

ORDINANCE NO. 7
Series 2009

June 16, 2009: Introduced as Council Bill 9, Series 2009 by Mayor Pro Tem Russell Stewart, seconded by Councilmember Harriet LaMair, and considered by the title only on first reading. Passed by a vote of 6 yes and 0 no.

July 7, 2009: Considered in full text on second reading. Passed by a vote of 4 yes and 0 no.

**A BILL FOR AN ORDINANCE
OF THE CITY OF CHERRY HILLS VILLAGE
AMENDING CHAPTER 7
OF THE CHERRY HILLS VILLAGE MUNICIPAL CODE
BY AMENDING SECTION 7-5-50,
CONCERNING PROHIBITED AND RESTRICTED ANIMALS**

WHEREAS, the City of Cherry Hills Village is a home rule municipal corporation organized in accordance with Article XX of the Colorado Constitution; and

WHEREAS, the City Council has adopted a comprehensive Coyote Management Plan to provide guidelines for responses to conflicts with coyotes; and

WHEREAS, the Coyote Management Plan incorporates the prohibition of feeding wild animals; and

WHEREAS, the feeding of coyotes and other such wild animals causes those animals to associate humans with food and as a result become demanding and/or aggressive toward humans.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO, ORDAINS:

Section 1. That Section 7-5-50 of the Cherry Hills Village Municipal Code, concerning prohibited and restricted animals, is hereby amended to read as follows:

Sec. 7-5-50. Prohibited and restricted animals.

(a) Prohibited animals:

(1) It shall be unlawful for any person to own, possess, maintain, feed, shelter, or trade in ~~have custody of, sell, or trade~~ any of the following species of animals:

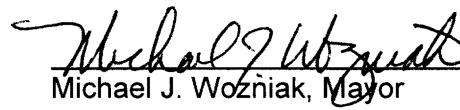
- a. All poisonous snakes, poisonous reptiles and nonpoisonous snakes with a length greater than six (6) feet;
- b. Nonhuman primates;
- c. Any species of feline other than ordinary domesticated house cats;
- d. Bears of any species;
- e. All crocodilians;
- f. Raccoons, porcupines, skunks, badgers or other like species;
- g. Foxes, wolves, coyotes or other species of canines other than dogs; or
- h. Any other animal that is not indigenous to the State or is not classified as a domestic animal.

Section 2. Severability. If any provision of this Ordinance should be found by a court of competent jurisdiction to be invalid, such invalidity shall not affect the remaining portions or applications of this ordinance that can be given effect without the invalid portion, provided that such remaining portions or applications of this ordinance are not determined by the court to be inoperable. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more section, subsection, sentence, clause, phrase, or portion be declared invalid.

Section 3. Effective date. This Ordinance shall become effective ten (10) days after

publication on second reading in accordance with Section 4.5 of the Charter for the City of Cherry Hills Village.

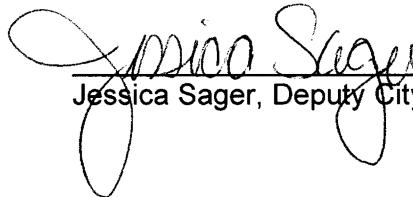
Adopted as Ordinance No. 7 Series 2009, by the City Council of the City of Cherry Hills Village, Colorado this 7th day of July, 2009.



Michael J. Wozniak

Michael J. Wozniak, Mayor

ATTEST:



Jessica Sager

Jessica Sager, Deputy City Clerk

APPROVED AS TO FORM:



Kenneth S. Fellman

Kenneth S. Fellman, City Attorney

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**CITY OF CHERRY HILLS VILLAGE
ADOPTION OF ORDINANCE**

ORDINANCE 07, SERIES 2009

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CITY OF CHERRY HILLS VILLAGE
AMENDING CHAPTER 7 OF THE
CHERRY HILLS VILLAGE MUNICIPAL
CODE BY AMENDING SECTION 7-5-50,
CONCERNING PROHIBITED AND
RESTRICTED ANIMALS

Copies of the Ordinances are on file at
the office of the City Clerk and may be
inspected during regular business hours.

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