



ORDINANCE NO. 6027

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE SECTION 6.10.080 VIOLATION - PENALTY

WHEREAS, the City of Albany is amending Albany Municipal Code (AMC) Section 6.10.080, Violation – Penalty, to address the discrepancies within the AMC; and

WHEREAS, non-compliance under AMC 6.04, Dogs, is treated as a violation under AMC 1.04.010 General Penalty; and

WHEREAS, non-compliance under AMC 6.10, Keeping of Animals, is treated as a misdemeanor under AMC 1.04.010 General Penalty; and

WHEREAS, the type of animal under these two sections should not change the enforcement mechanism.

NOW THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Amending AMC Title 6 Animals. AMC Section 6.10.080 Violation - Penalty, is hereby amended to add:

**6.10.080 Violation – Penalty.**

(1) Any person violating any of the provisions of this chapter ~~is guilty of a misdemeanor and~~ is subject to those penalties set forth in Section 1.04.010 of this code. In addition, the court may direct the removal of any animal or group of animals from the City which are deemed to be a public nuisance as defined herein. (Ord. 4558 § 1, 1983).

(2) In addition to those penalties provided for in subsection (1) of this section, any person violating any of the provisions of this chapter shall be assessed an animal control assessment of \$100.00, in addition to such other fines and assessments as may be set by the court.

(3) Violations of any provision of this chapter shall be prosecuted as strict liability offenses, subject only to the violation penalties and procedures of AMC 1.04.010.

Passed by the Council: December 13, 2023

Approved by the Mayor: December 13, 2023

Effective Date: January 12, 2024

Mayor

ATTEST:

Allison R. Reese

City Clerk

