

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2018, Legislative Day No. 36

Bill No. 95-18

Introduced by Mr. Grasso

By the County Council, September 17, 2018

Introduced and first read on September 17, 2018
Public Hearing set for and held on October 15, 2018
Bill Expires November 1, 2018

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Public Safety – Animal Control – Animals Outdoors

2
3 FOR the purpose of revising the standards for animals other than dogs that are kept
4 outdoors; adding requirements for shelter and adequate space in outdoor enclosures;
5 exempting certain animals kept on farms; and generally relating to animal care and
6 control.

7
8 BY repealing and reenacting, with amendments: § 12-4-801(d)
9 Anne Arundel County Code (2005, as amended)

10
11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
12 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

13
14 **ARTICLE 12. PUBLIC SAFETY**

15
16 **TITLE 4. ANIMAL CONTROL**

17
18 **12-4-801. Animals outdoors.**

19
20 (d) **Enclosure for animals outdoors other than dogs.** [A shelter] AN ENCLOSURE
21 SHALL BE PROVIDED for any animal other than a dog [shall be maintained] THAT IS KEPT
22 OUTDOORS, AND SHALL BE MAINTAINED in accordance with the following provisions.

23
24 [(1) Horses, ponies, and goats shall have an enclosure with at least three solid walls
25 and a solid roof.

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 (2) Buildings and sheds used for the housing of animals shall be lighted and
2 ventilated; provide protection from the weather; and be kept clean, free of any debris that
3 could endanger the animal, and in good repair at all times.]

4
5 (1) THE ENCLOSURE SHALL CONTAIN A SHELTER THAT:

6
7 (I) IS STRUCTURALLY SOUND AND IN GOOD REPAIR;

8
9 (II) PROTECTS THE ANIMAL FROM WIND, SNOW, RAIN, HEAT, COLD, AND
10 SUNLIGHT;

11
12 (III) EXCEPT SHELTERS FOR DOMESTICATED BIRDS OR FOWL, IS EITHER
13 GRADED AND DRAINED SO AS TO KEEP THE SURFACE REASONABLY DRY AND PREVENT
14 ANY FLUIDS FROM RUNNING INTO THE SHELTER OR HAS A SOLID AND LEVEL FLOOR
15 RAISED AT LEAST TWO INCHES OFF THE GROUND;

16
17 (IV) HAS A WATERPROOF ROOF AND AT LEAST THREE SOLID WALLS, WITH AN
18 ENTRYWAY TO ALLOW THE ANIMALS EASE OF ENTRY;

19
20 (V) IS ACCESSIBLE BY EACH ANIMAL IN THE ENCLOSURE;

21
22 (VI) PROVIDES SUFFICIENT SPACE TO ALLOW ALL ANIMALS IN THE ENCLOSURE
23 TO STAND, TURN, AND STRETCH TO FULL LENGTH AND HEIGHT WITHIN THE SHELTER;

24
25 (VII) IF IT IS A BOX STALL FOR HORSES OR MULES THAT ARE 14 HANDS, TWO
26 INCHES HIGH OR LARGER, IS AT LEAST TEN FEET WIDE;

27
28 (VIII) IS VENTILATED;

29
30 (IX) IS FREE OF ANY DEBRIS THAT COULD ENDANGER THE ANIMAL; AND

31
32 (X) IS KEPT CLEAN AND FREE OF FECES AND URINE.

33
34 (2) THE ENCLOSURE SHALL CONTAIN ADEQUATE SPACE THAT:

35
36 (I) PROVIDES SUFFICIENT SPACE TO ALLOW EACH ANIMAL ADEQUATE
37 FREEDOM OF MOVEMENT FOR EXERCISE; SPACE MUST BE APPROPRIATE AND SUFFICIENT
38 FOR THE AGE, TYPE, QUANTITY, CONDITION, AND SIZE OF EACH ANIMAL;

39
40 (II) IS USABLE AND SAFE, INCLUDING BEING FREE FROM STANDING WATER,
41 ACCUMULATED WASTE, SHARP OBJECTS, TRASH AND DEBRIS;

42
43 (III) IS MAINTAINED IN A SAFE AND HUMANE MANNER TO MINIMIZE HEALTH
44 HAZARDS AND OBNOXIOUS ODORS;

45
46 (IV) CONTAINS A SOURCE OF NATURAL OR ARTIFICIAL SHADE SEPARATE FROM
47 THE SHELTER AND OF SUFFICIENT SIZE TO PROTECT EACH ANIMAL FROM DIRECT
48 SUNLIGHT AT ALL TIMES;

49
50 (V) IS GRADED AND DRAINED SO AS TO KEEP THE SURFACE REASONABLY DRY
51 AND PREVENT ANY FLUIDS FROM RUNNING THROUGH THE ENCLOSURE, EXCEPT FOR THE
52 FLOW OF NATURAL STREAMS OR STORMWATER CONVEYED BY AN APPROVED
53 STORMWATER MANAGEMENT SYSTEM; AND

54
55 (VI) IS BOUNDED BY A FENCE OR OTHER APPROPRIATE BARRIER DESIGNED,
56 CONSTRUCTED, AND MAINTAINED TO KEEP THE ENCLOSED ANIMALS RESTRAINED
57 WITHIN THE ENCLOSURE.

1 (3) Manure shall be removed from the buildings, sheds, and coops daily.
2

3 [(4) An enclosure where animals are kept shall be graded and drained so as to keep
4 the surface reasonably dry.
5

6 (5) Garbage, fecal matter, or any debris that could endanger the animal may not be
7 placed or allowed to remain in the enclosure.
8

9 (6)] (4) An open drain may not be allowed to run through the enclosure.
10

11 [(7)] (5) Flies shall be controlled in the enclosure.
12

13 [(8)] (6) Coops for chickens [and], ducks, AND OTHER FOWL AND DOMESTICATED
14 BIRDS KEPT OUTDOORS shall have four walls and a roof, be ventilated, constructed to be
15 raised two feet from the ground, have a minimum of three square feet per chicken, have
16 secure door or gate closures, attached bottoms or anti-digging devices to prevent escape,
17 and be built in such a manner to prevent access from predators and withstand weather.
18

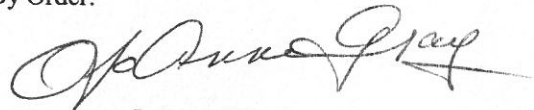
19 [(9)] (7) Outside enclosures for chickens or ducks shall have a minimum of ten
20 square feet per chicken.
21

22 (8) IN THE CASE OF ANIMALS KEPT ON FARMS, NOTHING IN THIS SECTION MAY BE
23 CONSTRUED AS IMPOSING STANDARDS MORE STRINGENT THAN GENERALLY ACCEPTED
24 FARMING PRACTICES.
25

26 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
27 from the date it becomes law.

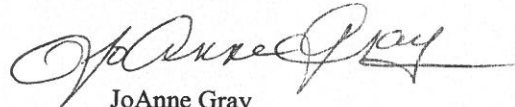
READ AND PASSED this 15th day of October, 2018

By Order:



JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 16th day of October, 2018



JoAnne Gray
Administrative Officer

APPROVED AND ENACTED this 22nd day of October, 2018



Steven R. Schuh
County Executive

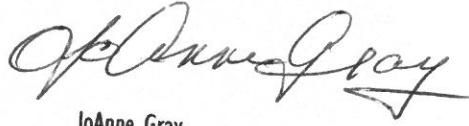
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EFFECTIVE DATE:

DEC 6 2018

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
95-18. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in cursive script that reads "JoAnne Gray". The signature is written in black ink and is positioned above the printed name and title.

JoAnne Gray
Administrative Officer