

**TOWN OF FRISCO  
COUNTY OF SUMMIT  
STATE OF COLORADO  
ORDINANCE 19-23**

AN ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING DOGS AND OTHER ANIMALS, BY AMENDING SECTION 79-17, CONCERNING PET SHOPS, TO PROHIBIT THE SALE OR OTHER DISPOSITION OF A DOG OR CAT FROM A PET SHOP, EXCEPT WHEN THE SHOP ACQUIRED THE DOG OR CAT FROM AN ANIMAL CARE FACILITY, OR ANIMAL RESCUE ORGANIZATION.

WHEREAS, the Town of Frisco, Colorado (“Town”) is a home rule municipality, duly organized and existing under Article XX of the Colorado Constitution; and

WHEREAS, Section 31-15-501, C.R.S., authorizes municipalities to prohibit any offensive or unwholesome business practice; and

WHEREAS, the Humane Society of the United States has determined that commercial dog and cat breeding facilities, sometimes referred to as “puppy mills,” are often inhumane facilities which disregard the animals’ health - both physical and emotional - in order to maximize profits; and

WHEREAS, according to the Humane Society of the United States, these mills produce animals for sale, oftentimes at retail pet stores; and

WHEREAS, the Town Council finds and determines that the sale of dogs and cats from these mills is an unwholesome business practice and not in the best interest of the public nor the welfare of the residents of Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FRISCO THAT:

Section 1. Section 79-17 of the Frisco Town Code, concerning pet shops, is hereby amended to read as follows:

**§ 79-17. Pet Shops.**

- A. Except as limited by this section, All requirements for licensing, care and treatment of animals as enumerated in § 79-15 pertaining to kennels shall apply to pet shops, including the requirement that a business license be obtained; provided, however, that the requirement of ownership and operation by a licensed veterinarian and the limitation to dogs and cats only shall not apply. Except in connection with the adoption of a dog or cat from an animal care facility or animal rescue organization, it is unlawful for a pet shop to sell, deliver, offer for sale, barter or otherwise dispose of a dog or cat. For purposes of this subsection, a “pet shop” shall mean and be limited to an establishment that offers animals for sale to the general public on a retail basis. A pet shop that offers space for the adoption of dogs or cats shall post, in a conspicuous location on the enclosure of each such animal, a sign listing the name of the animal care facility or rescue organization from which the shop acquired the dog or cat.
- B. Every pet shop within the Town of Frisco shall be located in a building that is totally enclosed, and all animals shall be confined exclusively to the building. No pet shop may have outside runs or pens, and no animal owned by the pet shop shall be kept or housed outside of the building at any time for any reason.

- C. It is unlawful for any pet shop to sell any sick or injured animal or to house or harbor such animals on the premises or to sell or offer to sell any such animal.
- D. It is unlawful for any pet shop to sell any unweaned animal or any animal that is so young or weak that its sale would be injurious to the animal.

Section 2. Effective Date. This ordinance shall become effective in accordance with the home-rule Charter of the Town of Frisco, Colorado.

INTRODUCED, PASSED ON FIRST READING AND PUBLICATION AND POSTING ORDERED THIS 22<sup>ND</sup> DAY OF OCTOBER, 2019.

TOWN OF FRISCO, COLORADO:

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Gary Wilkinson, Mayor

ATTEST:

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Deborah Wohlmuth, CMC,  
Town Clerk