



Board of Supervisors

1800 Sandy Hook Road
Goochland, VA 23063

Meeting: 07/03/18 03:00 PM
Department: County Attorney

Category: Ordinance Amendment NOT Appendix A or B

Prepared By: Christina Neale

Department Head: Tara A. McGee

**ADOPTED
ORDINANCE**

(ID # 2816)

✓ Vote Record - Ordinance 2816						
<input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as Amended <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/> Withdrawn <input type="checkbox"/> Meeting Cancelled <input type="checkbox"/> Deferred <input type="checkbox"/> Denied <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Consensus of the Board <input type="checkbox"/> Tabled by Consensus <input type="checkbox"/> Approved as Amended <input type="checkbox"/> referred			Yes/Aye	No/Nay	Abstain	Absent
	Susan Lascolette	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Manuel Alvarez	Mover	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Robert Minnick	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Ken Peterson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	John Lumpkins	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AT A MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF GOOCHLAND, VIRGINIA, HELD ON JULY 3, 2018, IN THE GOOCHLAND COUNTY ADMINISTRATION BUILDING, 1800 SANDY HOOK RD., SUITE 250, GOOCHLAND, VIRGINIA, THE FOLLOWING ACTION WAS TAKEN:

An Ordinance to Amend § 3-27 (Rabies inoculation for dogs and cats; rabies clinics) to give local health director discretion about quarantining a police dog, pursuant to a recent change in state law

WHEREAS, Virginia Code §§ 15.2-1427 and 15.2-1433 enable a local governing body to adopt, amend and codify ordinances or portions thereof; and

WHEREAS, Chapter 93 (House Bill 359) of the 2018 Virginia Acts of Assembly amended Virginia Code § 3.2-6522 to give the local health director discretion concerning quarantining a police dog for biting a human; and

WHEREAS, the Board of Supervisors wishes to amend the Goochland County Code to comport with the recent change in state law; and

WHEREAS, the full text of this proposed ordinance amendment was available for public inspection in the Goochland County Administrator’s Office, County Administration Building, 1800 Sandy Hook Road, Goochland, Virginia 23063; and

WHEREAS, a public hearing was conducted on July 3, 2018, at 7:00 p.m. at the Goochland County Administration Building, Board Meeting Room 250, 1800 Sandy Hook Road, Goochland, Virginia 23063 after proper advertisement was made, as required by law.

NOW, THEREFORE, BE IT ORDAINED, that the Goochland County Code is hereby amended and this ordinance is hereby enacted as follows:

- 1. Sec. 3-27. - Rabies inoculation for dogs and cats; rabies clinics**

- (a) The owner or custodian of all dogs and cats four (4) months of age or older shall have such animals currently vaccinated for rabies by a licensed veterinarian or licensed veterinary technician who is under the immediate and direct supervision of a licensed veterinarian on the premises unless otherwise provided by regulations. The supervising veterinarian on the premises shall provide the owner or custodian of the dog or cat with a rabies vaccination certificate and shall keep a copy in his own files. The owner or custodian of the dog or cat shall furnish within a reasonable period of time, upon request of an animal control officer, law enforcement officer, State Veterinarian's representative or official of the Department of Health, the certificate of vaccination for such dog or cat. The vaccine used shall be licensed by the United States Department of Agriculture for use in that species. At the discretion of the local health director, a medical record from a licensed veterinary establishment reflecting a currently vaccinated status may serve as proof of vaccination.
- (b) Dogs or cats showing active signs of rabies or suspected of having rabies that is not known to have exposed a person, companion animal, or livestock to rabies shall be confined by the county's animal control officer for such a time as may be necessary to determine a diagnosis. If confinement is impossible or impracticable, the animal control officer shall have the right to destroy any such dog or cat that he has reasonable cause to believe is rabid. If such dog or cat is diagnosed as being rabid by a licensed veterinary, such dog shall be destroyed as provided in section 3-101.
- (c) Every person having knowledge of the existence of a dog or cat that is suspected to be rabid and that may have exposed a person, companion animal, or livestock to rabies shall report immediately to the local health department the existence of such animal, the place where seen, the owner's name, if known, and the symptoms suggesting rabies.
- (d) Any dog or cat, for which no proof of current rabies vaccination is available, and that may have been exposed to rabies through a bite, or through saliva or central nervous system tissue, in a fresh open wound or mucous membrane, by an animal suspected to be rabid, shall be isolated in a pound, kennel, or enclosure approved by the local health department for a period not to exceed six (6) months at the expense of the owner or custodian in a manner and by a date certain as determined by the local health director. A rabies vaccination shall be administered by a licensed veterinarian prior to release. Inactivated rabies vaccine may be administered at the beginning of isolation. Any dog or cat so bitten, or exposed to rabies through saliva or central nervous system tissue, in a fresh open wound or mucous membrane with proof of current vaccination, shall be revaccinated by a licensed veterinarian immediately following the exposure and shall be confined to the premises of the owner or custodian, or other site as may be approved by the local health department at the expense of the owner or custodian, for a period of forty-five (45) days. If the local health director determines that isolation is not feasible or maintained, such dog or cat shall be euthanized by one (1) of the methods approved by the State Veterinarian as provided in section 3-101. The disposition of such dogs or cats not so confined shall be at the discretion of the local health director.
- (e) At the discretion of the local health director, any animal that may have exposed a person shall be confined under competent observation by the local animal control officer for ten (10) days at the expense of the owner or custodian, unless the animal develops signs of rabies, expires, or is euthanized. When determining whether a dog that has bitten a person shall be so confined, the health director shall weigh any proof that the dog has current certificates for both (i) rabies vaccination and (ii) special training for police work, military work, or work as a first responder. A seriously injured or sick animal may be humanely

euthanized as provided in section 3-101 and its head tested as directed by the local health department.

- (f) All rabies clinics require the approval by the appropriate local health department and the board of supervisors. The licensed veterinarian who administers rabies vaccinations at the clinic shall (1) provide the owner or custodian a rabies vaccination certificate for each vaccinated animal and (2) ensure that a licensed veterinary facility retains a copy of the rabies vaccination certificate. The sponsoring organization of a rabies clinic shall, upon the request of the owner or custodian, an animal control officer, a humane investigator, a law-enforcement officer, a State Veterinarian's representative, a licensed veterinarian, or an official of the Department of Health, provide the name and contact information of the licensed veterinary facility where a copy of the rabies vaccination certificate is retained. However, the board of supervisors shall ensure that a clinic is conducted to serve its jurisdiction at least once every two (2) years.
- (g) Vaccination subsequent to a summons to appear before a court for failure to do so shall not operate to relieve such owner from the penalties or court costs.

Except as amended herein, all chapters, articles, sections, paragraphs, and provisions of the County Code are readopted in their entirety as if set forth herein.

3. This amendment shall take effect immediately upon adoption.

A COPY ATTEST:

John A. Budesky, County Administrator
Goochland County Board of Supervisors