboldt, Arizona, Blue Ridge Market, Highway 69 and Kachina Drive, Dewey, Arizona, on the 8th day of August, 2017, at \_\_\_\_\_ p.m. in accordance with the statement filed by the Town of Dewey-Humboldt with the Town Clerk, Town of Dewey-Humboldt.

By: \_\_\_\_\_, Town Clerk's Office.

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 632-7362 at least 24 hours in advance of the meeting.

[Page intentionally left blank]



**TOWN OF DEWEY-HUMBOLDT**  
**P.O. BOX 69**  
**HUMBOLDT, AZ 86329**  
**Phone 928-632-7362 ▪ Fax 928-632-7365**

---

**TOWN COUNCIL STUDAY SESSION MEETING**

**August 8, 2017 – 6:30 p.m. Town Council Meeting Chambers**

**Agenda Item # 3.1. Amendment to animal related ordinances**

**To: Mayor and Town Council Members**

**From: Yvonne Kimball, Town Manager**

**Date submitted: August 3, 2017**

**Summary:**

At the June 13 meeting, Council discussed changes to Town Code Title IX, Chapter 90 Animals. The proposed changes were prepared by Ms. Debby Pomeroy through CM Wendt's CARRF. To summarize, the proposed changes narrows the current ordinance to deal with dogs only. Council asked for a mark-up ("codified") version of the proposed to show the changes made in relationship to the current code. Council also directed Staff to research animal codes from other jurisdictions.

In preparation for the discussion of how to deal with maintenance issues for other types of animals, such as livestock, CM Wendt brings Council's attention to ARS 3-112 Agricultural operations; nuisance liability (attachment #1).

CM Wendt supplied staff with a codified version of the proposed (see attached #2).

Staff's research regarding animal codes from other jurisdictions is attached as the attachment #3. The codes from Yavapai County, Chino Valley, Prescott Valley were researched. Community Planner Steven Brown concluded that they have gone towards amending their animal ordinances to mostly deal with dogs, sometimes dogs and cats, and Prescott Valley retains a section that deals with other types of animals.

Once the Council approves the changes, I recommend the Town Attorney to prepare an Ordinance containing official codification of the changes for the Council to adopt.

3-112. Agricultural operations; nuisance liability

A. Agricultural operations conducted on farmland that are consistent with good agricultural practices and established prior to surrounding nonagricultural uses are presumed to be reasonable and do not constitute a nuisance unless the agricultural operation has a substantial adverse effect on the public health and safety.

B. Agricultural operations undertaken in conformity with federal, state and local laws and regulations are presumed to be good agricultural practice and not adversely affecting the public health and safety.

*article 2. - agriculture Protection Act*

Attachment #2 – a “codified” version of what was proposed at the June 13 meeting

-supplied by CM Wendt, via email.

***Animal Control***

- [90.01](#) Definitions
- [90.02](#) General provisions
- [90.03](#) Exemptions; dogs running at large
- [90.04](#) Enforcement; running at large
- [90.05](#) Release of impounded dog

***Dangerous and Biting Animals***

- [90.15](#) Determination of Town Magistrate
- [90.16](#) Control of dangerous animals
- [90.17](#) Killing of dangerous animals
- [90.18](#) Biting animals

***Maintenance; Nuisance***

- [90.30](#) Maintenance standards
- [90.31](#) Nuisance prohibited

***Enforcement***

- [90.98](#) Citation issued to responsible persons
- [90.99](#) Penalty

**ANIMAL CONTROL**

**§ 90.01 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

~~**ANIMAL.** Any nonhuman mammal, bird, reptile, amphibian or fish.~~

**ADEQUATE CARE.** To provide care of an animal to include, but not limited to a clean, safe shelter, which provides protection from the weather with sufficient ventilation for hot and cold seasons, adequate food, water, exercise consistent with the normal requirement and feeding habits of the animal(s) size, species and breed

~~**AT LARGE.** Being neither confined by an enclosure nor an electronic fence capable of restraining the animal, nor physically restrained on a leash.~~ **A dog that is not on the premises of the owner or responsible person and is not under the control of the owner or responsible person. Any dog in a suitable enclosure or physically restrained by the owner or responsible person shall not be considered to be at large**

~~**CRUELLY MISTREAT.** To beat, cruelly ill-treat, abandon, torment, overwork or otherwise abuse a dog n animal,~~ **To beat, cruelly ill-treat, abandon, torment, overwork or otherwise abuse a dog n animal, torture or inflict unnecessary serious physical injury on a dog n animal or to kill a dog n animal in a manner that causes protracted suffering to the dog animal.**

**CRUELLY NEGLECT.** ~~To fail to provide an animal with necessary food, water or shelter.~~ **Failure to provide for animal health or safety, including but not limited to failure to provide adequate food, water, shelter, exercise, or necessary veterinary care to an animal or to adequately confine an animal in a manner appropriate to its species, breed, age and condition.**

**DANGEROUS ANIMAL DOG.** Any animal ~~dog~~ that bites without provocation, is known to have a history, tendency or disposition to bite, or kills or causes injury, including injury to domesticated animals.

**a. Proper Enclosure for Dangerous dog.** Means, while on the owner's or responsible person's property, a dangerous dog shall be securely confined indoors or outdoors in a securely enclosed and locked pen or structure, suitable to prevent the entry of young children and designed to prevent the animal from escaping. Such pen or structure shall have secure sides, top and floor, and shall also provide protection from the elements for the dog.

**DOG.** A member of the canis lupis familiaris and domesticated wolves and offspring of dogs cross-bred with wild animals or domesticated wolves.

**ENFORCEMENT OFFICER.** Any person responsible for the enforcement of this chapter.

~~—FARM ANIMALS.~~ Any animals other than household pets.

IDENTIFICATION: County dog license, Rabies tag, Microchip

**HOUSEHOLD PET.** A domesticated animal, such as a dog, cat, rabbit, bird, rodent, fish, or turtle, that is traditionally kept in the home for pleasure. ~~rather than for commercial purposes.~~

**MICRO CHIP.** A device implanted in a dog, used for identification, usually between the withers of a canine.

**RABIES VACCINATION.** The administration of a rabies vaccine to animals by a veterinarian, ~~identified with a Rabies tag~~

**RESPONSIBLE PERSON.** A person who has possession, care, custody or control of a **dog**. ~~n-animal.~~

**UNDER CONTROL.** means physically restrained by a leash, rope, cord or chain or other device and under the direct supervision and control of a responsible person. Unless in a training environment or on personal property and in direct verbal control of the responsible person.

**WORKING DOGS.** Dogs kept for the primary purpose of hunting, herding, search and rescue, law enforcement, service dogs, guardian dogs, livestock protection, or other jobs, under the supervision of a responsible person.

(Ord. 05-17, passed 10-18-2005; Am. Ord. 16-124, passed 5-3-2016)

## § 90.02 GENERAL PROVISIONS.

Any dog over the age of four months shall have a current anti-rabies vaccine and identification tag issued by Yavapai County, wear a collar or harness to which a valid rabies tag and Yavapai County license is attached. Valid identification for "identifying

Dogs shall not be required to wear a collar or harness with a valid rabies tag attached while being used for control of farm animals, while being used or trained for hunting, while being exhibited or trained at a kennel club event, while engaged in races approved by the Arizona Racing Commission or while being transported to

and from such events, provided that they are properly vaccinated and controlled on the property of a responsible person.

### **AT LARGE:**

No dog shall be at large except as provided herein. Dogs shall be confined within a suitable enclosure capable of restraining the ~~dog animal~~ or otherwise physically restrained to prevent entry of dogs on public or private property other than the ~~responsible person's~~, **owner's** or on a leash of sufficient length and strength to control the dog

- a. **Dogs are not at large if: a dog may run at large while participating in field trials, obedience classes, kennel club events, organized school or park sponsored shows while assisting its owner or are working dogs being trained, while hunting or herding livestock, assisting a police officer engaged in law enforcement duties, or while assisting a handicapped person in their daily activities, (its blind or deaf master), if on personal property and under control. So long as sufficient control is exercised and the control would permit immediate leashing of the dog upon any persons reasonable request.**
- b. **A dog is allowed to occupy vehicles, including truck beds, without restraint, but upon leaving a vehicle or truck bed, it is considered to be at large.**

**Nothing contained herein shall prohibit or restrict any activity involving working dogs, whether the dog is restrained or not, if the activity is directly related to the working, exhibiting or raising of dogs, as pursuant to Title 3 of the Arizona Revised Statutes.**

### **Animal care. (Cruelly Neglect)**

(1) No responsible person shall fail to provide his ~~dog animals~~ with sufficient food and water, proper shelter and protection from the weather, or veterinary care when needed **to prevent suffering.**

(2) No person shall, cruelly mistreat or neglect, a ~~dog n-animal~~, or cause, instigate or permit any dogfight, cockfight, bullfight or other combat between ~~dogs animals~~ or between ~~dogs animals~~ and humans.

(3) The Enforcement Officer, **on witnessing imminent danger and believes** ~~on a reasonable belief that very prompt action is required to protect the health or safety of a dog, n-animal or the health or safety of other animals~~ may immediately impound any ~~dog animal~~ that appears to be cruelly neglected or otherwise cruelly mistreated as described in this section. The Enforcement Officer shall then request a hearing pursuant to this chapter for the disposition of the impounded animal.

### **NUISANCE PROHIBITED.**

Violation of § [90.30](#) shall constitute a nuisance and a violation of this chapter.

(1) **Noise:** It shall be unlawful for a responsible person to maintain a dog that excessively barks, howls, emits other noises or otherwise disturbs the peace and quiet of nearby neighbors **over 5 mins or between the hours of 9 p.m. and 6:00 a.m..**

(2) **Maintenance Standards -** Premises on which ~~DOGS animals or fowl~~ are kept shall be maintained in a manner not to unreasonably interfere with the use and enjoyment of the properties of others, including but not limited to compliance with the following maintenance standards:

1. **ODORS.** emission of odorous gases or other odorous matter shall be contained in such quantities so as not to be offensive, or create a public nuisance or hazard

2. Dog waste shall be removed from pens, yards, cages, and other enclosures and handled or disposed of in an approved manner free of health hazard or public health nuisance.
3. Watering vessels shall be maintained to prevent the buildup of algae and to prevent the breeding of mosquitoes.
4. ~~(A) All animals and fowl and the pens, stalls, stables, yards, shelters, cages, areas, places and premises where they are held or kept, shall be so maintained that flies, insects, vermin, rodent harborage, odors, ponded water, the accumulation of manure, garbage, refuse or other noxious material do not become a public health nuisance.~~
5. ~~(B) Animal manure and droppings shall be removed from enclosures such as pens, stables, yards, cages, and stalls and handled or disposed of in a manner free of health hazard or public health nuisance. Nothing in this division shall be deemed to prohibit the use of animal manure or droppings on any farm, garden, lawn or ranch.~~
6. ~~(C) Watering troughs shall be equipped with adequate drainage to allow for adequate run-off to prevent a health hazard.~~
7. ~~(Ord. 16-124, passed 5-3-2016)~~

~~(Ord. 05-17, passed 10-18-2005; Am. Ord. 16-124, passed 5-3-2016) Penalty, see § [90.99](#)~~

**~~§ 90.03 EXEMPTIONS; DOGS RUNNING AT LARGE.~~**

~~(A) A dog may run at large while participating in field trials, obedience classes, kennel club events, organized school or park sponsored shows, while assisting the responsible person or being trained in legal hunting or in herding livestock, while assisting a police officer engaged in law enforcement duties, or while assisting its blind or deaf master, so long as sufficient control is exercised and the responsible person's control would permit immediate leashing of the dog upon any person's reasonable request.~~

~~(B) A dog is allowed to occupy vehicles, including truck beds, without restraint, but upon leaving a vehicle or truck bed, it is considered to be at large.~~

~~(Ord. 05-17, passed 10-18-2005; Am. Ord. 16-124, passed 5-3-2016)~~

**~~§ 90.04 ENFORCEMENT; RUNNING AT LARGE.~~**

~~(A) Any dog which is running at large may be apprehended and impounded by the Enforcement Officer. The Enforcement Officer shall have the right to enter upon private property in order to apprehend any dog that has been running at large, provided the Enforcement Officer is in reasonable pursuit of the dog.~~

~~(B) Enforcement officers may issue citations to the responsible person. The procedure for the issuance of a notice to appear shall be as provided by peace officers in A.R.S. § 13-3903, except that the Enforcement Officer shall not make an arrest before issuing the notice. The issuance of citations pursuant to this subchapter shall be subject to the provisions of A.R.S. § 13-3899.~~

~~(C) If farm animals are running at large, the cost of enforcement shall be borne by the owner of the farm animals.~~

~~(Ord. 16-124, passed 5-3-2016)~~

**~~§ 90.05 RELEASE OF IMPOUNDED DOG.~~**

~~(A) Any person requesting the release of an impounded dog shall provide proof of an anti-rabies vaccination, or shall obtain an anti-rabies vaccination and shall pay for the costs of impoundment. Proof of ownership may be required prior to release.~~

(B) Any impounded dog which is not claimed within 72 hours shall be deemed abandoned after every effort to contact the owner by means of current County Tags, Microchip or Rabies Tags.. Enforcement officers may take possession of abandoned dogs and may place the dog for sale or may dispose of the dog in a humane manner. Any person purchasing an abandoned dog shall obtain a rabies vaccination and pay the applicable fees and impoundment fees.

(Ord. 05-17, passed 10-18-2005; Am. Ord. 16- 124, passed 5-3-2016)

### **DANGEROUS AND BITING ANIMALS**

#### **§ 90.15 DETERMINATION OF TOWN MAGISTRATE.**

(A) If the Enforcement Officer has reason to believe a dog ~~n-animal~~ is a **dangerous to humans or other animals.** ~~animal~~, The Enforcement Officer ~~he~~ may file a petition with the town's Magistrate Court for a determination that the animal is dangerous as defined in § [90.01](#).

(B) The Town Magistrate shall notify the responsible person for the dog ~~animal~~ of the date, time and place of a hearing for a determination of a dangerous animal.

(C) Following the hearing, the Town Magistrate may declare the dog ~~animal~~ to be dangerous as defined in § [90.01](#). Each day of non-compliance shall constitute a separate offense.

(Ord. 05-20, passed 11-15-2005; Am. Ord. 16- 124, passed 5-3-2016)

#### **§ 90.16 CONTROL OF DANGEROUS DOGS ~~ANIMALS~~.**

No person having charge, care, custody or control of a dog ~~n-animal~~ determined to be a dangerous animal shall permit the animal off his or her premises unless the animal is securely restrained by a responsible person who can physically keep the animal in control.

(Ord. 05-20, passed 11-15-2005; Am. Ord. 16- 124, passed 5-3-2016) Penalty, see § [90.99](#)

#### **§ 90.17 KILLING OF DANGEROUS ANIMALS.**

Any law enforcement officer is hereby authorized to destroy any animal determined to be a dangerous animal when immediately necessary to protect any person or property.

(Ord. 05-20, passed 11-15-2005; Am. Ord. 16- 124, passed 5-3-2016)

#### **§ 90.18 BITING ANIMALS.**

The procedures set forth in A.R.S. § 11- 1014 shall be followed for biting animals.

(Ord. 16-124, passed 5-3-2016)

### **MAINTENANCE; NUISANCE**

#### ~~§ 90.30 MAINTENANCE STANDARDS.~~

~~—Premises on which animals or fowl are kept shall be maintained in a manner not to unreasonably interfere with the use and enjoyment of the properties of others, including but not limited to compliance with the following maintenance standards:~~

~~—(A) All animals and fowl and the pens, stalls, stables, yards, shelters, cages, areas, places and premises where they are held or kept, shall be so maintained that flies, insects, vermin, rodent harborage, odors, ponded water, the accumulation of manure, garbage, refuse or other noxious material do not become a public health nuisance.~~

~~—(B) Animal manure and droppings shall be removed from enclosures such as pens, stables, yards, cages, and stalls and handled or disposed of in a manner free of health hazard or public health nuisance. Nothing in this division shall be deemed to prohibit the use of animal manure or droppings on any farm, garden, lawn or ranch.~~

~~—(C) Watering troughs shall be equipped with adequate drainage to allow for adequate run-off to prevent a health hazard.~~

~~(Ord. 16-124, passed 5-3-2016)~~

**§ 90.31 NUISANCE PROHIBITED.**

Violation of § [90.30](#) shall constitute a nuisance and a violation of this chapter.

(Ord. 16-124, passed 5-3-2016)

**ENFORCEMENT**

**§ 90.98 CITATION ISSUED TO RESPONSIBLE PERSONS.**

(A) For purposes of this section and § [90.30](#), the Enforcement Officer shall be the Town Code Enforcement Officer or designee or the County Animal Control Officer.

(B) It is unlawful for any person to interfere with the Enforcement Officer in the performance of his duties pursuant to this chapter.

(C) Enforcement will only occur upon signed complaint and a preliminary investigation to verify that a violation has in fact occurred.

(D) If the Enforcement Officer determines there is probable cause to believe that a violation of this chapter has occurred, he may file a complaint in the Magistrate Court and cause the complaint to be served on the person alleged to be violating this chapter. The citation shall set forth the specific violation with which the person is charged and the time and place of such violation.

(E) Each day a violation continues shall constitute a separate offense.

(F) Fines for violating the provisions of this chapter shall be adopted from time to time by resolution of the Council. Any person charged with a violation of this chapter who does not pay the fine shall appear in the Magistrate's Court at a date and time set by the court for disposition in accordance with § [90.99](#), unless all fines imposed have been paid at least 24 hours in advance of the scheduled court appearance.

(Ord. 16-124, passed 5-3-2016)

**§ 90.99 PENALTY.**

(A) Any person who violates any provision of this chapter for which no penalty is provided shall be subject to the terms of § [10.99](#).

(B) A person who is convicted of a violation of §§ [90.02](#) through [90.04](#) is guilty of a Class 2 misdemeanor. As a minimum penalty, a person convicted hereunder shall pay a fine of not less than \$50, which shall not be suspended unless, at the discretion of the court, that person is ordered to perform and complete a minimum of eight hours of community service.

(C) Any person violating the conditions of § [90.16](#) or is in charge of a dangerous animal as defined herein, may be fined in the amount of \$250 and be liable for reimbursement of any costs incurred by law enforcement officials in the exercising of their duties.

(D) A person convicted of violating § [90.02](#)(D) shall be found responsible for a civil code infraction and shall be subject to the civil sanctions on the first offense as set forth in § [10.99](#) of this code. Thereafter, a violation of § [90.02](#)(D) shall be a Class 2 misdemeanor subject to the penalty provisions set forth in § [10.99](#) of

this code. The court may order any person who violates § [90.02\(D\)](#) to pay all expenses related to the impounding of the livestock, including shelter, food, handling, transport and veterinarian care. The court may also order any person who violated this chapter to pay all related court fees or costs or penalties.

(Ord. 05-17, passed 10-18-2005; Ord. 05-20, passed 11-15-2005; Am. Ord. 16-124, passed 5- 3-2016)

**Disclaimer:**

This Code of Ordinances and/or any other documents that appear on this site may not reflect the most current legislation adopted by the Municipality. American Legal Publishing Corporation provides these documents for informational purposes only. These documents should not be relied upon as the definitive authority for local legislation. Additionally, the formatting and pagination of the posted documents varies from the formatting and pagination of the official copy. The official printed copy of a Code of Ordinances should be consulted prior to any action being taken.

For further information regarding the official version of any of this Code of Ordinances or other documents posted on this site, please contact the Municipality directly or contact American Legal Publishing toll-free at 800-445-5588.

© 2017 American Legal Publishing Corporation  
[techsupport@amlegal.com](mailto:techsupport@amlegal.com)  
1.800.445.5588.



**TOWN OF DEWEY-HUMBOLDT**  
**P.O. BOX 69**  
**HUMBOLDT, AZ 86329**  
**Phone 928-632-8643 • Fax 928-632-7365**

---

## MEMO

Date: August 3, 2017

To: Yvonne Kimball

From: Steven Brown

Re: Animal Control Ordinances in the Region

I have reviewed the Animal Ordinances for Yavapai County, Prescott Valley and Chino Valley and report the following:

### **Yavapai County:**

Yavapai County's Ordinance No. 2000-3 (see attached) deals strictly with dogs. They have no animal code that deals with other animals.

We did receive a response

David Williams from Yavapai County Planning pointing out that they manage the issue of number of animals in the same way as the Town (see attached).

*"Yvonne,*

*At Yavapai County we address animals through our Zoning Ordinance, Sections 400 (lot size requirements) and Section 501 (Animals per acre) when it comes to limiting livestock on properties. As far as the sanitation, we address unsanitary conditions through the Zoning Ordinance as well under Section 558 (Nuisance and hazards). We do not have any limitations on the number of domestic animals that one may keep, rather just livestock limitations."*

### **SECTION 410 R1L DISTRICT, SECTION 412 R1 DISTRICT, SECTION 413 RCU DISTRICT,**

G. Accessory uses and structures (concurrent with and located on the same lot with the principal uses and structures and including the following):

1. Farm animals on lots of no less than seventy thousand (70,000) square feet for the convenience and pleasure of the lot occupants, not to exceed the number allowed as per the Allowed Animal Chart (Section 501 E.) except swine shall not exceed five (5) total per parcel. Stables, barns, or structures for sheltering or feeding animals must observe the same setbacks or yards as the dwelling unit.

a. Non-commercial keeping of chickens on lots less than seventy thousand (70,000) square feet.

Subject to the following development criteria:

(1) Number of chickens limited to eight (8) per lot.

(2) Location of containment areas must be at least fifteen (15) feet from all property lines.

(3) Roosters are prohibited.

(4) All structures shall be kept in a neat and slightly manner and shall be controlled from refuse, manure, and other nuisances at all times. Storage of feed, equipment and other material related to such animals shall be entirely within an enclosed building.

## **SECTION 501 ACCESSORY USES AND STRUCTURES**

C. ANIMAL HUSBANDRY Activities or Projects, i.e., Future Farmers of America, 4-H, or any agricultural or large livestock activity/project conducted primarily for educational purposes or school credits, are permitted in any Zoning District. The following criteria shall be met:

1. Active membership must be maintained and verification of such may be required upon request.
2. The keeping of all animals shall be subject to the regulations of the Yavapai County Environmental Unit and the Health Department.
3. A sign designating a 4-H member in residence must be posted on the property at all times any such project or activity is in progress.

Under the 4-H exemption, the setback requirements and number of animals allowed per acre do not apply for animals utilized in 4-H projects, with the exception of equine and breeding projects.

## **D. ALLOWED ANIMAL CHART**

<b>Allowed Animal Chart Animal Type</b>	<b>Animals ALLOWED</b>
CATEGORY A – Swine*, Dairy Cow, Bison, Steer/Heifer, Horse or other of similar size/weight	2 PER ACRE or fraction thereof
CATEGORY B - Ostrich, Miniature Horse, Llama, Sheep, Goat, Emu or other of similar size/weight	5 PER ACRE or fraction thereof
CATEGORY C - Turkeys, Peacocks, Geese, Pheasants, Ducks, Pigeons, Chinchillas, Rabbits, Chickens or other of similar size/weight	8 PER ACRE or fraction thereof

Off-spring up to one year of age of on-site animals do not count towards the total. After one year of age animal off-spring count as adult animals. \*Swine shall not exceed five (5) total per parcel.

## **SECTION 558 NUISANCE AND HAZARDS**

No use or structure shall be operated in such a manner as to be an explosion or fire hazard; nor cause to be exhausted or emitted into the atmosphere any smoke, soot, dust, radiation, odor, noise, vibration, heat, glare or toxic fumes to such an extent as to constitute a nuisance; nor shall water carried waste or pollutants be diverted into any open water course. The dispensing or handling of fuels, paint thinner, or similar explosion or fire producing materials shall comply with Underwriters Laboratories, Inc. standards or better.

### **Chino Valley:**

The Animal Code Chapter 90 (see attached), for Chino Valley deals strictly with dogs. They have no animal code that deals with other animals.

### **Prescott Valley:**

Prescott Valley has an Animal Code Chapter 6-01 (see attached), which is fairly comprehensive and deals strictly with dogs.

They also have Sections 6-02-020 Wildlife; Exotic Animals and 6-02-030 Domestic Animals Other Than Dogs and Cats (see attached) which address animals other than dogs and cats.

## **CONCLUSION**

The other jurisdictions in the region have gone towards amending their Animal Codes to mostly deal with dogs and sometimes dogs and cats, but only Prescott Valley retains a code section that deals with Animals Other Than Dogs and Cats.

[Page intentionally left blank]



**TOWN OF DEWEY-HUMBOLDT**  
**P.O. BOX 69**  
**HUMBOLDT, AZ 86329**  
**Phone 928-632-7362 ▪ Fax 928-632-7365**

**Tentative Meeting Items for 2017**

**August 15, 2017 Regular Council**

- ⊕ EPA council report
- ⊕ Report of the BLM access, communication with adjacent property owners
- ⊕ Discuss and consider raising Staff salary ranges [CAARF submitted by CM Hamilton]

**September 5, 2017 Regular Council (consideration of cancellation per the 12/20/16 meeting - Mayor's idea, Council consideration)**

- ⊕ Council ratification of the "volunteer of the year"
- ⊕

**September 7, 2017 Planning and Zoning**

- ⊕ Required Public Hearing #1 on Sign Code (revisions made responding to the Gilbert v. Reed case.)

**September 12, 2017 Work Session Council (2 pm)**

- ⊕ Future Town Hall discussion [CAARF submitted by CM Hamilton]
- ⊕

**September 19, 2017 Regular Council**

- ⊕ Public Safety Quarterly Report
- ⊕ Firewise Board Report
- ⊕ Required Public Hearing #2 on Sign Code (revisions made responding to the Gilbert v. Reed case.)
- ⊕ A proposed Road Transition Policy (Ed Hanks leads, Council direction at the 7/18/17 meeting)
- ⊕ University of Arizona Superfund Program update.
- ⊕ A list of priority roads brought back to Council (after consultation with EM personnel and so on per CM Wendt CAARF at the 7/28/17 meeting)

VOTY event – council recognition, event picnic

**October 3, 2017 Regular Council**

- ⊕ Mayer Meals on Wheels 1st Report (per accountability contract; 2<sup>nd</sup> one on 4/4/18)
- ⊕ 2017 Tax Credit Awareness Proclamation – Yavapai Big Brothers Big Sisters
- ⊕

*Items contained within are tentative in nature. Exact meeting agendas are subject to changes without notice. Official agendas for scheduled meetings will be published according to the Open Meeting Law and other applicable codes and regulations. Please contact Town Clerk at 632-7362 if you have questions regarding meeting agendas.*

**October 5, 2017 Planning and Zoning (Steven absent)**

- ⊕ tbd

**October 10, 2017 Work Session Council (6.30pm)**

- ⊕ Jul 1 to Sep 30 Finance Report
- ⊕ Public works Quarterly Report

**October 17, 2017 Regular Council**

- ⊕ DHHS 1<sup>st</sup> Annual Report (per accountability contract; 2<sup>nd</sup> on 4/8/18)

**November 7, 2017 Regular Council**

- ⊕ Revisit the Work Session time (directed at the 5/2/17 meeting for alternate SS)

**November 9, 2017 Planning and Zoning**

- ⊕ tbd

**November 14, 2017 Work Session Council**

- ⊕ University of Arizona Superfund Research Program Council Report
- ⊕

**November 21, 2017 Regular Council**

- ⊕ tbd

**December 5, 2017 Regular Council**

- ⊕ Mayor's Activity Report (according to Ordinance 15-115; Code Section 30.031 (B) (12)
- ⊕ Public Safety Quarterly Report
- ⊕ Quarterly Firewise activity report

**December 7, 2017 Planning and Zoning**

- ⊕ tbd

**December 12, 2017 Work Session Council**

- ⊕ Code Enforcement Biannual Report

**December 19, 2017 Regular Council**

- ⊕ Vice Mayor Appointment.
- ⊕ Regional Agency Appointments
- ⊕ Agua Fria Festival Report (per accountability contract)

---

*Items contained within are tentative in nature. Official meeting agendas are subject to changes without further notices and will be published according to the Open Meeting Law and other applicable codes and regulations.*