



HISTORIC
FRANKLIN
TENNESSEE

June 9, 2011

TO: Board of Mayor & Aldermen

FROM: Eric Stuckey, City Administrator
Russ Truell, Assistant City Administrator
Becky Caldwell, Solid Waste Director

SUBJECT: Ordinance 2011-16

Purpose

The purpose of this item is to consider updating Title 10, Chapter 1 and 2 of the City of Franklin Municipal Code, addressing animal control.

Background

Williamson County Mayor, Rogers Anderson, notified the City that in May 2010 Williamson County updated the resolution for animal control services. Since updating the resolution, the County recognized this change created inconsistencies between County regulations and current animal control ordinances of cities and towns serviced by Williamson County Animal Control. The County requested we review their regulations and take appropriate steps to enact Rules and Regulations Pertaining to Regulation of Dogs and Cats in Williamson County, Tennessee.

The changes to Title 10, Chapter 1, allow us to separate dogs and cats from other animals. Chapter 2 would now adopt the rules and regulations for dogs and cats, as presented and adopted by Williamson County.

Financial Impact

There is no expected financial impact in approving these changes to Municipal Code, Title 10, through Ordinance 2011-16.

Options

- 1) Approve changes as proposed
- 2) Recommend additional change

Recommendation

Staff recommends approval of Ordinance 2011-16 as presented.

ORDINANCE 2011-16

TO BE ENTITLED: “AN ORDINANCE TO AMEND TITLE 10 OF THE FRANKLIN MUNICIPAL CODE TO CLARIFY APPLICABILITY OF CHAPTER 1 AND TO ADOPT BY REFERENCE THE RULES AND REGULATIONS PERTAINING TO REGULATION OF DOGS AND CATS IN WILLIAMSON COUNTY, TENNESSEE AS ADOPTED BY THE COUNTY COMMISSION OF WILLIAMSON COUNTY”

WHEREAS, Title 10, Chapter 1 of the City of Franklin Municipal Code addresses animal control with regard to cows, swine, sheep, horses, mules or goats, or any chickens, ducks, geese, turkeys, or other domestic fowl, cattle or livestock; and

WHEREAS, the Board of Mayor and Aldermen of the City of Franklin, Tennessee, wishes to make it clearer that this Chapter applies only to these certain animals and fowl; and

WHEREAS, Title 10, Chapter 2 of the City of Franklin Municipal Code addresses animal control with regard to dogs and cats; and

WHEREAS, the County Commission of Williamson County, Tennessee has updated its regulations relative to animal control of dogs and cats; and

WHEREAS, the City of Franklin has been requested by the County to adopt the same requirements so that the County Animal Control can continue enforcement within the City without concerns of inconsistency or inefficiency; and

WHEREAS, the Board of Mayor and Aldermen of the City of Franklin, Tennessee, desires to adopt by reference The Rules and Regulations Pertaining to Regulation of Dogs and Cats in Williamson County, Tennessee, as adopted by the Williamson County Commission on June 21, 2010.

NOW, THEREFORE:

SECTION II: BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that Title 10, Chapter 1, Sec. 10-101 is deleted in its entirety and replaced with the following language:

Sec. 10-101. – Applicability; Running at large prohibited.

- 1) The provisions of this Chapter shall apply to cows, swine, sheep, horses, mules or goats, or any chickens, ducks, geese, turkeys, or other domestic fowl, cattle or livestock.

- 2) It shall be unlawful for any person owning or being in charge of any animal or fowl enumerated herein to knowingly or negligently to permit any of them to run at large in any street, alley, or unenclosed lot within the corporate limits.

SECTION II: BE IT FURTHER ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that Title 10, Chapter 2. Dogs and Cats is deleted in its entirety and replaced with the following language:

Sec. 10-201. – Rules and Regulations Pertaining to Regulation of Dogs and Cats.

The provisions of The Rules and Regulations Pertaining to Regulation of Dogs and Cats in Williamson County, Tennessee, County Resolution No. 6-10-7, as adopted by the County Commission of Williamson County, Tennessee on June 21, 2010, as may be amended, is adopted by reference in its entirety as if fully set forth herein. A copy of these regulations shall be kept on file in the city recorder's office and shall be kept there for the use and inspection of the public.

SECTION III: BE IT FINALLY ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, Tennessee, that this Ordinance shall take effect from and after its passage on second and final reading, the public health, safety and welfare requiring it.

ATTEST:

CITY OF FRANKLIN, TENNESSEE

BY:

ERIC S. STUCKEY
City Administrator

BY:

DR. KEN MOORE
Mayor

PASSED FIRST READING

PASSED SECOND READING

APPROVED AS TO FORM:



Kristen L. Corn, Staff Attorney