

ORDINANCE NO. 558
ANIMAL LIMITATION

AN ORDINANCE AMENDING CHAPTER 7 OF THE AKRON TOWN CODE TO ADD A NEW SECTION 6-7-16 ESTABLISHING A PROCEDURE FOR PERSONS TO APPLY FOR A SPECIAL PERMIT TO KEEP ANIMALS OTHERWISE PROHIBITED UNDER THE AKRON TOWN CODE.

WHEREAS, the Akron Town Code currently establishes restrictions on the types and numbers of animals that may be kept, harbored, or possessed within the Town of Akron; and

WHEREAS, from time to time, the Board of Trustees for the Town of Akron may allow individuals to keep, harbor, or possess otherwise prohibited animals within the Town of Akron; and

WHEREAS, from time to time, the Board of Trustees for the Town of Akron may allow individuals to keep, harbor, or possess animals within the Town of Akron in excess of the number which the Akron Town Code permits; and

WHEREAS, the Board of Trustees for the Town Akron desires to set forth a procedure for individuals to seek special permission to keep, harbor, or possess animals within the Town of Akron beyond the scope of what the Akron Town Code allows for.

NOW, THEREFORE BE IT ORDAINED by the Town of Akron that the following Section 6-7-16 is hereby added to the Akron Municipal Code, immediately after Section 6-7-15:

6-7-16: SPECIAL USE PERMIT

- A. An individual desiring to keep, harbor, or possess animals prohibited under this Chapter 7 of Article 6 of the Akron Town Code, or desiring to keep, harbor, or possess animals in excess of the numbers allowed under this Chapter 7 of Article 6 of the Akron Town Code may apply to the Board of Trustees for a Special Use Permit the possession of such animals within the Town of Akron.
- B. Such individual shall submit an Application for Special Use Permit on the form prescribed by the Board of Trustees and pay a non-refundable application fee in the amount the Board of Trustees may determine from time to time. The Application for Special Use Permit shall contain the following information:
 - 1. The applicant's name, address, and contact information.
 - 2. The address at which the animals will be kept.

3. The number of and type of animals for which the applicant is seeking a special use permit. The applicant shall provide a reasonably sufficient description of each animal, including breed, age, name, and whether such animal has been spayed or neutered.
 4. A description of the premises at which the animals will be stored, including the nature of any fencing or enclosures, and whether the animals will be kept indoors or outdoors.
 5. The applicant must provide a copy of the completed Application for Special Use Permit to all neighbors located within 300 feet of the location at which the animals will be kept within seven days of filing the Application for Special Use Permit with the Town of Akron.
- C. The Board of Trustees shall have the sole and exclusive discretion to grant or deny any Special Use Permit sought under this provision. The Board of Trustees shall also have the sole and exclusive discretion to revoke any Special Use Permit issued hereunder.
- D. Any animals for which a Special Use Permit is granted shall must be licensed with the Town of Akron on or before March 1 of each year, or the Special Use Permit will expire and become null and void.
- E. Any Special Use Permit granted hereunder is non-transferable and specific to the individual animal or animals for which it was granted.

IN THE SECOND READING The foregoing Ordinance was presented, a motion to approve was made by Trustee Jacque Hayes. The motion was seconded by Trustee Susan Watson and upon roll call vote of 4 yes and 2 no, the motion was approved.

Mayor

[S E A L]

ATTEST: _____
DENCIA RAISH, CMC
Town Clerk/Administrator

First Reading: April 1, 2019

Second Reading: May 6, 2019

Adopted this 6th day of May 2019