

Submitted by: Chair of the Assembly at the
Request of the Mayor
Prepared by: Dept. of Law
For reading: August 19, 2008

CLERK'S OFFICE

APPROVED
Date: 9-16-08

ANCHORAGE, ALASKA
AO No. 2008-96

AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE
SECTION 17.10.015A. REGARDING CHRONIC ANIMAL NOISE.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1. Anchorage Municipal Code subsection 17.10.015A. is hereby amended as follows (*the remainder of the subsection is not affected by this ordinance and therefore not set out*):

17.10.015 Animals creating disturbance or nuisance.

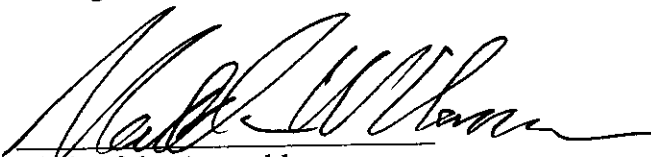
A. It shall be unlawful for any owner or custodian of an animal [A DOG OR CAT] to permit it to make chronic animal noise.

*** *** ***

(AO No. 2001-158(S-4), § 1, 1-1-03; AO No. 2004-86, § 2, 5-18-04)

Section 2. This ordinance shall be effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 16th day of September, 2008.


Chair of the Assembly

ATTEST:


Municipal Clerk

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MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2008-96

Title: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE SECTION
17.10.015A. REGARDING CHRONIC ANIMAL NOISE.

Sponsor: MAYOR
Preparing Agency: Department of Health and Human Services
Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:		(In Thousands of Dollars)				
	<u>FY0X</u>	<u>FY0X</u>	<u>FY0X</u>	<u>FY0X</u>	<u>FY0X</u>	
Operating Expenditures						
1000 Personal Services						
2000 Non-Labor						
3900 Contributions						
4000 Debt Service						
TOTAL DIRECT COSTS:	\$ -	\$ -	\$ -	\$ -	\$ -	
Add: 6000 Charges from Others						
Less: 7000 Charges to Others						
FUNCTION COST:	\$ -	\$ -	\$ -	\$ -	\$ -	
REVENUES:						
CAPITAL:						
POSITIONS: FT/PT and Temp						

PUBLIC SECTOR ECONOMIC EFFECTS:

There are no public sector economic effects expected from the proposed code revision.

PRIVATE SECTOR ECONOMIC EFFECTS:

There are no private sector economic effects expected from the proposed code revision.

Prepared by: Diane Ingle, Director

Telephone: 343-6460

MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM

No. AM 535-2008

Meeting Date: August 19, 2008

From: MAYOR

**Subject: AN ORDINANCE AMENDING ANCHORAGE MUNICIPAL CODE
SECTION 17.10.015A. REGARDING CHRONIC ANIMAL NOISE.**

The Anchorage Municipal Code Title 17 (Animals) specifies enforcement of chronic animal noise for dogs and cats only. Disturbing noise created from other animals such as roosters, geese and mules cannot be enforced under Title 17 as it is currently written. This ordinance fills the gap, providing a solution to addressing noise problems from various animal species in our community. The Animal Control Advisory Board unanimously recommended the amendment to the code, as evidenced in their memorandum dated February 26, 2008 (attached).

**THE ADMINISTRATION RECOMMENDS APPROVAL OF AN ORDINANCE
AMENDING ANCHORAGE MUNICIPAL CODE SECTION 17.10.015A.
REGARDING CHRONIC ANIMAL NOISE.**

Prepared by: Department of Health and Human Services
Approved by: Diane Ingle, Director, Department of Health and Human Services
Concur: James N. Reeves, Municipal Attorney
Concur: Michael K. Abbott, Municipal Manager
Respectfully submitted, Mark Begich, Mayor

**MUNICIPALITY OF ANCHORAGE
ANIMAL CONTROL ADVISORY BOARD
MEMORANDUM**

DATE: February 26, 2008
TO: Mayor
Assembly Chair
THRU: Director, DHHS
FROM: Chair, Animal Control Advisory Board *NRS*
SUBJECT: Amendment To AMC 17.10.015A to Correct Code Inconsistency

In reviewing some of the Title 21 changes being developed by the Municipal Planning Department we noted a proposal to prohibit chronic animal noise for animals other than dogs and cats. This normally is a Title 17 function and we were concerned at the proposal to place it in Title 21. Upon meeting with representatives of both the Planning and the Health & Human Services Departments, the need for this proposal from Planning became evident.

When the Assembly considered the overall revisions to Title 17 a few years ago, there were many sections where our proposed language using "animal" was amended to read "dog and cat". In the majority of those sections the change made sense and was helpful.

When that change, however, was made to 17.10.015A, however, it had the unintended effect of limiting enforcement of chronic animal noise problems under Title 17 to only dogs or cats. Problems stemming from roosters, geese, mules and other vocal animals were not under the purview of Animal Control. Planning was trying to address that void.

We support Planning's efforts. We also believe, and they agree with us, that the best long term solution to this problem is to make a minor technical correction to Title 17 to clear up the current inconsistency.

A proposed ordinance to do just that is attached. The Animal Control Advisory Board unanimously recommended its approval at their last regular meeting.

CC: Planning Director
ATTCH: Proposed Ordinance

Submitted by:

Prepared by: Department of Health and
Human Services; Animal
Control Advisory Board

For Reading:

ANCHORAGE, ALASKA
AO NO. 2008- _____

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY PROVIDING FOR A
2 TECHNICAL AMENDMENT TO ANCHORAGE MUNICIPAL CODE SECTION 17.10.015,
3 "ANIMALS CREATING DISTURBANCE OR NUISANCE," TO PROVIDE FOR INTERNAL
4 CONSISTENCY WITH PROVISIONS OF SECTION 17.05.010.

5
6 THE ANCHORAGE ASSEMBLY ORDAINS:

7
8 **Section 1.** Anchorage Municipal Code, section 17.10.015, Animals creating disturbance or
9 nuisance, is hereby amended to read as follows:

10
11 **17.10.015 Animals creating disturbance or nuisance**

12 A. It shall be unlawful for any owner or custodian of [a dog or cat] **an animal** to permit it to make
13 chronic animal noise.

14
15 **Section 2.** This ordinance shall become effective upon passage and approval by the Anchorage
16 Municipal Assembly.

17
18 PASSED AND APPROVED by the Assembly this ____ day of _____, 2008.

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20
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22 _____
23 Chair

24
25 ATTEST:

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29 _____
30 Municipal Clerk

Content ID: 006582**Type:** Ordinance - AO**Title:** An Ordinance Amending Anchorage Municipal Code Section 17.10.015A.
Regarding Chronic Animal Noise.**Author:** pinkleyda**Initiating Dept:** HHS**Review Depts:** Legal**Description:** An Ordinance Amending Anchorage Municipal Code Section 17.10.015A.
Regarding Chronic Animal Noise.**Date Prepared:** 7/9/08 11:09 AM**Director Name:** Diane Inlge**Assembly Meeting
Date:** 8/19/08**Public Hearing
Date:** 9/16/08

Workflow Name	Action Date	Action	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	8/8/08 4:14 PM	Exit	Heather Handyside	Public	006582
MuniMgrCoord_SubWorkflow	8/8/08 4:14 PM	Approve	Heather Handyside	Public	006582
MuniManager_SubWorkflow	8/8/08 4:14 PM	Approve	Michael Abbott	Public	006582
Legal_SubWorkflow	8/4/08 2:18 PM	Approve	Rhonda Westover	Public	006582
OMB_SubWorkflow	7/31/08 2:06 PM	Approve	Wanda Phillips	Public	006582
HHS_SubWorkflow	7/22/08 2:25 PM	Approve	Jayson S. Smart	Public	006582
AllOrdinanceWorkflow	7/15/08 9:45 AM	Checkin	Dallene Pinkley	Public	006582
Legal_SubWorkflow	7/11/08 12:15 PM	Reject	Dean Gates	Public	006582
OMB_SubWorkflow	7/11/08 11:01 AM	Approve	Wanda Phillips	Public	006582
HHS_SubWorkflow	7/9/08 7:16 PM	Approve	Diane Ingle	Public	006582
AllOrdinanceWorkflow	7/9/08 11:13 AM	Checkin	Dallene Pinkley	Public	006582