

# City of Albuquerque

## Office of the City Clerk

Richard J. Berry, Mayor

Natalie Y. Howard, City Clerk

### Interoffice Memorandum

June 1, 2017

To: CITY COUNCIL

From: NATALIE Y. HOWARD, CITY CLERK

Subject: BILL NO. O-17-41; ENACTMENT NO. O-2017-014

I hereby certify that on June 1, 2017, the Office of the City Clerk received Bill No. O-17-41 as signed by the president of the City Council, Dan Lewis. Enactment No. O-2017-014 was passed at the May 15, 2017 City Council meeting. Mayor Berry did not sign the approved Ordinance within the 10 days allowed for his signature and did not exercise his veto power. Pursuant to the Albuquerque City Charter Article XI, Section 3, this Ordinance is in full effect without Mayor's approval or signature. This memorandum shall be placed in the permanent file for Bill No. O-17-41.

Sincerely,

  
Natalie Y. Howard  
City Clerk

O-2017-014

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**CITY OF ALBUQUERQUE  
CITY COUNCIL**

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5/22/17

**INTEROFFICE MEMORANDUM**

**TO: Richard J. Berry, Mayor**

**FROM: Jon K. Zaman, Director of Council Services** *(Signature)*

**SUBJECT: Transmittal of Legislation**

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Transmitted herewith is Bill No. O-17-41 Amending The Humane And Ethical Animal Rules And Treatment (HEART) Ordinance To Remove The Requirements For Installation Of Radiant Heat And Fire Suppression Systems In Facilities That Were Constructed Before The Original Effective Date Of The Ordinance (Benton), which was passed at the Council meeting of May 15, 2017 by a vote of 9 FOR AND 0 AGAINST.

In accordance with the provisions of the City Charter, your action is respectfully requested.

JKZ:mh  
Attachment

RECEIVED  
ALBUQUERQUE CITY CLERK

2017 JUN -1 PM 2:39



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1 (3) Minimum requirements for birds.

2 (a) Birds must have enough room to spread their wings to their full  
3 width.

4 (b) Birds must have at least two perches of different circumferences  
5 available to them.

6 (4) Any other Animals not specifically listed should be provided with  
7 adequate space to prevent overcrowding and to allow the Animal to maintain  
8 normal exercise levels required by the species, size and temperament of the  
9 Animal.

10 (5) Heating and cooling systems are required if needed to keep the  
11 temperature between 60 and 80 degrees Fahrenheit. All kennel buildings  
12 constructed after the effective date of this article that are not fully and  
13 constantly enclosed shall be required to contain radiant floor heat. Ventilation  
14 must be such that there are no drafts in the winter, odors, or moisture  
15 condensation. The general ventilation guideline for the areas in which the  
16 Animals are confined is ten to 15 fresh air changes per hour. All kennel  
17 buildings constructed after the effective date of this article shall install  
18 ventilation systems that adhere to this guideline. Existing kennel buildings  
19 that do not meet this guideline must do so within five years of the effective  
20 date of this article.

21 (6) Ample light must exist so that all areas of the building and Animal  
22 enclosures can be easily examined. Any lights in Animal areas should have  
23 covers such as protective sleeves for fluorescent bulbs.”

24 Section 2. SEVERABILITY. If any section, paragraph, sentence, clause,  
25 word or phrase of this Ordinance is for any reason held to be invalid or  
26 unenforceable by any court of competent jurisdiction, such decision shall not  
27 affect the validity of the remaining provisions of this Ordinance. The Council  
28 hereby declares that it would have passed this Ordinance and each section,  
29 paragraph, sentence, clause, word or phrase thereof irrespective of any  
30 provision being declared unconstitutional or otherwise invalid.

31 Section 3. COMPILATION. This ordinance shall be incorporated in and  
32 made part of the Revised Ordinances of Albuquerque, NM, 1994.

1 Section 4. EFFECTIVE DATE. This Ordinance shall take effect five days  
2 after publication by title and general summary.

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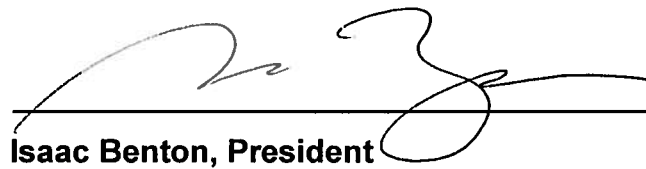
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1 PASSED AND ADOPTED THIS 15<sup>th</sup> DAY OF May, 2017  
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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Isaac Benton, President  
City Council

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017

Bill No. O-17-41

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Richard J. Berry, Mayor  
City of Albuquerque

ATTEST:



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Natalie Y. Howard, City Clerk

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