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**CITY OF TEMPE**  
**REQUEST FOR COUNCIL ACTION**

**Council Meeting Date: 08/04/2016**  
**Agenda Item: 6B4**

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**ACTION:** Introduce and hold the first public hearing to adopt an ordinance to amend the Tempe City Code, Sec. 6-54 relating to Animals, in general, by amending Article III relating to the prohibition on the sale of cats and dogs. The second and final public hearing is scheduled for August 18, 2016. (Ordinance No. O2016.45)

**FISCAL IMPACT:** There is no fiscal impact to the City.

**RECOMMENDATION:** Adopt Ordinance No. O2016.45.

**BACKGROUND INFORMATION:** The Arizona legislature passed legislation expressly claiming to preempt a city from imposing requirements on pet dealers that exceed the requirements of A.R.S. § 49-1799.10 or penalties prescribed by A.R.S. § 49-1799.08, and solely for this reason, the amendments to the Tempe City Code are proposed. The revised ordinance will result in a Code text amendment to conform to state law.

**ATTACHMENTS:** Ordinance

**STAFF CONTACT(S):** Kristin Gwinn, Council Aide, (480) 350-8916

Department Director: Elizabeth Higgins, Mayor and Council Chief of Staff

Legal review by: Judi Baumann, City Attorney

Prepared by: Judi Baumann, City Attorney/Kristin Gwinn, Council Aide