

**ORDINANCE NO. 07-24**

**CITY OF HAZEL PARK  
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AMEND THE HAZEL PARK MUNICIPAL CODE,  
TITLE 6 – ANIMALS, CHAPTER 6.04 – ANIMALS AND OTHERS, TO ADD  
ARTICLE V, RETAIL PET STORE SALES, AS FOLLOWS:

**THE CITY OF HAZEL PARK ORDAINS:**

**PART 1. ADDITION.**

**TITLE 6 – ANIMALS**

**CHAPTER 6.04**

**ARTICLE V: Retail Pet Store Sales**

**6.04.235 – Purpose.**

The purpose of this Article is to prohibit retail pet stores in the city from selling dogs or cats.

**6.04.240 - Definitions.**

For the purposes of this Article, the following terms have the following meanings:

- (A) *Retail pet store* means a commercial establishment that sells or offers for sale animal supplies and pet accessories and that may sell or offer for sale animals including, but not limited to, any combination of animals including dogs, cats, ferrets, frogs, reptiles, birds, rabbits, or rodents on its premises at retail that are not bred at the establishment. A retail pet store shall not include a breeder as defined under MCL 287.891(5).
- (B) *Animal control shelter* means a facility operated by the state, county, or city, or by a non-profit organization under contract with the state, county, or city, for the impoundment and care of animals that are delivered to or held by the facility, including found, recovered, abandoned, unwanted, or surrendered animals, and which does not breed animals or obtain, in exchange for payment or other consideration, animals from a breeder.
- (C) *Animal protection shelter* means a facility operated on a not-for-profit basis by a person, humane society, society for prevention of cruelty to animals, or other non- profit organization whose principal purpose is the prevention of cruelty to animals and whose principal activity is to rescue sick, injured, abused, neglected, unwanted, abandoned, orphaned, lost, or displaced animals and to adopt and

place them in good homes. "Animal protection shelter" does not include any organization that breeds animals or that (1) is located on the same premises as; (2) has any personnel in common with; (3) obtains, in exchange for payment or other consideration, dogs or cats; or (4) facilitates the sale of dogs or cats obtained from a person who breeds animals.

- (D) "Cat" means an animal of the Felidae family of the order Carnivora.
- (E) "Dog" means an animal of the Canidae family of the order Carnivora.
- (F) "Ferret" means an animal of any age of the species *Mustela furo*.
- (G) "Frog" means an animal of the class Amphibia.
- (H) "Reptiles" means members of the class reptilian including, but not limited to, monitor lizards, alligators, pythons, boa constrictors, venomous reptiles, and constrictor snakes.
- (I) "Birds" means members of the class Aves.
- (J) "Rabbit" means a long-eared short-tailed lagomorph mammal with long hind legs of the Leporidae family.
- (K) "Rodent" means mammals of the order Rodentia.

#### **6.04.245 - Prohibition of Sale of Certain Specified Animals by Retail Pet Stores.**

A retail pet store located in the city is prohibited from selling, adopting, exchanging, transferring, or offering for sale, adoption, exchange, or transfer of dogs, cats, birds, ferrets, frogs, reptiles, rabbits, or rodents. This section does not prohibit a retail pet store from collaborating with and providing space to an animal protection shelter or an animal control shelter to showcase dogs, cats, birds, ferrets, frogs, reptiles, rabbits, or rodents available for adoption on a not-for-profit basis. The retail pet store may not charge or retain an adoption fee or any other fee for providing space to showcase any such dog or cat.

#### **6.04.250 - Violation.**

A violation of this section is a municipal civil infraction, and upon determination of responsibility shall be punishable by a civil fine of not more than \$500. Each act of violation, and on each day upon which any such violation shall occur, shall constitute a separate offense.

#### **6.04.255 - Severability Clause**

If any section, clause, or provision of this Chapter is declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such declaration shall not affect the remainder of the Chapter. The City Council hereby declares that it would have adopted this Chapter and each part, section,

subsection, phrase, sentence, and clause, irrespective of the fact that any one or more part, section, subsection, phrase, sentence, or clause is declared invalid.

**6.04.260 - Effective Date; Publication.**

The provisions of this ordinances shall become effective ten (10) days after publication and shall be published within ten (10) days of its adoption by publication of a brief notice in the newspaper circulated in the city stating the date of the enactment and the effective date of the ordinance, a brief statement as to the subject matter of this ordinance and such other facts as the Clerk deems pertinent, and that a copy of the ordinance is available for purchase and/or inspection at the office of the City Clerk.

MADE, PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAZEL PARK, OAKLAND COUNTY, MICHIGAN, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
MICHAEL WEBB, MAYOR

\_\_\_\_\_  
LISA K. MAYO, CITY CLERK

Date of Adoption:  
Date of Publication:  
Effective Date:

**CERTIFICATE OF ADOPTION**

It is hereby certified that the foregoing is a true and complete copy of the Ordinance passed at a regular meeting of the City Council for the City of Hazel Park, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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LISA K. MAYO, CITY CLERK