

Petition No. 2014-71

Petitioner: Charlotte-Mecklenburg Planning Department

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE –ZONING ORDINANCE**

ORDINANCE NO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 2: DEFINITIONS AND RULES OF CONSTRUCTION

1. PART 2: DEFINITIONS

- a. Amend Section 2.201, "Definitions" by adding a new definitions for "animal care and control division", "animal care and control fosterer", "animal rescue group" and "animal rescue group fosterer" in alphabetical order. The new definitions shall read as follows:

Animal care and control division.

The Division within the Charlotte-Mecklenburg Police Department that is responsible for promoting animal welfare in the Charlotte-Mecklenburg Community through the enforcement of departmental and the City of Charlotte animal-related policies and management of the county's animal shelter.

Animal care and control fosterer.

An individual approved with animal care and control to which custody, but not ownership, of animals is transferred for the purpose of providing a temporary home for animals that do not thrive in the shelter setting. After six months of guardianship, the fosterer must register the animal(s) as an owned pet.

Animal rescue group.

A humane, 501(c)(3) organization, that is registered with animal care and control as a rescue partner that permanently transfers animals from animal control into their care as a means of facilitating animal care and control's goal of eliminating the euthanasia of healthy, adoptable animals. Animal rescue groups will also transfer unwanted, abandoned, abused, or stray pets from the public or other sources into their care.

Animal rescue group fosterer.

An individual volunteering with an animal rescue group who provides a temporary home for animals that the agency has available for adoption until they are found a permanent home. After six months of guardianship, the fosterer must register the animal(s) as an owned pet.

- b. Amend Section 2.201, “Definitions” by modifying the definition for “commercial kennel” by adding an exclusion clause for “animal care and control fosterer, animal rescue group and animal rescue group fosterer”. The revised definition shall read as follows:

Kennel, commercial.

A use or structure intended and used for the breeding or storage of animals for sale or for the training or overnight boarding of animals for persons other than the occupant of the lot. This definition excludes an animal care and control fosterer, an animal rescue group and an animal rescue group fosterer.

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:

City Attorney

I, _____, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the ____ day of ____, 2014, the reference having been made in Minute Book ____, and recorded in full in Ordinance Book _____, Page(s)_____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this ____ day of _____, 2014.
