

## Forsyth County Animal Control Advisory Board

DISCUSSION DRAFT January 2016

Possible Amendments to the Forsyth County Code Chapter 6 ANIMALS

### Sec. 6-1. Definitions.

As used in this chapter, the following words mean:

*Abuse:*

(1) Failing to provide an animal with adequate food and drinkable water at suitable intervals sufficient to maintain the animal's health and well-being. In each period of twentyfour (24) consecutive hours, food of sufficient quantity and quality to allow for normal growth or maintenance of body weight. In each period of twentyfour (24) consecutive hours, open or adequate access to potable water in sufficient quantity to satisfy the animal's needs. Neither snow nor ice is an adequate water source.

(6) Failing to provide an adequate shelter for an animal wherein the animal can be protected from extremes of weather (heat, cold, rain, sun, wind chill, humidity etc.), physical suffering, and impairment of health, and which is large enough to allow the animal to make normal body movements;

(7) Failing to provide an animal adequate space for exercise necessary for the health of the animal or which does not allow access to a dry place for the animals to rest. The air temperature in a confinement area must be suitable for the animal involved. The confinement area must be kept reasonably clean and free from excess waste or other contaminants which could affect the animal's health. Structures for all animals must be large enough to allow all animals on the premises to be housed, to turn around, lie down, and stretch comfortable. The walls must keep out rain, sleet, and snow. This shall not exclude the use of metallic structures as used as transportation. Dogs and cats shall be provided a minimum square footage of confinement space as established by the NC Administrative Code, SUBCHAPTER 52J - ANIMAL WELFARE SECTION, 02 NCAC 52J .0204 PRIMARY ENCLOSURES.

*NC Animal Welfare Act*

*02 NCAC 52J .0204 PRIMARY ENCLOSURES*

*(d) In addition to Paragraph (b) of this Rule, each dog shall be provided a minimum square footage of floor space equal to the mathematical square of the sum of the length of the dog in inches, as measured from the tip of its nose to the base of its tail, plus six inches, then divide the product by 144. The calculation is: (length of dog in inches + 6) x (length of dog in inches + 6) = required floor space in square inches. Required floor space in square inches ÷ 144 = required floor space in square feet. The calculation shall be expressed in square feet.*

(8) Failing to provide a solid surface floor space that is large enough for the animal to lie on in a normal manner and can be maintained in a sanitary manner. The use of wire, grid, or slat floors that permit the animals' feet to pass through the openings, sag under the animals' weight, or otherwise does not protect the animals' feet or toes from injury does not constitute adequate shelter.

(9) Animals primarily housed under the following conditions shall not constitute adequate shelter:

- a) Underneath outside steps, decks and stoops;
- b) Inside of vehicles;
- c) Underneath vehicles;
- d) Inside metal barrels
- e) Inside cardboard boxes.
- f) Rooms, sheds, or other buildings without windows or proper ventilation.

~~(7)~~ (10) For animals which are kept outside, under weather conditions which adversely affect the animal's health, failing to provide a shelter for the animal which is surrounded on three (3) sides, covered by a roof, and has a floor (excluding barns), and which is structurally sound, maintained in good repair, and constructed in such a manner that it is water and wind resistant. Temperatures below 35 degrees should be considered potentially life-threatening cold and prolonged outdoor activity avoided. Temperatures above 85 degrees should be considered potentially life-threatening heat and prolonged outdoor activity avoided.

~~(8)~~ (11) Conveying any type of animal in a motor vehicle or in a wagon or trailer pulled by a motor vehicle or in a truck or the back of a truck in such a way as to cause physical pain, suffering, disability, or death to the animal. Animals conveyed in open truck beds, or open trailers, shall be cross tied to secure them within the vehicle; or

~~(9)~~ (12) Placing or confining an animal or allowing an animal to be placed or confined in a motor vehicle under such conditions or for such a period of time as to cause physical pain, suffering, disability or death to the animal due to temperature, lack of food or drink, or such other conditions.