

Bachteler, James J

BCC 2-21-17 #35

From: Walsh, J Doyle
Sent: Tuesday, February 21, 2017 8:58 AM
To: Formsite
Subject: RE: Online Customer Service Contact Us Form Submission Result #8969436

Good morning - thank you for your email. The Board appreciates your comments and input. The final public hearing for this item is scheduled for February 21st at 6pm. Your comments have been added to the official record. If you need any further assistance please let me know. Thanks again for reaching out,

-Doyle

Jordan Doyle Walsh
Office of Commissioner Janet C. Long
Chair, Pinellas Board of County Commissioners
Phone: 727-464-3365



From: form_engine@fs30.formsite.com [mailto:form_engine@fs30.formsite.com]
Sent: Monday, February 20, 2017 1:30 PM
To: Long, Janet C <JanetCLong@co.pinellas.fl.us>
Subject: Online Customer Service Contact Us Form Submission Result #8969436

This information is the result of a Pinellas Online Customer Service form submission from the Pinellas County web site.

Direction of inquiry * Commissioner Janet C. Long - District 1 (2017 Chair)
Commissioner Pat Gerard- District 2
Commissioner Charlie Justice - District 3
Commissioner Dave Eggers- District 4
Commissioner Karen Williams Seel - District 5
Commissioner John Morroni - District 6
Commissioner Kenneth T. Welch - District 7 (2017 Vice Chair)
County Administrator

Subject * Proposed Changes to Dog Breeding

Message * The Alaskan Malamute Cub of America, which has over 700 members and many in Florida, oppose the proposed changes regarding dog breeding. Our members MUST adhere to a very strict Code of Ethics when breeding. Breeding a litter to promote responsible breeding programs is very expensive to the hobbyist breeder. By the time a hobbyist breeder does genetic testing, pre-natal care, ultrasounds, whelping, vaccinations, and microchips, there is no money to be made as many would like to think. These proposed changes are unreasonable, burdensome, and punishes responsible people.

Your Name Susan Maranto, Alaskan Malamute Club of America Legislative Committee

Your Email Address * yukonsue@cox.net

Bachteler, James J

BCC 2-21-17 #35

From: Walsh, J Doyle
Sent: Tuesday, February 21, 2017 9:00 AM
To: Formsite
Subject: RE: Online Customer Service Contact Us Form Submission Result #8971648

Good morning - thank you for your email. The Board appreciates your comments and input. The final public hearing for this item is scheduled for February 21st at 6pm. Your comments have been added to the official record. If you need any further assistance please let me know. Thanks again for reaching out,

-Doyle

Jordan Doyle Walsh
Office of Commissioner Janet C. Long
Chair, Pinellas Board of County Commissioners
Phone: 727-464-3365

From: form_engine@fs30.formsite.com [mailto:form_engine@fs30.formsite.com]
Sent: Monday, February 20, 2017 4:32 PM
To: Long, Janet C <JanetCLong@co.pinellas.fl.us>
Subject: Online Customer Service Contact Us Form Submission Result #8971648

This information is the result of a Pinellas Online Customer Service form submission from the Pinellas County web site.

Direction of inquiry *
Commissioner Janet C. Long - District 1 (2017 Chair)
Commissioner Pat Gerard- District 2
Commissioner Charlie Justice - District 3
Commissioner Dave Eggers- District 4
Commissioner Karen Williams Seel - District 5
Commissioner John Morroni - District 6
Commissioner Kenneth T. Welch - District 7 (2017 Vice Chair)

Subject *
Animal Ordinance

Message *
I am against many unfair sections in the proposed Animal Ordinance to be heard 2/21/17 I Florida law is fair and strict enough with citizens having the Florida Lemon Law requiring selling a pet to provide a health certificate, immunizations, parasite free and genetics guara provides ample protection for the consumer to receive their money back exchange the pet a the State of Florida a compliant. Consider leaving Pinellas County as mirrored with the stat freedom of two litters without permitting, home inspections or any new category such as "I Breeder" "Pet Dealer" that lists addresses on public record allowing criminals to easily acc breeds for theft since many 2 litter a year breeders are under Florida law is sufficient. The "Impoundment" of puppies of (1) day and (2) is unacceptable because dog owners wil allowed time to have an attorney "save" their dogs from being processed out to the shelters them and make money. The "Hearsay evidence " is unacceptable in any case.

Section 6 changing an ordinance without public knowledge/hearing on an important law as law the public needs to be informed this ordinance by changing a definition can have a hug

Public Nuisance Animal: Every dog in the county is guilty of this one, this would include a to endorse what is ridiculous give the escalating crime instigating barking.

FLORIDA STATUES

http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=0899/0828/Sections/0828.29.html

(13) For the purposes of subsections (5)-(12) and (16), the term "pet dealer" means any person, firm, partnership, corporation, or other association which, in the ordinary course of business, engages in the sale of more than two litters, or 20 dogs or cats, per year, whichever is greater, to the public. This definition includes breeders of animals who sell such animals directly to a consumer.

(14) The state attorney may bring an action to enjoin any violator of this section or s. 828.13 from being a pet dealer.

Sec. 14-48. - Impoundment

b

(3) Impounded individual puppies under sixteen (16) weeks in age without such identification shall be held for two (2) days, including the day of impoundment;

(4) Impounded litters of puppies under sixteen (16) weeks in age shall be held for one (1) day, including the day of impoundment.

Sec. 14-67. - Hearings

Hearsay evidence

(d) Evidence.

(1) In any hearing before a hearing officer, irrelevant, immaterial, or unduly repetitious evidence shall be excluded. All other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether such evidence would be admissible in the courts of the state. Any part of the evidence may be received in written form, and all testimony and witnesses shall be made under oath. Hearsay evidence may be used for the purpose of explaining other evidence, but it shall not be sufficient in itself to support a finding unless it is otherwise admissible over objection in civil actions.

Section 6. Amendment of Proposed Ordinance at Public Hearing.

Any section, subsection, sentence, clause, phrase, or provision of this Ordinance as proposed shall be amended, added, or deleted by majority vote of the Board of County Commissioners.

Page 24

as a result of matters raised at the public hearing or in consultation with responsible authorities. At such event, the amendments, additions or deletions shall be validly adopted without additional advertisement or hearing.

Public Nuisance Animal

(4) Makes excessive noises, including, but not limited to, continued or repeated howling, barking, whining, or other utterances. Noises that, on at least two (2) separate dates during a three (3)

are produced for more than one (1) sustained period of at least fifteen (15) minutes over the eight (8) hours, shall be considered excessive for the purpose of this definition.

Your Name T M P
Your Street Address Bridle Path Way
City/Unincorporated County Tarpon Springs
Zip Code 34688
Your Email Address terri7272@yahoo.com

*

Bachteler, James J

Rec 2-21-17 #35

From: Walsh, J Doyle
Sent: Tuesday, February 21, 2017 6:08 PM
To: arhj
Subject: RE: Proposed Animal Ordinance to be heard 2/21/17

Good evening- thank you for your email. The Board appreciates your comments and input. The final public hearing for this item is scheduled for February 21st at 6pm. Your comments have been added to the official record. If you need any further assistance please let me know. Thanks again for reaching out,

-Doyle

Jordan Doyle Walsh
Office of Commissioner Janet C. Long
Chair, Pinellas Board of County Commissioners
Phone: 727-464-3365

OPPOSED

From: arhj [mailto:arhj@tampabay.rr.com]
Sent: Tuesday, February 21, 2017 4:54 PM
To: Eggers, Dave <deggers@co.pinellas.fl.us>; Long, Janet C <JanetCLong@co.pinellas.fl.us>; Justice, Charlie <cjustice@co.pinellas.fl.us>; Seel, Karen <kseel@co.pinellas.fl.us>; Morroni, John <jmorroni@co.pinellas.fl.us>; Gerard, Pat <pgerard@co.pinellas.fl.us>; Welch, Kenneth <kwelch@co.pinellas.fl.us>
Subject: Proposed Animal Ordinance to be heard 2/21/17

Proposed Animal Ordinance to be heard 2/21/17

The Florida Legislature enacted the "Pet Lemon Law" it is strict and burdensom enough on pet breeders, It allows citizens full legal protection with a more than fair time frame to protect their interest when buying a dog. Breeders or anyone selling a dog must guarantee against having a congenital or hereditary defect, provide a Health Certificate, "official certificate of veterinary inspection" by a Veterinarian, lists, immunizations current, tests for contagious diseases and parasite testing. Florida law also provides ample protection for the consumer to receive their money back, exchange the pet and file with the State of Florida a complant. It is apparent that Pinellas County need only yield to the Florida Statues. The proposal for Animal ordinaace category which two litters per year without permitting, reporting, unannounced home inspections included in the new category "Hobby Breeder" pertaining to "two litters" per year, forced sterilization, mandatory membership into clubs is unacceptable. The new definition "Hobby Breeder" under "Permit Procedures" coupled with "Permit Holders" seems to change the exception protection"Hobby Breeder" restrictions are unnecessary and if enacted would infringe upon a constitutional right to privacy. I have listed the sections of the Pinellas County ordinance language I am opposing .

Thank you for considering amending the ordinance before you this evening .

R. Peck

II. Permit Procedures /Pinellas County Animal Ordinance proposal

- (f) It shall be a violation of this Article if the Pet Dealership, Kennel or **Hobby Breeder fails to meet the standards set forth for basic animal care and facility sanitation as established by the Department**, which standards shall be available on the Department's website. A permit holder is responsible for remaining familiar with the most recent standards.
- (g) All locations identified by the Pet Dealer and Kennel **permit applicants** shall be subject to an initial inspection to determine compliance with the Department's applicable published standards.
- (h) An annual inspection shall be required prior to any Pet Dealer or Kennel permit issuance or

Pinellas County Animal Ordinance proposal

The "Impoundment" of puppies of (1) day and (2) is unacceptable because dog owners will not be allowed time to have an attorney "save" their dogs from being processed out to the shelters that will sell them and make money.

The "Hearsay evidence " is unacceptable in any case, bringing action against citizens on "Hearsay" encourages false reporting.

Section 6: changing an ordinance without public knowledge/hearing on an important law as this or any law the public needs to be informed this ordinance by changing a definition can have a huge impact.

Public Nuisance Animal: Every dog in the county is guilty of this one, this would include a tax increase to endorse what is ridiculous give the escalating crime instigating barking.

FLORIDA STATUES

http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0800-0899/0828/Sections/0828.29.html

(13) For the purposes of subsections (5)-(12) and (16), the term "pet dealer" means any person, firm, partnership, corporation, or other association which, in the ordinary course of business, engages in the sale of more than two litters, or 20 dogs or cats, per year, whichever is greater, to the public. This definition includes breeders of animals who sell such animals directly to a consumer.

(14) The state attorney may bring an action to enjoin any violator of this section or s. 828.12 or s. 828.13 from being a pet dealer.

Pinellas County Animal Ordinance proposal

Sec. 14-48. - Impoundment

b

(3) Impounded individual puppies under sixteen (16) weeks in age without such

identification shall be held for two (2) days, including the day of impoundment;
(4) Impounded litters of puppies under sixteen (16) weeks in age shall be held for one (1) day, including the day of impoundment.

Pinellas County Animal Ordinance proposal

Sec. 14-67. - Hearings

Hearsay evidence

(d) Evidence. Pinellas County Animal Ordinance proposal

(1) In any hearing before a hearing officer, irrelevant, immaterial, or unduly repetitious evidence shall be excluded. All other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether such evidence would be admissible in a trial in the courts of the state. Any part of the evidence may be received in written form, and all testimony of parties and witnesses shall be made under oath. Hearsay evidence may be used for the purpose of supplementing or explaining other evidence, but it shall not be sufficient in itself to support a finding unless it would be admissible over objection in civil actions

Section 6. Amendment of Proposed Ordinance at Public Hearing.

Any section, subsection, sentence, clause, phrase, or provision of this Ordinance as proposed be amended, added, or deleted by majority vote of the Board of County Commissioners

Page 24

as a result of matters raised at the public hearing or in consultation with responsible authorities, and in such event, the amendments, additions or deletions shall be validly adopted without additional advertisement or hearing.

Public Nuisance Animal Pinellas County Animal Ordinance proposal

(4) Makes excessive noises, including, but not limited to, continued or repeated howling, barking, whining, or other utterances. Noises that, on at least two (2) separate dates during a three (3) day period, are produced for more than one (1) sustained period of at least fifteen (15) minutes over the course of eight (8) hours, shall be considered excessive for the purpose of this definition.

II. Permit Procedures Pinellas County Animal Ordinance proposal

The following provisions shall apply to permits required by this Section:

- (a) Any person or entity desiring to operate as a Pet Dealer, Kennel or Hobby Breeder shall file a permit application with the Department on such form as provided by the Department and within the timeframe required by the Department.
- (b) All permit holders and applicants shall provide an update within fifteen (15) calendar days of any addition or change of the physical address of the location(s) of all Animals being bred or offered for sale.
- (c) A permit issued under this Section is nontransferable from one entity or person to another or from one location to another.
- (d) All permits issued under this Section shall be valid for one (1) year.
- (e) In order to cover administrative and enforcement costs associated with this

Section, the Board of County Commissioners

will establish by resolution annual permitting application fees for Pet Dealers, Kennels and Hobby Breeders. Annual application fees are non-refundable.

(f) It shall be a violation of this Article if the Pet Dealership, Kennel or Hobby Breeder fails to meet the standards

set forth for basic animal care and facility sanitation as established by the Department, which standards shall be available on the Department's website. A permit holder is responsible for remaining familiar with the most recent standards.

(g) All locations identified by the Pet Dealer and Kennel permit applicants shall be subject to an initial inspection

to determine compliance with the Department's applicable published standards.

(h) An annual inspection shall be required prior to any Pet Dealer or Kennel permit issuance or renewal.

The renewal inspection period shall extend from sixty (60) days prior to the end of a current permit period

until the last day of the current permit period. Notice of the renewal inspection period, including a description

of the scope and criteria of the inspection, shall be provided no later than ten (10) days prior to a renewal

inspection period, and any effort to seek review by a competent jurisdiction of the intended inspection must

be initiated before the renewal period begins. The renewal inspection shall be unscheduled, and may be conducted

at any reasonable hour by any Animal Control Code Enforcement Officer, who shall act in accordance with the

renewal inspection period notice and at a minimum shall be given access to and the opportunity to investigate

the Animals, premises and records of a Pet Dealer or Kennel to determine compliance with F.S. 767 and 828,

as may be amended, and this Article.

(i) If a permit holder under this Section receives an unsatisfactory inspection or an ordinance violation,

a permit may be suspended or revoked. Upon correction of violations and, provided a satisfactory reinspection

is completed, a permit may be reinstated for the duration of the permit period for a reinstatement fee, as established

by the Board of County Commissioners.

LINKS OF INTEREST:

Chapter 828, ANIMALS: CRUELTY; SALES; ANIMAL ENTERPRISE PROTECTION
http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0800-0899/0828/0828.html

American Veterinary Medical Association (AVMA)

<https://www.avma.org/Advocacy/StateAndLocal/Pages/pet-lemon-laws.aspx>