

WORK SESSION AGENDA



Casper City Council
City Hall, Council Chambers
Tuesday, June 23, 2020, 4:30 p.m.

This meeting will not be physically open to the general public or media. Work Sessions are always available for citizens to watch live on the City’s website (casperwy.gov) via YouTube and on cable channel 192. There is no public comment at work sessions, but citizens are welcome to email City Council with any questions or concerns at councilcomments@casperwy.gov before the work session.

Work Session Meeting Agenda		Recommendation	Allotted Time	Beginning Time
Recommendations = Information Only, Move Forward for Approval, Direction Requested				
1.	Council Meeting Follow-up		5 min	4:30
2.	Natrona County Assessor – Property Tax	Information Only	30 min	4:35
3.	Animal Control Ordinance Update	Direction Requested	30 min	5:05
4.	Agenda Review		20 min	5:35
5.	Legislative Review		10 min	5:55
6.	Council Around the Table		10 min	6:05
Approximate End Time:				6:15

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Communication Accountability Stewardship Professionalism Efficiency Responsiveness

June 17, 2020

MEMO TO: J. Carter Napier, City Manager *JCN*
FROM: Fleur Tremel, Assistant to the City Manager/City Clerk *FT*
SUBJECT: Property Tax Assessments

Meeting Type & Date

Work Session
June 23, 2020

Action type

Information Only

Recommendation

That Council discuss property tax assessments recent changes with the County Assessor, Matt Keating to learn how the valuations were done.

Summary

According the Natrona County Assessor's Website, the primary responsibility of the County Assessor is to discover, list, and value all real and taxable personal property in Natrona County including commercial real property, personal property, and residential property. The Assessor's Office states that they "strive to value properties accurately, fairly, and uniformly according to Wyoming statutes and Department of Revenue guidelines."

Recently, the County Assessor updated their assessments on all properties in Natrona County. Since the most recent update, many Casper citizens have voiced their concerns with the new assessments, especially with regard to land valuations. Numerous individuals have complained to the City and have disputed the property values through the County's appeal process. The results of the appeals have not been released yet.

Financial Considerations

None.

Oversight/Project Responsibility

Fleur Tremel, Assistant to the City Manager

Attachments

None.

June 17, 2020

MEMO TO: City Council
J. Carter Napier, City Manager *JCN*

FROM: John Henley, City Attorney *JH*

SUBJECT: Proposed Ordinance amending various sections of Chapter 6.04 - Animal Care and Control of the Casper Municipal Code

Meeting Type & Date

Work Session
June 22, 2020

Action type

Consideration of Amendments to Chapter 6.04 of the Code by Ordinance

Recommendation

Review and provide direction on the proposed Amendments to Chapter 6.04 Animal Care and Control of the Municipal Code.

Summary

Ordinance 1-19 repealing and replacing Animal Care and Control Chapter 6.04 of the Code in its entirety was adopted February 19, 2019. Since that time Animal Control Officers, based on their experience, are requesting various changes and amendments to the Code.

The proposed amendments to the Code address the following:

Section 6.04.010 – Definitions have been modified to add or change the definitions of “Aggressive Animal”, “Clean”, “Feral Cat”, “Proper Shelter”, and “Vicious Animal”, and

Modifications to Sections:

- 6.04.040 Keeping of pets, livestock or fowl; limitations.; (now changed to Keeping of pets, livestock or fowl; limitations.; feeding of non-domesticated animals prohibited,
- 6.04.180 Cruelty to animals—Unlawful acts designated,
- 6.04.210 Animals in Motor Vehicles - Unlawful acts (now changed to Neglect),
- 6.04.300 Vicious Animals Indicia (to be removed), and
- 6.04.301 Vicious and Dangerous Animals – Limitations and Prohibitions (now changed to Vicious and Aggressive Animals - Limitations and Prohibitions).

Additionally, shortly after the Ordinance 1-19 was passed, the Ordinance was provided to Muni-Code to publish the revisions on the City of Casper's Muni-Code Website. During the publishing process certain sections of the code were left out, and the several numbers were transposed; most of the errors were corrected, but there are still a few transposed numbers. If we cannot get the transposed numbers corrected, further amendments may be proposed to make these corrections. The City Attorney's Office continues to communicate with the code company to make the corrections. The Ordinance adopted and transmitted for publication didn't have these errors but for some reason, and it was a lengthy ordinance, mistakes were made. The City Attorney's Office is hopeful that the misprints can be corrected within the next few weeks; if not; additional amendments will be proposed for your consideration to be resubmitted for publication.

Financial Considerations

None

Oversight/Project Responsibility

John Henley, City Attorney (Ordinance Amendments)

Scott Schell, Police Department, Animal Protection Supervisor

Attachments

Proposed Ordinance Updating and Amending Sections 6.04.010, 6.04.040, 6.04.180, 6.04.210, 6.04.300, AND 6.04.301 of the Casper Municipal Code

Statistics provided by Casper Police Department

2018 and 2019 Statistics Regarding Animal Protection Officer Reports Regarding Animal Bites

In the first 6 months of the year in 2018, Animal Protection Officers received reports of 381 “Animal Bites”. After the Animal Protection Officers switched over to the Police Department on July 1, 2018, we tightened up the reporting criteria. During the second six (6) months of year, Animal Protection Officers responded to seventy-nine (79) Animal Bite on Human (Non-Owner), seventeen (17) Animal Bite on Human (Owner), and two (2) Animal Bite on Animal.

2018 total “Bites”: 479

In 2019, our Animal Protection Officers responded to two hundred and seventy (270) Animal Bite on Human (Non-Owner) calls for service. Comprised of two hundred and thirty (230) in the City of Casper and forty (40) outside of the City of Casper

Of the two hundred and thirty (230) inside the City of Casper, ninety-six (96) of those responses were directly to a medical treatment facility where the injured party sought treatment. Many of these ninety-six (96) cases likely originated outside of the City of Casper but are ascribed to us by where the victim(s) sought treatment. In addition, seven (7) of the two hundred and thirty (230) calls inside of Casper the victims reported directly to Metro’ Animal Shelter and may have originated outside of the City of Casper.

In 2019, the Animal Protection Officers responded to fifty-two (52) Animal Bites on Animal.

In 2019, the APOs responded to fifty-three (53) Animal Bites on Human (Owner).

2019 total “Bites”: three hundred and seventy-five (375) (decrease of 21.7% from 2018).

ORDINANCE NO.

AN ORDINANCE UPDATING AND AMENDING SECTIONS 6.04.010, 6.04.040, 6.04.180, 6.04.210, 6.04.300, AND 6.04.301 OF THE CASPER MUNICIPAL CODE.

WHEREAS, Casper Municipal Code addressing animal care and control needs modification from time to time to provide for greater protection for animals; and,

WHEREAS, the Animal Code was repealed and replaced in its entirety in February of 2019, and since such time animal control officers have requested changes to the Code; and,

WHEREAS, the City is authorized to regulate and take measures to prevent conduct which disturbs or jeopardizes the public health, safety, and peace; and,

WHEREAS, it is in the best interest of the citizens of the City of Casper to promote responsible care and control of animals.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CASPER, WYOMING: That the following sections of Chapter 6.04 of the Casper Municipal Code are hereby amended and replaced, and shall be codified as follows:

Quick reference guide: (to be removed after 2nd reading)

6.04.010 Definitions. Page 1-6

6.04.040 Keeping of pets, livestock or fowl; limitations.; feeding of non-domesticated animals prohibited. Page 7

6.04.180 Cruelty to animals—Unlawful acts designated. Page 7

6.04.210 Neglect Page 8

6.04.300 Reserved. ~~Vicious animals—indicia.~~ Page 10

6.04.301 Vicious and Dangerous Aggressive Animals – Limitations and Prohibitions. Page 11

6.04.010 - Definitions.

When used in this Chapter, words have their common meaning and in addition the following words, terms, and phrases, and their derivations have the following meanings:

1. “Abandon” means a person leaves an animal on public or private property without permission to ensure proper care and supervision. An animal that is left in the Metro Animal Shelter for seven (7) working days, shall be deemed abandoned.

2. “Aggressive Animal”

A. means any animal not on the owner of the animal’s property, that has attacked a domestic animal or livestock in such a manner that resulted in physical contact between the animals not necessarily requiring medical treatment to either animal, or;

B. any animal that has chased, approached or otherwise interacted with a human being, domestic animal or livestock in an intimidating or aggressive manner.

These behaviors shall be prima facia evidence that an animal(s) is aggressive and there is a rebuttable presumption that the animal(s) is aggressive.

2.3. “Altered” means neutered; spayed or castrated.

3.4. “Animal” means any live vertebrate creature, domestic or wild.

4.5. “Animal control district” means the City of Casper, Wyoming.

6.5. “Animal protection officer” means any person designated by the director as a special municipal officer who is qualified to perform such duties under this chapter and the laws of this state.

7.6. “Animal services shelter” means any facility operated by a municipal agency, or its authorized agents for the purpose of housing, impounding or caring for animals held under the authority of this chapter or state law.

7.8. “At large.”

a. The definition of “at large” in this Chapter, is subject to and subservient to Sections 6.04.301 to 6.04.303 of this Chapter addressing dangerous or vicious animals. For dangerous or vicious animals, any violation of Sections 6.04.301 to 6.04.303 are violations also of the “at large” provisions of this Chapter.

b. i. A non-vicious, non-dangerous animal is deemed "at large:"

(a) If it is off the owner’s property and not leashed or in an enclosed carrier; or

(b) If it is on the owner’s property and not under the direct supervision of the owner or not confined to the extent that the animal cannot leave the boundaries of the property; examples of confinement are by use of fencing or other secure enclosures or by tethering.

b. ii. A non-dangerous or non-vicious animal shall not be considered "at large" when held and controlled by a person by means of a leash or chain of proper strength and length to control the action of the animal, or while confined within a vehicle. If the animal within a parked vehicle can extend its entire head outside the enclosed cabin compartment of the vehicle or beyond the side of a truck bed, that animal shall be deemed at large.

b. iii. A non-dangerous or non-vicious dog is not considered to be at large if within the interior of designated areas which permit dogs to be off leash, as established by the City of Casper.

b. iv. Under any circumstance, on a City-owned Golf Course.

8.9. “Attack” means an aggressive or violent action against a person or animal.

9-10. “Cage and aviary birds” means those exotic captive reared birds, such as parrots, exotic finches, and canaries, which are adapted to live and breed in a cage. For the purpose of this chapter the monk parakeet (*myiopsitta monachus*) is not a cage and aviary bird.

8-11. “Chicken” a domestic fowl kept for its production of eggs and meat.

8-12. “Circus” means any nonresident variety show which features animal acts.

13. “City-county health officer” means a representative of the Natrona County-City of Casper Health Department, or a health official designated by the Casper City Manager.

14. “Clean” means:

A. The premises are free of feces and urine as to not cause offensive odors or unsanitary conditions in the enclosure(s), yard or surrounding areas.

B. Does not draw in flies or insects to the area and/or resulting in injury or illness to the animal(s).

A-C. The area is free of physical hazards and/or risks to the animal(s). (i.e. excessive items cluttering the property, broken or sharp objects.

8-15. “Commercial animal establishment” means any pet store, grooming shop, auction, riding school or stable, circus performing animal exhibition, kennel or other establishment in which animals are used for commercial purposes.

8-16. “Commercial purpose” means the keeping of animals for the purpose of profit.

8-17. “Control” means an animal which:

- a. is under a physical restraint so as to not be allowed to engage a passerby or other animal; such as a leash or in an enclosed carrier.

8-18. “Dangerous animal” means any animal under the totality of circumstances, which poses

an unacceptable risk of injuring a human, a pet or property. Indicia of a dangerous animal shall include, but not be limited to, aggressive lunging, growling, snarling, nipping, bearing teeth.

8-19. “Director” means the City Manager or his/her designee.

8-20. “Direct supervision” as used in the definition of “at large,” above, means: The owner of

the animal is in the same area as the animal and not separated by any barrier; the owner must be able to immediately see and effectively call and manage the animal.

21. “Domesticated animals” means those individual animals which have been made tractable or tame.

8-22. “Feral Cat” means a cat that lives outdoors and has little or no human contact. They do not allow themselves to be handled or touched by humans and will run away if able. They typically remain hidden from humans, although some feral cats become more

comfortable with people who regularly feed them. Even with long-term attempts at socialization, feral cats usually remain fearful and avoidant of humans.

~~19.23.~~ "Isolation facility" means any place specified by the Director or his/her designee which is equipped with a pen or cage which isolates an animal from contact with other animals.

~~20.24.~~ "Kennel" or "cattery" means any premises wherein any person engages in the business of boarding, breeding, buying, letting for hire, training for a fee, or selling dogs or cats, or any residence or property on which is maintained more than three dogs and three cats more than six months of age. It is illegal to maintain a kennel or cattery contrary to the terms of this code, in a zone or location in which a kennel or cattery is not permitted.

~~21.25.~~ "License" means permission issued by the Director, or his/her designee, authorizing the holder to keep a dog or cat. An identification tag shall be issued for each animal licensed. A valid rabies vaccination is required to obtain a license.

~~22.26.~~ "License Tag" means a tag of a design prescribed by the Director, or his/her designee, which bears the corresponding number of the dog or cat's license.

~~23.27.~~ "Licensing authority" means Metro Animal Services (MAS).

~~24.28.~~ "MAS" means Metro Animal Services

~~25.29.~~ "Microchip" means an identifying integrated circuit which is placed under the skin of an animal.

~~26.30.~~ "Owner" includes a person who owns, harbors, keeps, maintains or exercises control over an animal. Proof that a person is in control of a premise where an animal is usually kept, harbored or maintained shall establish a prima facie presumption that such person is the owner of such animal.

~~27.31.~~ "Proper shelter" means a structure with three (3) sides, a top and a bottom or a commercially manufactured structure, which includes an igloo styled house, designed and marketed to protect animals from outside elements. The shelter must have adequate ventilation and drainage which allows the animal to enter, stand, turn around and lie down in a natural manner. It shall be placed on the owner's premises to effectively protect the animal from outside elements. Proper shelter includes circumstances where if the animal is provided at will access to inside the care taker's residence or the animal has access to a structure through a commercial or homemade "dog door".

~~28.32.~~ "Public nuisance" means any animal is considered a public nuisance if it:

- a. trespasses on school grounds, or
- b. damages private or public property, or
- c. interferes with passersby or a passing vehicle, to include bicycles, or
- ~~d.~~
- ~~e.~~ either individually or in concert, barks, whines, howls or otherwise makes noise in an
- ~~f.d.~~ excessive, continuous or untimely fashion, or

~~g.e.~~ interferes with the delivery of U.S. Mail or other delivery services, ~~or~~

~~h.f.~~ causes garbage which was previously placed in garbage or refuse container(s) to be strewn or deposited on private or public property.

~~29.33.~~ “Cat” A member of the feline family and shall not include feral cats, exotic wild cats, wild species of this family or hybrids thereof.

~~30.34.~~ “Dog” A member of the canine family, but shall not include wild species of this family, or any hybrid thereof.

~~31.35.~~ “Facilities for keeping” The pens, stalls, stables, corrals, feeding area, sheds and facilities of every kind where fowl, livestock or pets are penned, fed and/or protected from the weather. This shall not be interpreted to include a grazing area.

~~32.36.~~ “Fowl” includes feathered animals regardless of age, excluding parrots and chickens.

~~33.37.~~ “Grooming shop” A commercial establishment where animals are bathed, clipped, or otherwise groomed.

~~34.38.~~ “High Risk Rabies Vector” means raccoon, skunk, fox, coyote and bat

~~35.39.~~ “Impound” means to place an animal in the Metro Animal Shelter, or the taking into custody of an animal.

~~36.40.~~ “Licensed Veterinarian” A practitioner of veterinary medicine who holds a valid license

to practice their profession in the state in which they practice.

~~37.41.~~ “Livestock” Includes any species of equine, bovine, ovine, swine, caprine or any hybrid

thereof, regardless of age, sex, breed, size or purpose; inclusive of all ungulates.

~~38.42.~~ “Local Rabies Control Authority” The Metro Animal Protection Supervisor, as appointed by the Casper Chief of Police.

~~39.43.~~ “Parrot” Any of numerous tropical and semi-tropical birds of the order of Psittaciformes, characterized by short hooked bills, brightly colored plumage and in some species the ability to mimic human speech.

~~40.44.~~ “Pen or corral” An enclosure in which livestock are kept.

~~41.45.~~ “Performing animal exhibition” Any spectacle, display, act or event other than circuses,

in which performing animals are used.

~~42.46.~~ “Pet” Any animal normally kept for pleasure rather than utility, excluding those defined

as fowl, livestock or wild by this code.

~~43.47.~~ “Pet shop” Any person, partnership or corporation, whether operated separately or in connection with another business enterprise that buys, sells or boards any species of pets.

44.48. "Premises" A parcel of land (one or more contiguous lots) owned, leased or controlled by one or more persons.

8.49. "Quarantine" To detain and isolate due to suspected zoonosis or other communicable disease or in the interest of public health and safety.

8.50. "Rabies certificate" means a certificate signed by a licensed veterinarian verifying that an animal is vaccinated against rabies, and which includes the date of immunization, the date that the immunization expires, and the type of vaccine used.

8.51. "Tether or tethering" means to restrain a dog by tying the dog to any object or structure,

including, but not limited to, a house, tree, fence, post, pole, garage, or shed or similar structure or object, by any means, including, but not limited to, a chain, rope, cord, leash, or running line. "Tethering" shall not include using a leash to walk a dog.

8.52. "Riding school or stable" Any place, which has available for hire, boarding and/or riding instruction, any horse, donkey or mule.

8.53. "Sanitary" Any condition of good order and cleanliness.

8.54. "Service Animal" means as defined in 28 C.F.R.35.104 and 28 C.F.R. 36.104, including a domesticated trained dog, that is owned in order to assist an individual with a disability. Examples of service animals are dogs that are individually trained to do work or perform tasks for the benefit of an individual with a disability, including physical, sensory, psychiatric, intellectual, or other mental disability. Tasks performed can include, among other things, pulling a wheelchair, retrieving dropped items, alerting a person to a sound, reminding a person to take medication, or pressing an elevator button. Emotional support animals and comfort animals are not service animals. The work or tasks performed by a service animal must be directly related to the individual's disability. To be a service animal, there is no requirement for certified documentation of training or designation; it is the task for which the animal provides disability assistance which is determinative of whether an animal is a "service animal". Conversely a doctor's letter does not turn an animal into a service animal.

8.55. "Veterinary hospital" means any establishment maintained and operated by a licensed veterinarian for surgery, wellness program, boarding, diagnosis and treatment of diseased and injured animals.

~~8.—A "vicious animal" means: any animal or animals that constitute a physical threat to~~

~~8.——human beings or other animals. Proof of the fact that an animal has bitten or attacked a~~

~~8.—person or other animal at any place where that attacked or bitten person or animal is~~

~~56. legally entitled to be, shall be prima facie evidence that an animal is vicious and there is a rebuttable presumption that the attacking animal is a vicious animal.~~

~~A. Any animal(s) which has attacked a human being resulting in injury or death.~~

~~B. Any animal(s) who, while in a place it is not legally entitled to be, attacks or has attacked a domestic animal or livestock in such a manner that it results or resulted in~~

death or injury which subsequently results or resulted in a visit to a licensed veterinarian.

C. The animal's conduct is that of an "aggressive animal" and the animal has previously been declared an "aggressive animal".

These behaviors shall be prima facie evidence that an animal(s) is vicious and there is a rebuttable presumption that the animal(s) is vicious.

8.57. "Wild animal" or "exotic pet" means any live monkey (non-human primate), raccoon, skunk, fox, snake, leopard, panther, tiger, lion, lynx, coyote, wolf, crocodilian, any monitor exceeding three (3) feet in overall length or any animal which can normally be found in the wild state or any hybrid thereof. Venomous and poisonous animals shall be prohibited in the city limits of Casper, regardless of species or purpose.

8.58. "Working day" means a day that the Metro Animal Services Shelter is open to the public.

8.59. "Ungulate" means a hoofed mammal.

60. "Zoological garden" means any facility, other than a pet shop or kennel, displaying or exhibiting one or more of non-domesticated animal(s) by a person, partnership, corporation or government agency.

6.04.040 - Keeping of pets, livestock or fowl; limitations.; feeding of non-domesticated animals prohibited.

A. Number permitted.

1. It shall be unlawful for any person to keep more than three cats and three dogs on any premises within the City limits of Casper, except kennels and catteries will be allowed in the City only in areas properly zoned for this type of business.
2. No fowl or livestock shall be kept on any lot or tract of land located in a residentially zoned area of the City; this applies to any and all ungulates.
3. No more than ten of any other pet shall be permitted on a single premises, excluding fish, rodents and small cage birds.

B. Fencing Requirements.

1. Unless otherwise provided, where fencing is required by this chapter, it shall be at least three feet in height and constructed of a material sufficient to confine the animal.
2. Escape of an animal covered by this chapter shall be presumptive evidence that the owner's fence does not sufficiently control the animal.

C. Feeding of Non-domesticated Animals Prohibited.

1. It shall be unlawful for any person to provide shelter, feed, or to otherwise entice any non-domesticated animal(s) to gather or frequent, with the exception of birds and squirrels, but including feral cats, onto any public area or onto the property of the person, were such animals are not deemed or claimed to be the property of the person or the caretaker thereof. This shall not apply to property owners attempting to trap non-domesticated animal(s) already coming onto their property by use of a live box trap.

6.04.180 - Cruelty to animals—Unlawful acts designated.

It is a violation of this ordinance to inflict cruelty referenced as follows, upon an animal ~~as stated herein~~:

- A. No person shall override, overload, drive when overloaded, overwork, torture or torment an animal, or deprive an animal of necessary sustenance.
- B. No person shall cruelly beat, mutilate or kill an animal unless specifically authorized by law.
- C. No person shall cause, instigate, be a spectator at or permit a dogfight, cockfight, bullfight (bloodless or otherwise), or other combat involving animals.
- D. No person shall abandon any animal, but may relinquish the animal and ownership rights in the animal to an animal shelter or other qualified caretaker.

~~E. No person shall fail to provide his/her animal with sufficient good and wholesome food and clean water, proper shelter to protect it from the weather (including sunlight), veterinary care when needed to prevent suffering, and with humane care and treatment.~~

~~F. It is unlawful to annoy, bait, harass, torment or tease any confined or chained animal.~~

G.E. Unless specifically authorized by law, no person shall willfully maim or disfigure any domestic or wild animal, or administer poison, or cause to be ingested any foreign object to any such animal, or expose any poisonous substance with the intent that it shall be taken by any animal, except pests of public health concern. The provisions of this section and Sections 6.04.190, 6.04.200, subsections B and C of Section 6.04.210 and Sections 6.04.220 and 6.04.250 do not in any way limit the right of a police officer or animal protection officer to humanly euthanize any wild or domestic animal if such officer determines that there is a reasonable danger to the public safety or if the animal is sick or injured to an extent that humanly euthanizing the animal is the appropriate action to take.

~~H. No person shall tether a dog while the dog is outdoors, or within any structure that is not the dog owner's home, except when all of the following conditions are met:~~

- ~~1. The dog is in visual range of a responsible party.~~
- ~~2. The tether is connected to the dog by a well fitted, buckle-type collar or a body harness made of nylon or leather, not less than one inch in width.~~
- ~~3. The dog is tethered in such a manner as to prevent injury, strangulation, or entanglement.~~
- ~~4. The tether shall confine the dog to the owner's property.~~
- ~~5. The dog has access to water, shelter, and dry ground.~~
- ~~6. The dog is at least six months of age. Puppies shall not be tethered.~~
- ~~7. No dog shall be tethered for more than 2 hours in any 24-hour period.~~

~~F. The owner of every Domesticated animals shall be required to provided with clean living such animal with sanitary living conditions, including by the timely removing of animal waste from an interior or exterior pen, shelter, yard or other keeping area. All animal waste must be disposed of in an approved container.~~

~~G. No person shall knowingly harass or torment any confined or restrained animal(s). This includes but is not limited to harassing, yelling in a harassing manner, throwing objects at or towards, making gestures toward or any other similar behavior used towards the animal(s) to elicit a reaction or cause undue stress of said animal(s).~~

6.04.210 - ~~Neglect Animals in motor vehicles—Unlawful acts.~~

~~A. No person shall leave a dog unattended in the bed of a pickup truck in a public parking area unless the dog is restrained in such a manner as to prevent the dog from making physical contact with a pedestrian who is passing the truck in a place where that pedestrian is legally entitled to be; if a dog is found to be not restrained as stated, the dog is "at large."~~

~~B.—~~

~~C. It is considered cruel and therefore unlawful for a person to leave an animal unattended in a motor vehicle with excessive temperatures. When the temperature is sixty (60) degrees Fahrenheit or above, unless, in the opinion of the officer, adequate ventilation and water are provided, there exist the presence of a potential problem and APOs and other law enforcement may undertake investigatory steps and actions appropriate under the circumstances to protect the life of any animal confined in such a vehicle.~~

~~D.—~~

~~E. No person shall carry an animal in a motorized vehicle in an inhumane or unsafe manner.~~

A. It is unlawful for any animal(s) to be left in a motor vehicle when the outside ambient temperature is above seventy (70) degrees Fahrenheit or below freezing, except where, in the considered opinion of the Animal Protection Officer, the animal is provided adequate accommodations for the temperatures. (i.e. water, ventilation, heat, air conditioning and bedding). Animal Protection Officers and other law enforcement may undertake investigatory steps and actions, appropriate under the circumstances, to protect the life of any animal confined in such a vehicle.

- B. Animals must have access to water and proper shelter at all times unless, in the considered opinion of the Animal Protection Officer, the animal is of a species and breed which is generally recognized as being capable of self-maintaining a safe body temperature, or where the owner has taken precautions to accommodate for temperature and weather.
- C. The shelter, all bedding, and any spaces accessible to the animal(s) shall be kept reasonably clean.
- D. Animals may be tethered as a means of confinement only in accordance with the following:
1. Animals may not be tethered longer than ten (10) hours in any twenty-four (24) hour period.
 2. Animals may not be tethered on a line less than five (5) times their body length as measured from the tip of the nose to the tip of the tail, or twelve (12) feet, whichever is less; the safety of the animal shall not be at risk by the use of a tether.
 3. Animals may not be tethered on a line that weighs more than one quarter of the animal's body weight.
 4. The tether shall be strong enough to restrain the animal.
- E. Animal(s) must be reasonably groomed to prevent skin irritation, skin damage, skin infection and hazardous entanglement of foreign bodies on the animal.
- F. It shall be unlawful for a person to transport a living animal(s) upon the hood, fender, running board, or other external part of a moving vehicle. For the purposes of this section, the traditional truck bed, consisting of three (3) vertical walls and a closed tailgate, shall not be considered an external part of a moving vehicle.

6.04.300 – ~~Reserved. Vicious animals – indicia.~~

~~Indicia of vicious animals includes, but is not limited to, animals that:~~

~~Have bitten, attacked, endangered or inflicted injury on a human being on public or private property;~~

~~Have injured or killed a domestic animal;~~

~~Have interfered with delivery of mail by the United States Postal Service, or other delivery services as attested to by the delivery carrier or witnessed by authorities;~~

~~Have followed or chased a person upon the streets, sidewalks, or any public grounds in a menacing fashion or with apparent attitude of attack.~~

6.04.301 – Vicious and ~~Dangerous~~ Aggressive Animals – Limitations and Prohibitions.

It shall be unlawful to keep, possess, or harbor a ~~dangerous or~~ vicious or aggressive animal within City limits as follows:

No person shall have, keep, harbor, or allow to be upon any premises occupied by him/her, or in or under his/her charge or control, any vicious ~~or dangerous or~~ aggressive animal, or any animal that may manifest a disposition to bite anyone, without having the animal properly restrained to prevent the animal from inflicting damage upon any person or property (See 6.04.30220(~~Dd~~)). When off the premises of its owner, such animal shall be securely caged or muzzled, and restrained by a secure collar and leash not to exceed three (3) feet in length. The leash shall be of sufficient strength to prevent escape and shall be under the direct control of the owner.

PASSED on 1st reading the ____ day of _____, 2020

PASSED on 2nd reading the ____ day of _____, 2020

PASSED, APPROVED, AND ADOPTED on third and final reading the ____ day of _____, 2020.

APPROVED AS TO FORM:

ATTEST:

CITY OF CASPER, WYOMING
A Municipal Corporation

Fleur Tremel
City Clerk

Steven K. Freel
Mayor