

**TOWN OF FREDERICK, COLORADO
ORDINANCE NO. 1100**

**AN ORDINANCE OF THE TOWN OF FREDERICK COLORADO, AMENDING
CHAPTER 7, ARTICLE V OF THE FREDERICK MUNICIPAL CODE**

WHEREAS, the Board of Trustees of the Town of Frederick finds that it is appropriate and necessary to revise the provisions of Chapter 7, Article V of the *Frederick Municipal Code* regarding animals; and

WHEREAS, the Board of Trustees finds that the enactment of this ordinance is in the best interest of the health, safety, and welfare of the citizens of the town.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF FREDERICK, COLORADO, AS FOLLOWS:

Section 1. Chapter 7, Article V, Section 7-101 of the *Frederick Municipal Code* is hereby repealed and re-enacted to read as follows:

Sec. 7-101. Dog and cat license required.

The owner, possessor or keeper of any dog or cat within this Town shall purchase a license for such dog or cat from the Police Department on or before March 1 of each year or within thirty (30) days after the animal reaches the age of six (6) months. Dogs and cats purchased, obtained or otherwise acquired or located in Town subsequent to the first day of March in any calendar year shall be licensed within thirty (30) days after such acquisition or location.

Section 2. Chapter 7, Article V, Section 7-102 of the *Frederick Municipal Code* is hereby repealed and re-enacted to read as follows:

Sec. 7-102. Definitions.

As used in this Article, the following definitions shall apply:

Cat means any domesticated animal of the species *Felis domestica* over six (6) months of age.

Dog shall be construed to mean a dog over six (6) months of age.

Keeper means a person who has custodial or supervisory authority or control over an animal.

Owner shall be construed to mean the party with legal responsibility for the animal, who purchased and/or has primary responsibility for the housing and care of the animal. Where ownership of an animal is shared, all owners shall be jointly and severally liable. The owners may be liable even if the animal was in possession of a keeper at the time of the offense.

Possessor means the person who has possession of the animal at any specific time. (Ord. 1028 § 2, 2010)

Section 3. Chapter 7, Article V, Section 7-104 of the *Frederick Municipal Code* is hereby repealed and re-enacted to read as follows:

Sec. 7-104. License tags.

Upon application for a dog or cat license, the furnishing of the required certificate of inoculation and the payment of the required annual fee, the Police Department shall issue a license which shall be numbered and also a metal tag bearing the same number as the license, which tag shall be securely attached to the collar to be worn by the animal so licensed at all times. It shall be an affirmative defense if, in the absence of a collar and tag, a licensed dog or cat is micro chipped and properly licensed with the Town. (Ord. 1028, § 4, 2010)

Section 3. Effective date. This ordinance shall be published and become effective as provided by law.

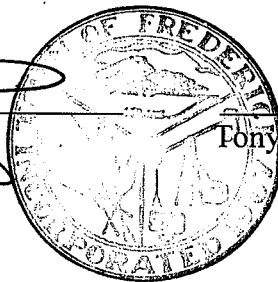
Section 4. Severability. If any part, section, subsection, sentence, clause, or phrase of this ordinance is for any reason held invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more part, sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 5. Repealer. All ordinances or resolutions and motions of the Board of Trustees of the Town of Frederick or parts thereof in conflict with this ordinance are, to the extent of such conflict, hereby superseded and repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance, resolution or motion, nor revive any ordinance, resolution, or motion thereby.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED
THIS 23rd DAY OF October, 2012.

ATTEST:

By Meghan C. Martinez
Meghan C. Martinez, Town Clerk



TOWN OF FREDERICK
Pony Caley
Pony Caley, Mayor