

Sec. 4-68. - Retail sale of cats and dogs.

- (a) *Prohibition.* No pet trader shall sell, deliver, offer for sale, barter, auction or otherwise transfer, for consideration other than nominal consideration, a dog or cat in the city.
- (b) *Exemptions.* This section does not apply to:
- (1) An animal breeder licensed in accordance with section 4-67 of this Code, which sells, delivers, offers for sale, barter, auctions, or otherwise transfers, for consideration other than nominal consideration, animals that were bred and reared on the premises of the person or establishment in accordance with section 4-67 of this Code;
  - (2) A municipal or other governmentally-related public animal control facility or animal shelter;
  - (3) A duly incorporated private, charitable, or nonprofit organization, or humane society or animal rescue organization, which is devoted to the rescue, care and adoption of stray, abandoned, or surrendered animals, and which does not breed animals; or
  - (4) A publicly operated animal control agency, nonprofit humane society, or nonprofit animal rescue organization, which operates out of or in connection with a pet store.
- (c) *Adoption of shelter and rescue animals.* Nothing in this section shall prevent a pet store or its owner, operator, or employees from providing space and appropriate care for animals owned by a publicly-operated animal control agency, nonprofit humane society, or nonprofit animal rescue agency, for the purpose of having these animals adopted.
- (d) *Penalty.* A person or establishment that violates this section shall be fined \$200.00 for each animal sold, delivered, offered for sale, bartered, auctioned, or otherwise transferred in violation of this section plus costs.

(Ord. No. 12-O-39, § 1, 6-4-2012)