

AN ORDINANCE AMENDING CHAPTER 20, "ANIMALS AND FOWL", OF THE SEMINOLE COUNTY CODE, BY THE ADDITION OF SECTION 20.39 REGULATING THE USE OF A FIXED-POINT RESTRAINING DEVICE; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Section 1. Creation of Section 20.39, "Use of a Fixed-Point Restraining Device". Section 20.39 is hereby created to read as follows:

Sec. 20.39. Use of a Fixed-Point Restraining Device.

(a) A fixed-point restraining device is hereby defined as a trolley system, chain, cord, leash, cable, or similar device which is attached to one or more fixed points to include, without limitation, a house, tree, fence, post, garage or shed, used to confine a dog or cat to the owner's property and designed to be used for such purposes. The device shall be a minimum length of ten (10) feet in length and shall be no longer than what is necessary to keep such dog or cat confined to the owner's property.

(b) A fixed-point restraining device shall not be used to confine a dog or cat outdoors between the hours of 9:00 a.m. and 5:00 p.m., except as provided herein. A dog or cat may be attached to a fixed-point restraining device for a period of time not to exceed one (1) hour per day, and shall be directly supervised and accompanied by the owner outside for the duration of the time the dog or cat is attached to the fixed-point restraining device.

(c) The use of a fixed-point restraining device between 5:00 p.m. and 9:00 a.m. may be allowed as provided herein.

CERTIFIED COPY
MARYANNE MORSE
CLERK OF CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA
BY Eva Roach
DEPUTY CLERK

(1) The fixed-point restraining device shall be a minimum of ten (10) feet in length and shall be placed in a location which keeps such dog or cat confined exclusively to the owner's property.

(2) The fixed-point restraining device shall be used in conjunction with an appropriate collar or harness designed for use with the specific size of dog or cat. Pinch, choke and/or pronged type collars shall not be used when restraining a dog or cat in this manner.

(3) The fixed-point restraining device shall be placed in a manner as to prevent injury, strangulation or entanglement.

(4) If there are multiple dogs or cats, each shall be confined separately and in such a manner the fixed-point restraining device shall not become entangled with each other.

(d) It shall be unlawful to use a fixed-point restraining device to confine any dog or cat under the age of six (6) months.

(e) During any time of severe weather, the use of a fixed-point restraining device to secure a dog or cat onto the owner's property is strictly prohibited. This includes, but is not limited to, lightning storms, tornado warnings, hurricane warnings, heat index above ninety degrees (90°) Fahrenheit, temperatures below thirty-two degrees (32°) Fahrenheit.

Section 2. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, it is the intent of the Board of County Commissioners that the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or

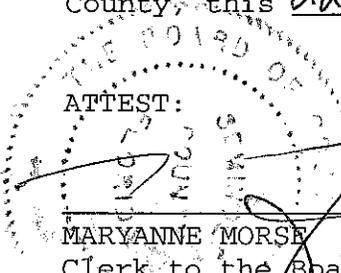
application, and to this end the provisions of this Ordinance are declared severable.

Section 3. Inclusion in the Seminole County Code. It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Seminole County Code and the word "ordinance" may be changed to "section", "article" or other appropriate word or phrase and the sections of this Ordinance may be renumbered or relettered to accomplish such intention; providing, however, that Sections 2, 3, and 4 of this Ordinance shall not be codified.

Section 4. Effective date. This Ordinance shall take effect following receipt of official acknowledgment by the Clerk of the Board of County Commissioners from the Department of State that this Ordinance has been filed with the Department of State.

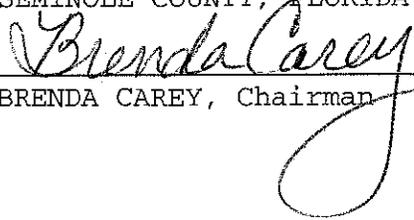
BE IT ORDAINED by the Board of County Commissioners of Seminole County, this 22nd day of March, 2011.

ATTEST:


MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida

Bruce McMenemy
CHIEF DEPUTY

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA


BRENDA CAREY, Chairman

AEC/sjs

12/9/10, 1/4/11, 2/9/11, 2/23/11

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