

ORDINANCE NO. 4080

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON, NEVADA, TO AMEND CHAPTERS 7.01 – DEFINITIONS; 7.02 – GENERALLY, POWER OF AUTHORITY, 7.04 – PET LICENSING AND PERMITS, FEES, APPEAL PROCESS; 7.06 – PETS GENERAL WELFARE, NEGLECT; 7.08 – NUISANCE; 7.30 – IMPOUNDMENT; 7.60 ANIMAL HANDLER; AND ADD CHAPTER 7.65 – MOBILE ANIMAL BUSINESS, OF THE HENDERSON MUNICIPAL CODE.

WHEREAS, Ordinance No. 2932, was adopted by the City Council, September 20, 2011; and

WHEREAS, Ordinance No. 3221, was adopted by the City Council on October 7, 2014; and

WHEREAS, Ordinance No. 3229 was adopted by the City Council on November 4, 2014; and

WHEREAS, Ordinance No. 3341 was adopted by the City Council on June 7, 2016; and

WHEREAS, Ordinance No. 3763 was adopted by the City Council on March 2, 2021; and

WHEREAS, Ordinance No. 4011 was adopted by the City Council on March 5, 2024; and

WHEREAS, Ordinance No. 4038 was adopted by the City Council on September 3, 2024; and

WHEREAS, a review of Title 7 identified areas where clarification was needed; and

WHEREAS, changes to Title 7 to align with Title 19 as related to animals, animal services, and animal business; and

WHEREAS, The City Council of the City of Henderson believes it is in the best interest of the City to adopt reasonable regulations to protect the welfare of the animals in Henderson; and

NOW, THEREFORE, the City Council of the City of Henderson, Nevada, does ordain:

SECTION 1: Title 7 – Animals, of the Henderson Municipal Code, is hereby amended as follows:

SECTION 2: Chapter 7.01 – Definitions;

[7.01.040 - Animal boarding.](#)

[Animal boarding generally means a facility for keeping and/or boarding of pets not owned by the operator whether for profit or not-for-profit.](#)

7.01.~~040~~050 – Animal control officer [or animal protection officer.](#)

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

*Animal control officer* or animal protection officer means any duly authorized person in the employ of the city responsible for the enforcement of this title and regulations promulgated thereunder.

7.01.~~[050]~~060 – Animal establishment.

*Animal establishment* generally means any pet ~~store~~ [shop], animal boarding facility, animal training facility, animal grooming facility, animal rehabilitation/therapy, animal acupuncture ~~[animal menagerie]~~ or business that will keep or possess animals in its care on its premises whether for profit or not-for-profit. This does not include the sale of dogs, cats, and/or rabbits as defined under Commercial animal establishment. ~~For purposes of this title, animal menagerie shall mean where a group of live animals are kept, exhibited, trained, or temporarily housed rescued animals.~~

7.01.~~[055]~~065 – Animal establishment permit.

*Animal establishment permit* means a permit issued by the ~~[chief of police]~~ director or designee to the owner or owners or an animal establishment. The permit is required in order to operate or carry an animal establishment whether for profit or not-for-profit. The permit is required for owners meeting the definition as set forth in section 7.01.060.

7.01.070 - Animal grooming.

Animal grooming generally means a person(s) who provides cosmetic care for animals such as clipping, bathing, shaving, haircuts, and dying a pet's coat whether for profit or not-for-profit.

7.01.~~[060]~~080 – Animal handler.

*Animal handler* means a ~~[n-owner or owners]~~ person(s) ~~[of a pet]~~ who provide an animal training service, pet care service, pet sitting service, or any similar animal related ~~[home-based]~~ business or service. Animals [that will] shall not be [housing] housed or kept [possessing animals in its care or] on [its] said person's personal (residential) property/premises whether for profit or not-for-profit.

7.01.~~[065]~~085 – Animal handler permit.

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*Animal handler permit* means a permit issued by the ~~[chief of police]~~ director or designee to an animal handler. The permit is required in order to operate or carry on a business as an animal handler whether for profit or not-for-profit.

7.01.~~[070]~~090 – Animal shelter.

*Animal shelter* means any establishment authorized by the city for the confinement, maintenance, safekeeping and control of all animals that come into the custody of the City of Henderson animal protection services animal control bureau.

7.01.100 - Animal training.

*Animal training generally means a person(s) who trains animals for various purposes to include performance, obedience, behavior, riding, security, or assisting people with disabilities. The animals being trained are not owned by the trainer. The training classes may be individually or in a group, whether for profit or not-for-profit.*

7.01.~~[080]~~110 – Animal vaccination certificate.

*Animal vaccination certificate* means a certificate executed by a veterinarian which includes the following information: the name, complete address, telephone number of the owner of the animal, a description of the animal, including the name, age, sex, breed, color, and weight of the animal, whether the animal is spayed or neutered as applicable, the date the vaccination was administered, the product for revaccination based on the duration of immunity provided by the vaccine according to its label, the number on the rabies vaccination tag issued, the name, address, telephone number and license number of the veterinarian, and the signature of the veterinarian who administered the vaccine.

7.01.~~[090]~~120 - At large.

*At large* means any animal not confined or contained on the owner, caretaker, or responsible party's property or not having said animal under the effective control of a leash being held by the owner, caretaker or responsible party.

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7.01.~~[400]~~ 130 – Bite.

*Bite* means a breaking of the skin by the teeth of an animal.

7.01.~~[110]~~ 140 – Breeder.

Breeder means any person who causes the breeding of *or birthing of* ~~[a- male or female dog or cat]~~ *pets* or makes ~~[a dog or cat available]~~ *an unsterilized pet available* for breeding purposes, or any person who sells or offers for sale any ~~[dog or cat]~~ *unsterilized pet*. ~~[or any person who is in possession of an intact dog or cat with the capability of reproducing,]~~ *whether for profit or not-for-profit. This includes any person who is in possession of an unsterilized dog, cat, and/or rabbit over the age of 4-months.*

7.01.~~[115]~~ 145 – Breeder's Permit.

*Breeder's permit* means a permit issued by the ~~[chief of police]~~ *director* or designee which has been issued to a breeder. The permit is required for ~~[owners]~~ *person(s)* meeting the definition as set forth in section ~~[7.01.130.]~~ *7.01.140*

7.01.~~[120]~~ 150 – Business days.

*Business days* means the days the *City of Henderson animal protection services* ~~[animal control bureau]~~ facility is open to the public.

*7.01.155 – Caretaker.*

*Caretaker means a person employed to look after people or animals.*

7.01.~~[130]~~ 160 – Cattery.

*Cattery* means an enclosed area for the total confinement of one or more cats.

*7.01.170 - City of Henderson business days.*

*City of Henderson business days means the days the City of Henderson City Hall is open to the public.*

7.01.~~[140]~~180 – Commercial animal establishment.

*Commercial animal establishment* means any for-profit business enterprise, including, but is not limited to all dealers, retailers, pet stores, sole proprietorships and entities in any form that for the purposes of resale or retail, display, sell, deliver, offer for sale, barter, auction, or otherwise transfer or dispose of dogs, cats and/or rabbits in the city.

7.01.~~[145]~~185 – Commercial animal establishment permit.

*Commercial animal establishment permit* means a permit issued by the ~~[chief of police]~~ director or designee to the owner or owners of a commercial animal establishment. This also includes animal establishment permit holders authorized to sell dogs, puppies, cats, kittens, or rabbits and issued prior to March 5, 2024. The permit is required in order to operate or carry on a commercial animal establishment for profit.

7.01.~~[150]~~190 – Commercial stables.

*Commercial stables* means any licensed horse establishment in the city at which horses are bred, raised for sale, boarded (hourly or daily), cared for, quarantined, trained, sold, or rented, on a commercial basis, excluding dental, medical or surgical care whether for profit or not-for-profit.

7.01.~~[160]~~200 – Confined.

*Confined* means a condition whereby an animal is restricted to the property of the owner, caretaker or responsible party by enclosed lot, tether, cord or chain of suitable length for the type of animal to stand and lie comfortably.

7.01.~~[170]~~210 – Cruelty or torture.

*Cruelty or torture* means every act, omission or commission whereby unjustifiable physical pain, suffering or death is caused to any animal.

7.01.~~[180]~~220 – Dealer.

*Dealer* means a person or owner or business who, for compensation or profit, buys, sells, breeds, trades or imports animals for resale including pet store owner/operators.

7.01.~~[190]~~230 – Enclosed lot.

*Enclosed lot* means a parcel of land or portion thereof around the perimeter of which a fence or wall adequate to contain any animal kept therein has been constructed.

7.01.~~[200]~~240 – Fees.

*Fees* means monies authorized by the city council to be collected by the City of Henderson related to animal care and control.

7.01.~~[210]~~250 – Feral.

*Feral* means any animal having become wild from a state of cultivation or domestication.

7.01.~~[220]~~260 – Fowl.

*Fowl* means any species of bird in the order of Anseriformes or Galliformes (ducks, geese, chicken family).

7.01.~~[230]~~270 – Health officer.

*Health officer* means the Clark County Health District officer or designated and duly authorized representative.

7.01.~~[240]~~280 – Impound.

*Impound* means the act of taking or receiving into custody by any animal control officer, *animal protection officer, or employee of the City of Henderson* ~~*[or employee of the Henderson Police Department]*~~ any animal for the purpose of confinement in an animal shelter consistent with the provisions of this title.

7.01.~~[250]~~290 – Judicial days.

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*Judicial days* means, for purposes of this title, the days when the Henderson Municipal Court is open to the public.

7.01.~~[260]~~300 – Kennel.

*Kennel* means an enclosed area for the total confinement of one or more dogs.

7.01.~~[270]~~310 – Leash.

*Leash* means any rope, leather strap, chain, retractable leash or other material not exceeding six feet in length, being held in the hand of a person capable of ~~[controlling and actually controlling]~~ having and maintaining effective control of the animal to which it is attached. Electronically operated devices and retractable leashes extended beyond six feet are not recognized as a leash.

7.01.~~[280]~~320 – Microchip.

*Microchip* means a radio frequency transponder which has a permanent and unique numeric or alphanumeric identifier programmed into it and implanted in an animal for positive identification.

7.01.330 - Mobile animal business.

Mobile animal business generally means a person or person(s) who operate a mobile animal trailer or other motor vehicle unit used for the grooming of animals, transport of animals, mobile exercise service, or any other animal related business that would include the operation of a motor vehicle or trailer and have temporary care/custody of an animal not owned by them, whether for profit or not-for-profit.

7.01.335 - Mobile animal business permit.

Mobile animal permit means a permit issued by the director or designee to the owner or owners of a mobile animal business permit. The permit is required for person(s) meeting the definition as set forth in section 7.01.330.

7.01.~~[290]~~340 – Motor vehicle.

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*Motor vehicle* means every device assisted by a motor, upon, or by which any person or property is or may be transported or driven upon a highway, street or roadway.

7.01.~~[300]~~350 – Owner.

*Owner* means any person who is a license-holder of an animal or any person keeping, harboring, having custody of or control of an animal, or permitting any animal to be in ~~[his]~~their residence or upon ~~[his]~~their property or premises. The term does not include a veterinarian, an operator of an animal establishment, commercial animal establishment, animal handler, mobile animal business, or an employee or agent of the city while carrying out any provision of title 7 ~~[or a professional animal handler].~~

7.01.~~[310]~~360 – Person.

*Person* means any individual, partnership, firm, joint stock company, corporation, association, trust, estate or other legal entity.

7.01.~~[320]~~370 – Pet fancier.

*Pet fancier* means any owner keeping or possessing in/on their property more than three ~~[but not more than five]~~ of ~~[the each of the]~~ any of the following spayed/neutered species: ~~1) spayed/neutered dogs,; 2) spayed/neutered cats,; and 3) spayed/neutered ferrets, and/or rabbits.~~

7.01.~~[330]~~380 – Pet fancier permit.

*Pet fancier permit* means a permit issued by the ~~[chief of police]~~ director or designee which has been issued to a person. This permit is required for owners meeting the definition as set forth in section 7.01.~~[360]~~390.

7.01.~~[340]~~390 – Pet license.

*Pet license* means the actual receipt and durable material tag issued by the ~~[chief of police]~~ director or designee which evidences the fact that a party has purchased a pet license as required under this title. The receipt must contain information describing the type of pet, the breed, color, sex and rabies vaccination date, and the name, address and telephone

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number of the pet's owner. The durable material tag shall be numbered and attached to the animal's collar, leash, or harness and shall be attached to the animal.

*7.01.400 - Pet sitting*

*Pet sitting is the act of temporarily taking care of another person's pet for a given time at the pet owner's home.*

7.01.~~[350]~~410 – Pet ~~[shop]~~store.

Pet ~~[shop]~~store means any business or commercial establishment, premises or part thereof, maintained for the purchase, sale, exchange or hire of animals of any type; except that the term shall not include livestock auctions where for profit or not-for-profit.

7.01.~~[360]~~420 – Pet tag.

*Pet tag* means the numbered marker made of durable material which is attached to the animal's collar or harness.

~~[7.01.370 - Pet training service.]~~

~~[Pet training service means any business providing pet behavior, obedience, or training lessons through classes, either individually or in a group, whether for profit or not-for-profit.]~~

7.01.~~[380]~~430 – Provoked.

*Provoked* means to torment, harass, or subject to pain.

7.01.~~[390]~~440 – Rabies quarantine area.

*Rabies quarantine area* means any area in which a state of emergency has been declared by the Clark County Health District or the state veterinarian to exist due to the occurrence of rabies in animals in or adjacent to this area.

7.01.~~[400]~~450 – Reptile.

*Reptile* means any terrestrial or non-terrestrial, cold-blooded, usually egg-laying vertebrates of the class reptilia generally characterized as having an external shell or covering of scales or horny plates, breathing air with lungs to include, but not limited to, snakes, lizards, crocodiles, turtles, or tortoises.

7.01.~~410~~460 – Research facility.

*Research facility* means any place at which scientific tests, experiments, or investigations involving the use of any animal are conducted, attempted, or carried out.

7.01.470 – Responsible party.

*Responsible party means a person who owns or has possession of an animal.*

7.01.~~420~~480 – Retailer.

*Retailer* means a person or the owner of a business who acquires pets for resale including pet store owner/operators for profit.

7.01.~~430~~490 – Serious injury.

*Serious injury* means:

1. A non-life-threatening injury to an animal caused by another animal characterized by bite wounds, ripping, piercing and/or tearing of skin that would cause a reasonable person to seek professional veterinary care for the injured animal.
2. A non-life-threatening injury to a human caused by an animal characterized by bite wounds, ripping, piercing and/or tearing of the skin, sprains, and/or bruising that would cause a reasonable person to seek professional medical care, whether or not treatment is sought.

7.01.~~440~~500 – Service animal.

*Service animal* means any animal that is recognized under the Americans with Disabilities Act as a service animal that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including but not limited to, a physical sensory, psychiatric, intellectual, or mental disability. Other species of animals, whether wild or domestic, trained or untrained are not service animals for the purposes of this definition. The work or tasks performed by the service animal must be directly related to the handler's disability. The crime deterrent effects of an animal's presence and the provision of emotional support, well being, comfort or companionship do not constitute work or tasks for the purposes of this definition.

7.01.~~450~~510 – Shelter.

*Shelter* means protection from the elements as hereinafter provided.

7.01.~~460~~520 – Stray animal.

*Stray animal* means any animal of which the ownership is unknown.

7.01.~~470~~530 – Substantial bodily harm.

*Substantial bodily harm* means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement or protracted loss or impairment of the function of any bodily member or organ, or prolonged physical pain.

7.01.~~480~~540 – Substantial injury.

*Substantial injury* means a substantial impairment of the physical condition of a person which requires professional medical treatment, including, but not limited to loss of consciousness, concussion, bone fracture, protracted loss or impairment of function of any body member or

organ, muscle tears, disfiguring laceration, or wound requiring multiple sutures, or any injury requiring corrective or cosmetic surgery.

7.01.~~490~~550 – Tether.

*Tether* means the practice of fastening a dog to a stationary object or stake by a chain, rope or other tethering device as a means of keeping the animal under control. The term tether does not refer to the periods when an animal is walked on a leash.

7.01.560 – Urban Wildlife

*Urban wildlife means wildlife that can live or thrive in urban/suburban environments or around densely populated human areas. These include coyotes, mountain lions, fox, bats, rabbits, raccoons, skunks, snakes, raptors, waterfowl, and songbirds.*

7.01.~~500~~570 – Vaccination.

*Vaccination* means administration of an anti-rabies vaccine to any animal under the guidelines of the Nevada Board of Veterinary Medical Examiners.

7.01.~~540~~580 – Vaccine.

*Vaccine* means a vaccination against rabies in accordance with Rabies Compendium published by the American Veterinarian Medical Association.

7.01.590 – Venomous Reptile

*Venomous reptile means any species of reptile that is capable of producing venom.*

7.01.~~520~~600 – Veterinarian.

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*Veterinarian*, unless otherwise indicated, means any person licensed to practice veterinary medicine by any state board of veterinary medical examiners.

7.01.~~[530]~~610 – Veterinary clinic.

*Veterinary clinic* means any establishment operated by a veterinarian to provide dental, medical or surgical treatment. A veterinary hospital may have adjacent to it or in conjunction with it, or as an integral part of it, pens, stalls, cages, or kennels for quarantine or observation, in a completely enclosed building.

7.01.~~[540]~~620 – Wild and exotic animals.

Wild and exotic animal means any warm blooded exotic, non-domesticated animal found naturally in an undomesticated state, whether indigenous to this state or not. It includes, but is not limited, to the following: badger, bear, bobcat, coyote, fox, mink, mountain lion, raccoon, skunk, weasel, wolf, wolf-hybrid, jaguar, lynx, ocelot, serval, caracal, jaguarundi, coydog, wolverine, opossum, squirrel, kinkajou, monkey, non-human primates, tiger, lion, boar, javelina, coatimundi, panther, muskrat, ringtailed cat, pachyderm,~~[y]~~ prairie dog, deer, elk, armadillo, kangaroo, and wallaby. All venomous reptiles shall be included in the definition of wild and exotic animals. Pet ~~[shop]~~store mice, hamsters, rats, guinea pigs, gerbils, fish, birds (passerines and ~~[psitticines]~~ psittacines) and birds licensed for falconry are exempt.

SECTION 3: Chapter 7.02 – Generally; Powers of animal protection services ~~[Animal Control]~~;

7.02.020 – Authority of Animal Protection Services.

The City of Henderson establishes animal protection services for the purpose of enforcing the provisions of Chapter 574 of the Nevada Revised Statutes and Title 7 of the Henderson Municipal Code.

(a) Animal protection services shall be responsible to investigate, or assist in investigating, incidences of animal cruelty, and animal

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*neglect and, where substantiated, to submit requests for prosecution to the city attorney or district attorney's office.*

(b) *Animal protection services shall be responsible for enforcement of each and every provision of Title 7 of the Henderson Municipal Code.*

(c) Pursuant to NRS 171.17751, in order to enforce the provisions of this *Title 7 of the Henderson Municipal Code and NRS 574*, the administrator of ~~the animal control bureau and all animal control officers~~ *animal protection services and all animal protection officers* have the authority to prepare, sign and serve citations, and submit requests for summons or warrant issuance to the city attorney's office.

7.02.050 – Right of entry.

- A. An animal control officer or police officer shall have the right to enter upon any private or public property in the city to take custody of an animal if:
  - 1. Probable cause exists that an animal is in imminent danger and that emergency aid or assistance is immediately necessary to protect the animal or the general health, safety and welfare of the public;
  - 2. The entry is not primarily motivated by the desire to collect evidence or other law enforcement objective; and
  - 3. The animal control officer or police officer once having made entry confines his activities to rendering of emergency care or taking emergency measures for the animal, such as impoundment.
- B. An animal control officer or any police officer shall not have the right to enter a house or structure which is legally occupied without first securing a search warrant therefor.

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- C. For the limited purpose of seizing an animal, if probable cause exists, an animal control officer may enter onto private property for the purpose of ascertaining whether any animal kept or harbored there has rabies or has been exposed to rabies, or to implement orders for quarantine, confinement, confiscation or euthanasia of the animal or as necessary to protect the animal or the general health, safety and welfare of the public.
- D. If an animal control officer seizes an animal under this [ ~~section~~ title, the animal control officer shall give to the owner, if the owner can be found, a notice containing: ~~[1) a written statement of the reasons for the taking of the animal; 2) the location where the animal will be cared for and sheltered; and 3) the fact that there is a limited lien on the animal for the cost of shelter and care for the animal. The notice shall be affixed in a visible location of the property from where the animal was seized and mailed to the owner at the last known address via United States first class mail.]~~
1. *A written statement of the reasons for the impoundment of the animal;*
  2. *The location where the animal will be cared for and sheltered;*
  3. *The fact that there is a limited lien on the animal for the cost of shelter and care for the animal;*
  4. *If no owner can be found, the notice shall be affixed in a visible location on the property from where the animal was impounded or mailed to the owner at the last known address via United States first class mail;*
  5. *If an animal is impounded due to cruelty, neglect, illegal breeding, and/or excessive animals on property, in addition to section 1-4, the officer must:*
    - (a.) Give a written notice of the right of the owner to request a hearing with the Henderson Municipal Court*

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*within five judicial days after the receipt of the notice if they intend to reclaim their animal(s).*

SECTION 4: Chapter 7.04- Pet Licensing and Permits; Fees; Appeal Process;

7.04.040 – Licensing and renewal.

Each pet license issued by the city, *or by the contracted agency, to issue pet licenses,* shall be valid for one year from the date of its issuance, *or up to three years, depending on the rabies vaccine expiration and payment of said license.* ~~[, and]~~ *Pet license* must be renewed *on or prior to the date of license expiration*~~[annually]~~ *for the life of the dog, cat, and/or ferret while residing in the City of Henderson.* It shall be the responsibility of the owner to know the expiration date of the issued license.

7.04.060 – Responsibility of licensing.

The licensing functions and duties within this title shall be performed by the *City of Henderson* ~~[animal control bureau]~~ and/or ~~[city department]~~ *a contracted agency* designated by the ~~[chief of police]~~ *director* ~~[or designee]~~.

7.04.080 – Number of animals permitted *on residential property.*

- A. Except as otherwise provided in sections 7.04.090 and 7.04.100, no person shall keep more than three *sterilized dogs* ~~[canines]~~, three *sterilized cats* ~~[felines]~~, three *sterilized* rabbits, one *sterilized* potbellied pig, and three *sterilized* ferrets over four months of age, at any place, or any premises, or in any one residence, located within the city. ~~[This provision shall not apply to animal establishments as defined in section 7.01.050.]~~
- B. *This provision shall not apply to animal establishments as defined in section 7.01.060.*

7.04.090 – Breeder's permit.

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- A. A breeder, as defined in section ~~[7.01.130]~~ 7.01.140, may keep and maintain unsterilized animals ~~[no more than five dogs, six months of age or older; five cats, four months of age or older; or more than five rabbits, four months of age or older; or that have not been spayed or neutered pursuant to section 7.10.010]~~, provided that such person has first obtained from the ~~[chief of police]~~ director, or designee, a breeder's permit for said ~~[dog(s) and/or cat(s)]~~ unsterilized animals. The breeder shall apply every year for said permit and pay the annual fee. ~~[as established in the fee schedule in section 7.04.020.]~~
- B. When an initial application or renewal for a Breeder permit is made, a fee as established in the fee schedule in section 7.04.020, as set forth by the city council, shall be paid to the city for the application review. If applicant is not the home owner they must provide a written approval from the home owner/leasing agent that they have approval to apply for said permit at the time permit is submitted. [A breeder shall have all dogs over the age of four months old, all cats over the age of four months old, and all rabbits over the age of four months old, implanted with a registered subcutaneous microchip.]
- C. The application review shall be conducted by the director or designee to determine compliance with this title; and if compliance is met, the permit shall be issued after inspection and will expire one year from the date the permit was applied for. [A breeder shall not sell, gift, or rehome a dog, cat, or rabbit: 1. Unless the dog, cat, or rabbit has had: a. A registered microchip subcutaneously inserted into the dog, cat, or rabbit; and b. All its vaccinations for rabies as required pursuant to section 7.04.110.2. Without providing a written sales contract or receipt to the purchaser that contains the breeder's permit number; and 3. Without obtaining the necessary business license pursuant to title 4 of the Henderson Municipal Code.]
- D. If the application review reveals that this title or other applicable laws, or regulations have not been complied with, the permit shall be denied, section 7.04.130 and 7.04.135 shall apply. [A breeder cannot breed a female dog or female cat until she is at least 18 months old and shall only allow a female dog or cat to have one litter per year. A breeder shall only allow a female rabbit to have

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~~one litter per year. Any such permit, if granted, shall be subject to such conditions as may be prescribed by the chief of police, or designee, or the county health officer, in the exercise of sound discretion, to prevent the breeding of the dogs or cats from becoming a nuisance.]~~

E. *A breeder may keep and maintain the following dogs, cats, and/or rabbits:*

1. *No more than five unsterilized dogs over four months of age or*
2. *No more than five unsterilized cats over four months of age or;*
3. *No more than five unsterilized rabbits over four months of age or;*
4. *Any combination of dogs, cats, and/or rabbits to not exceed eight animals in total, whether or not said dogs, cats, and/or rabbits are in combination with spayed/neutered dogs, cats, and/or rabbits.*

a. *This shall include any puppy, kitten, or kit that reaches the age of four months and remains on property.*

F. *All other species of animals (excluding dogs, cats, and/or rabbits) may be kept in numbers suitable to the housing requirements and space required to keep each species as set forth in section 7.70. [A breeder shall display the breeder's permit number in all advertising in which the breeder advertises a dog, cat, or rabbit for sale.]*

G. *A breeder shall not breed, cause unsterilized animals to be made available for breeding, sell, gift, adopt, or rehome an unsterilized animal:*

1. *Unless the unsterilized dog, unsterilized cat, or unsterilized rabbit has had a registered microchip subcutaneously inserted into the dog, cat, or rabbit (unsterilized animals that are not a dog, cat, or rabbit do not require a microchip); and*

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

2. *Without providing a written sales contract or receipt to the purchaser/recipient that contains the breeder's permit number; and*
  3. *Obtain pet licenses for all dogs, cats, and/or ferrets on the property in accordance with section 7.04.010.*
- 
- H. *A breeder cannot breed a female dog or female cat until she is at least 18 months old and shall only allow a female dog or cat to have no more than one litter every twelve months. A breeder shall only allow a female rabbit to have no more than one litter every twelve months.*
  - I. *A breeder shall display the breeder's permit number in all advertising in which the breeder advertises an unsterilized household pet for sale.*
  - J. *A breeder cannot breed a dog, cat, and/or rabbit until the animal has been examined by a veterinarian and deemed healthy to breed. Proof of exam required by a veterinarian within six months of breeding. Upon request, the breeder must provide the document to animal care and control.*
  - K. *No dogs, cats, and/or rabbits shall be sold, given away, adopted, gifted, or in any manner transferred to another person(s) or business prior to eight weeks of age.*
  - L. *No puppy or kitten shall be sold, given away, adopted, gifted, or in any manner transferred to another person(s) or business without having been first examined and deemed healthy by a veterinarian and received vaccines appropriate for the age of the puppy and/or kitten; copy of veterinary exam and vaccines shall be provided to the buyer/new owner upon transfer of puppy/kitten.*

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is red and enclosed in [brackets], and language proposed to be added is in *blue italics and underlined*.

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

- M. All puppies, kittens, and kits sold must be reported to animal protection services with the name and address of the buyer within three months of sale.
- N. Any such breeder permit, if granted, shall be subject to such conditions as may be prescribed by the director, or designee, or the county health officer, in the exercise of sound discretion, to prevent the breeding of animals from becoming a nuisance. Permit holder shall be in compliance with all other applicable requirements under Title 7.
- O. A breeder shall not maintain any unsterilized dog(s), unsterilized cat(s), unsterilized rabbit(s), or other unsterilized animals used for breeding on property without obtaining and maintaining the necessary business license pursuant to Title 4 of the Henderson Municipal Code.
- P. If a permit has been revoked or denied, applicable sections 7.04.120, 7.04.125, 7.04.130, 7.04.135, 7.04.160 shall apply.

7.04.100 – Pet fancier permit.

- A. A pet fancier, as defined in section ~~[7.01.360]~~7.01.370, may keep and maintain on ~~[his]~~their property the following:
1. ~~[not to exceed five adult]~~No more than six spayed/neutered dogs or;
  2. No more than eight spayed/neutered cats or; ~~[and]~~
  3. No more than six spayed/neutered ferrets or;
  4. No more than eight spayed/neutered rabbits or ~~[over the age of four months]~~;
  5. Any combination of spayed/neutered dogs, cats, ferrets, rabbits that does not exceed ten animals in total;

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is red and enclosed in [brackets], and language proposed to be added is in blue italics and underlined.

~~6. [p] Provided that such person has first obtained from the [chief of police] director or designee a pet fancier's permit for said dogs, cats, [ or ]ferrets, and/or rabbits. [ A pet fancier shall apply every year for said permit and pay the annual fee as established in the fee schedule set by the city council. Any such permit, if granted shall be subject to such conditions as may be prescribed by the chief of police or designee, in the exercise of sound discretion, to prevent the keeping of dogs, cats, or ferrets from becoming a nuisance. All adult dogs, cats, or ferrets must be licensed in accordance with this title.]~~

- B. All dogs, cats, and/or ferrets must be licensed in accordance with this title.
- C. A pet fancier shall apply every year for said permit and pay the annual fee as established in the fee schedule set by the city council.
- D. If applicant is not the home owner they must provide a written approval from the home owner/leasing agent that they have approval to apply for said permit at the time permit is submitted.
- E. Any such permit, if granted shall be subject to such conditions as may be prescribed by the director or designee, in the exercise of sound discretion, to prevent the keeping of dogs, cats, ferrets, and/or rabbits from becoming a nuisance.
- F. If a permit has been revoked or denied, applicable sections 7.04.120, 7.04.125, 7.04.130, 7.04.135, 7.04.160 shall apply.

7.04.120 – ~~[Appeal of permit revocation.]~~ Revocation of permit.

Any permit issued under this title may be revoked by the director ~~[animal control administrator]~~, or designee, if the holder of the permit, or person(s) responsible for the animal(s) that are the subject of the permit, violates any provision of this title or any other federal, state, or local laws relating to animals.

7.04.125 – Appeal of permit revocation.

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

- A. Upon the revocation of any permit within this title, the permit holder shall be notified by: 1) personal service; or 2) certified mail, return receipt requested, and first class United States mail, sent to the last known address of the permit holder. The revocation letter shall set forth the basis for the revocation of the permit.
- B. Date of service shall be the date of actual receipt of the notice if personally served. If the notice is mailed, service shall be deemed complete upon mailing.
- C. The permit holder may make a request for a review of the revocation of the permit by submitting a written request for review to the ~~chief of police~~ *director*, or designee, and filing written notice of the same with the city clerk no later than the close of business on the tenth *City of Henderson* business day after the revocation letter is sent from the animal control administrator, or designee, to the permit holder pursuant to section 7.04.120.
- D. The ~~chief of police~~ *city manager*, or designee, shall review all relevant information, including but not limited to, the written statement of the applicant; the revocation letter from the animal control administrator, or designee; and other pertinent information considered by the animal control administrator, or designee, in revoking the permit. The decision of the ~~police chief~~ *city manager*, or designee, shall be final.

#### 7.04.130 – Denial of permit applications.

The City of Henderson, through the ~~chief of police~~ *director* or designee, may deny any permit application pursuant to this title ~~[in the following situations]~~ *if any of the following apply*:

- A. ~~[Whenever it has reason to believe that the]~~ *if* applicant has ~~failed to complete,~~ *willfully withheld,* or falsified any information required for a permit~~;~~.

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- B. If the applicant has violated any federal, state, or local laws relating to animals~~;~~.
- C. If the applicant has been convicted of cruelty to animals ~~;~~~~or~~.
- D. If the applicant has been convicted of assault, battery, domestic violence, or any similar physical violence related offenses against a person in this state or any other state ~~[within the previous five years]~~.
- E. *Fails to allow inspection pursuant to section 7.04.150.*

7.04.~~[140]~~135 – ~~[Denial of permit application.]~~Appeal of permit denial.

- A. Upon a denial of any permit application within this title, the applicant shall be notified by: 1) personal service; or 2) certified mail, return receipt requested, and first class United States mail, sent to the last known address of the applicant. The denial letter shall set forth the basis for the denial of the permit.
- B. Date of service shall be the date of actual receipt of the notice if personally served. If the notice is mailed, service shall be deemed complete upon mailing.
- C. The applicant may make a written request for a review of the application denial by submitting a request for review to the city manager and filing written notice of the same with the city clerk no later than the close of business on the tenth City of Henderson business day after the denial letter is sent from the ~~[chief of police]~~ director or designee to the applicant pursuant to subsection A.
- D. The city manager or his designee shall review all relevant information, including but not limited to, the written appeal statement of the applicant, the denial letter from the ~~[chief of police]~~ director or designee, and other pertinent information considered by the ~~[chief of police]~~ director or designee in denying the application. The city manager's decision shall be final.

*7.04.140 – Permit application*

*A completed permit application and fees paid shall be submitted to Animal Care and Control for any animal related business prior to operating in the City of Henderson, including Pet fancier or breeder in the City of Henderson. The applicant shall permit a background check for any related offences or violations that may deny said permit per section 7.04.130(D).*

*7.04.160 - No new permit after revocation or denial.*

*If a permit has been revoked or denied, the director or designee shall not accept any new animal permit application from the same person(s), for any location, for a period of no less than 12 months after such denial or revocation.*

SECTION 5: Chapter 7.06 – Pets General Welfare; Neglect;  
7.06.020 – Adequate shelter.

- A. Animals shall have protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a good state of health and includes a shaded area. For the purposes of this section, the existence of a pet door access into a structure may not be deemed as ~~sufficient~~ adequate shelter if it ~~prevents~~ denies the animal from protection of the elements and weather conditions.
- B. Shelter for animals which are not specified under title 19 shall include one or more of the following:
  - 1. ~~[A pethouse that is an enclosed structure with a roof and appropriate—dimensions for the breed and size of the animal. The pethouse shall have dry, clean bedding when the outdoor temperature is or is predicted to drop below 50 degrees Fahrenheit]~~ Animals kept outdoors shall have the following:
    - (a) Provide a suitable method for the rapid drainage of surface water from the area where the animal is kept.
    - (b) Provide each animal with a sufficient amount of shelter to:

*(1) Remain dry from rain and/or snow;*

*(2) Have enough shade to protect itself from any direct sunlight that is likely to cause overheating or discomfort;*

*(3) Remain cool during a period for which the National Weather Service has issued a heat advisory and/or when temperatures reach above 105 degrees Fahrenheit.*

*(4) Protect the animal from wind which creates a wind chill below 50 degrees Fahrenheit or for which the National Weather Service has issued a high wind warning; and*

*(5) Remain warm when the atmospheric temperature falls below 50 degrees Fahrenheit. If the temperature is below 50 degrees Fahrenheit the shelter must have additional clean and dry bedding material or other protection as necessary for the dog or cat to remain warm.*

2. A structure including but not limited to, a garage, barn, or shed *that meets standards under Title 19*, that is sufficiently insulated and ventilated to protect the animal from exposure temperatures below 50 degrees Fahrenheit or above 85 degrees Fahrenheit. ~~*The structure shall have the following if housing animals: [or, if not sufficiently insulated and ventilated, contains a pothouse as provided in paragraph 1. Of this section that is accessible to the animal;]*~~

*(a.) Protect the animal from injury and be kept in clean and good repair;*

*(b) Have an adequate and reliable sources of electrical power and potable water available.*

*(c) Ensure that the interior of the structure is constructed and maintained in such a manner as to be substantially impervious to moisture and to facilitate regular cleaning.*

*(d) Provide a suitable method to eliminate excessive water from the interior of the structure and primary enclosures (if any). Any drains must be constructed and maintained in such a manner as to avoid foul odors.*

3. ~~[The interior height of such structure is six inches or more in excess of the height of the animal as measured from the floor to the apex of its shoulders while in a standing position, and the width and depth are six inches or more in excess of the length of the animal as measured from the end of its nose to the base of its tail.]~~*Ensure that indoor primary enclosures are constructed and maintained in such a manner as to:*

- (a) Protect the animal(s) from excessive illumination while providing ample amount of light, by natural or artificial means, or both, of a sufficient distributions and intensity to allow for routine inspection and cleaning by owner(s)/caretaker(s).*
- (b) Provide a sufficient amount of heat when necessary to protect animal(s) inside from cold and to maintain their health and comfort. The ambient temperature of an indoor primary enclosure which animal(s) are kept must not be allowed to fall below 50 degrees Fahrenheit.*
- (c) Provide adequate ventilation at all times to maintain the health and comfort of the animal(s) inside. The system of ventilation must provide fresh air by means of windows, doors, vents, or air-conditioning, and be designed to maintain drafts, odors and the condensation of moisture at a minimum. If the ambient temperature reaches 85 degree Fahrenheit or greater, air-conditioning, exhaust fans and vents, or other auxiliary ventilation must be provided to keep the animal(s) cool and healthy.*
- (d) Provide sufficient housing so that each enclosure for each animal is in accordance with section 7.70.080.*

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

- C. *Coops for birds approved under this title must be in compliance with Title 19 and suitable in size for the number of animals it houses.*
- D. *Barns, stables, or similar structures approved by Title 19 for use of horse, cattle, sheep, and goat. Enclosure shall be a minimum of 20 feet by 20 feet per animal, shall include a minimum of 40 square feet of shade per animal, and shall have a properly operating hose bib within 10 feet of the enclosure.*

7.06.030 – Shading.

In addition to providing adequate shelter as outlined in section 7.06.020, an owner of an animal shall provide shade by means of other structures, trees, or awnings, when the temperature is expected to rise above 85 degrees Fahrenheit to protect the animal from direct sunlight that is likely to cause overheating or discomfort. In the event of a heat advisory issued by the National Weather Service, *and/or when temperatures reach above 105 degrees Fahrenheit.* additional mechanisms appropriate for the animal species, including but not limited to, misters, swamp coolers or air conditioning, must be provided which will allow the animal to cool down the body temperature and prevent overheating.

7.06.100 – Cages, fences, tethering, pickets.

- A. It is unlawful to confine an animal in any cage, coop, or fence barrier of a size deemed insufficient by the animal control officer;
- B. It shall be unlawful to restrict any animal by leash, cord, or chain in the following manner:
  - 1. Keep any dog on a tether less than 12 feet long;
  - 2. Tethering the dog if such tethering fails to allow the dog to move at least 12 feet or if the device is a pulley system, fails to allow the dog to move a total of 12 feet;

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is red and enclosed in [brackets], and language proposed to be added is in *blue italics and underlined.*

3. Tether a dog with a choke-type collar, martingale collar or prong-type collar;
4. Keep any dog tethered for more than ~~[14]~~*ten (10)* hours during a 24-hour period *or during anytime when the National Weather Service issues a heat advisory. This subsection does not prohibit conduct permitted by NRS 574.100 (4).*
5. Tethering the dog in a manner where the dog is able to reach a fence or other object that may cause the dog to become injured or die by strangulation after jumping the fence or object or otherwise becoming entangled in a fence or object; or
6. Securing upon an animal a leash, collar, tether, or other device weighing more than ten percent of the animal's body weight~~[-]~~;
7. *Places the dog in unsafe or unsanitary conditions:*
  - C. It shall be a violation of this section for a person having charge to keep any dog outside, tethered, penned, caged, fenced or otherwise confined without access to ~~an outdoor shelter~~*adequate feed, potable water, shading, and adequate shelter as defined in this title.*
  - D. The provisions of this section shall not apply if the tethering or confinement is authorized for medical reasons in writing by a licensed veterinarian which must be renewed annually and ~~[an outdoor housing facility]~~*adequate shelter and shading* is provided.

## SECTION 6: Chapter 7.08- Nuisance;

## 7.08.020 – Animals at large.

It shall be unlawful for any person having charge, custody or control of any animal to permit the same to be at large or trespass on the private premises of another, or to be on any public highway, street, alley, court, public ground, or unfenced lot. All animals must be confined to the owners' property or shall be on a leash *and under effective control of the person holding said leash of the animal* when on any public property, any highway, street, alley, court, park, public ground, fenced lot or wash.

Leash requirements do not apply to designated enclosed areas of animal parks or animals participating in sanctioned performance events.

SECTION 8: Chapter 7.60 – Animal Handler;

7.60.010 – Animal handler permit.

Persons operating or owning a business providing ~~[pet]~~*animal* training service, pet care services, *pet sitting*, or any animal related ~~[home-based]~~ business or service that will not be housing or possessing animals in ~~[ its]~~*their* care or on their *property* ~~[its premises]~~, rather providing services to clients at an owner's home or property, must, in order to operate or carry on the said business, obtain an animal handler permit.

7.60.020 – Fee –Inspection – Issuance of animal handler permit.

~~[When an initial application or renewal for an animal handler permit is made, a fee, as set forth by the city council, shall be paid to the city for the application review. The application review shall be conducted by the chief of police or designee to determine compliance with this chapter; and if compliance is met, the permit shall be issued. If the application review reveals that this chapter or other applicable laws, or regulations have not been complied with, the animal handler permit shall be withheld, with the person so applying having 30 days from the date of denial to request one additional application review without charge. Upon completion of the additional review, should the permit be denied, section 7.60.045 shall apply.]~~

- A. *When an initial application or renewal for an animal handler permit is made, a fee, as set by the city council, shall be paid to the city for the application review.*
- B. *The application review shall be conducted by the director or designee to determine compliance with this chapter; and if compliance is met, the permit shall be issued and will expire one year from the date the permit application was applied for.*

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

- C. *An animal handler permit will not be valid without person obtaining and maintaining the necessary business license pursuant to Title 4 of the Henderson Municipal Code.*
- D. *If the application review reveals that this chapter or other applicable laws, or regulations have not been complied with, the permit shall be denied, section 7.04.130 and 7.04.135 shall apply.*

7.60.045 – No new permit after denial or revocation.

~~[If a permit has been denied or revoked, the chief of police or designee shall not accept a new permit application from the same person for the same activity at the same location less than 12 months after such denial or revocation, unless the applicant shows, and the animal control bureau finds, by inspection and/or investigation, that the grounds upon which the first application was denied or the permit revoked no longer exist.]~~ *If a permit has been revoked or denied, applicable sections 7.04.120, 7.04.125, 7.04.130, 7.04.135, 7.04.160 shall apply.*

SECTION 9: Mobile animal business;

*7.65 – Mobile animal business*

*7.65.010 – Mobile animal business permit.*

*Person(s) operating or owning a mobile animal trailer or other motor vehicle unit used for the grooming of animals, transport of animals, mobile exercise service, or any other animal related business that would include the operation of a motor vehicle or trailer and have temporary care/custody of an animal in the trailer or motor vehicle, must, in order to operate said business, obtain a mobile animal business permit.*

*7.65.020 – Fee – Inspection – Issuance of mobile animal business permit.*

- A. *When an initial application or renewal for a mobile animal business permit is made, a fee, as set by the city council, shall be paid to the city for the application review.*

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is red and enclosed in [brackets], and language proposed to be added is in *blue italics and underlined.*

- B. The application review shall be conducted by the director or designee to determine compliance with this chapter; and if compliance is met, the permit shall be issued after inspection of all mobile units and will expire one year from the date the permit application was applied for.*
- C. If the application review reveals that this chapter or other applicable laws, or regulations have not been complied with, the permit shall be denied, section 7.04.130 and 7.04.135 shall apply.*
- D. Inspection of all mobile units are required prior to approval of the permit by the director or designee shall include the following:*
- 1. Compliance with Henderson Municipal Code Title 5 for waste management and disposal;*
  - 2. Compliance with Henderson Municipal Code Title 19 for Accessory Uses.*
  - 3. Compliance with all applicable chapters of this title to include but not limited to air conditioning/heating inside units, hot and cold running water (if required for service), proper drainage and waste storage, sanitation and cleanliness to prevent spread of disease, safety and security of housing household pets.*
- E. A mobile animal business permit will not be valid without person obtaining and maintaining the necessary business license pursuant to Title 4 of the Henderson Municipal Code.*

*7.65.030 – Nontransferability.*

*A mobile animal business permit is not transferable.*

*7.65.040 – Renewal.*

*An approved mobile animal business permit shall expire one year after the date the permit fees were paid and application was submitted and*

*shall be renewed annually upon payment of the applicable fee, approved renewal application, and approved inspection by the director or designee.*

*7.65.045 – No new permit after revocation or denial.*

*If a permit has been revoked or denied, applicable sections 7.04.120, 7.04.125, 7.04.130, 7.04.135, 7.04.160 shall apply.*

*7.65.050 – Change notice to city.*

*An mobile animal business permit holder shall notify the director, or designee, within 30 days, of any change in their operation which affects the status of the permit, including any change in name or location of their business. Failure to report any changes may result in denial of renewal or revocation of the permit.*

*7.65.060 – Compliance responsibility.*

- A. *A person or persons in immediate charge of any business or service enumerated in section 7.65 shall be responsible for complying with this chapter and other applicable ordinances.*
- B. *Any person owning, possessing or having the care, custody or control of an animal, who willfully refuses, fails or neglects to furnish any animal protection officer or license fee collector the required information as provided within this title, or who willfully fails, refuses or neglects to cause said animals to be registered and pay the registration fees at the time and in the manner herein provided, or who willfully fails, refuses or neglects to perform any act or pay any other fee or charge required by this chapter to be performed or paid, or any person who shall willfully resist, interfere with or prevent any animal protection officer in the exercise of his/her duties, or who violates any of the provisions of this chapter, shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished as the law allows.*

*7.65.070 – Violation – Generally.*

*Each day a person is in violation of any section in this chapter shall be considered a separate violation and subject to the penalties as set forth under section 7.90.010.*

SECTION 10: Conditions relating to animal facilities

7.70.030 - Conditions relating to animal facilities.

Every person who owns, conducts, manages or operates any animal establishment shall comply with each of the following conditions:

A. *Housing.*

1. Housing facilities for animals shall be structurally sound and shall be maintained in good repair to protect animals from injury and restrict entrance of other animals or the escape of animals so contained therein.
2. Every building or enclosure wherein animals are maintained shall be properly ventilated to prevent drafts and to remove odors; heating and cooling shall be provided as required, according to the physical needs of the animals, with sufficient light to allow observation of the animals.
3. All animal rooms, cages, kennels, runs, stalls, and corrals shall be of sufficient size to provide adequate and proper accommodation and protection from the weather for the animals kept therein.
4. All animal facilities shall be constructed and operated in a manner that reasonably protects public health and safety and the safety of the animals.

B. *Sanitation.* All animal facilities shall be maintained and operated at all times in a clean and sanitary condition and in a manner that avoids causing odors or attraction of insects and vermin and excessive noise.

C. *Care of animals.*

1. All animals shall be supplied with a quantity of wholesome food suitable for the species and age of the respective animals, as often as the feeding habits of such animals require, sufficient to maintain a reasonable level of nutrition. All animals shall have available to them sufficient potable water. Food and water shall be served in separate, clean receptacles.

2.No animal, except those animal(s) in a pasture provided with adequate feed and water, shall be without attention for more than 24 consecutive hours. The name, address and telephone number of a person responsible for the animal shall be posted in a conspicuous place, visible from outside the facility or at the main gate of a pasture where animals are kept, unless the owner or attendant of the animal(s) is immediately available on the premises.

3.All sick, diseased or injured animals shall be isolated from healthy animals at all times and shall be given proper medical treatment. Any enforcement officer of the city of Henderson may order the operator of the facility to immediately seek licensed veterinarian treatment for any animal.

4. All animals shall be treated in a humane manner.

*5. All animal establishments shall have a licensed animal handler (pursuant to HMC 7.60) onsite at the animal establishment, during regular business hours, to ensure the proper care of the animals at the animal establishment. The owner of an animal establishment, who was screened at the time of the issuance of an animal establishment permit application, shall count towards this requirement.*

SECTION 11. If any section, subsection, sentence, clause, phrase, provision or portion of this Ordinance, or the application thereof to any person or circumstances, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or provisions of this Ordinance or their applicability to distinguishable situations or circumstances.

SECTION 12. All ordinances, or parts of ordinances, sections, subsections, phrases, sentences, clauses, or paragraphs contained in the Municipal Code of the City of Henderson, Nevada, in conflict herewith are repealed and replaced as appropriate.

SECTION 13. A copy of this Ordinance shall be filed with the office of the City Clerk and notice of such filing shall be published once by title in the Las Vegas Review-Journal, a newspaper having general circulation in the City of Henderson, at least ten (10)

days prior to the adoption of said Ordinance (Initial Publication). Following adoption by the City Council, this Ordinance shall be published by title together with the names of the Council members voting for or against passage (Final Publication). This Ordinance is scheduled for Final Publication on June 20, 2025, in the Las Vegas Review-Journal, at which time it will become effective.

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PASSED, ADOPTED, AND APPROVED THIS 17<sup>TH</sup> DAY OF JUNE, 2025.

\_\_\_\_\_  
Michelle Romero, Mayor

ATTEST:

\_\_\_\_\_  
Jose Luis Valdez, CMC, City Clerk

The above and foregoing Ordinance was first proposed and read in title to the City Council on June 3, 2025, which was a Regular Meeting, and referred to a Committee of the following Councilmen:

“COUNCIL AS A WHOLE”

Editor’s Note: Pursuant to City Charter Section 2.090(3), language to be omitted is red and enclosed in [brackets], and language proposed to be added is in *blue italics and underlined*.

Amend Chapters 7.01, 7.02, 7.04, 7.06, 7.08, 7.30, and 7.60, and add 7.65 of Title 7-Animals, of the Henderson Municipal Code

Thereafter on June 17, 2025, said Committee reported favorably on the Ordinance and forwarded it to the Regular Meeting with a do-pass recommendation. At the Regular Meeting of the Henderson City Council held June 17, 2025, the Ordinance was read in title and adopted by the following roll call vote:

Those voting aye:

Michelle Romero, Mayor

Councilmembers:

Carrie Cox (via teleconference)

Monica Larson

Jim Seebock

Dan H. Stewart

Those voting nay: None

Those abstaining: None

Those absent: None

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Michelle Romero, Mayor

ATTEST:

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Jose Luis Valdez, CMC, City Clerk