

14. For possible action: Resolution No. 7937, a resolution of the City Council of Boulder City, Nevada establishing a civil fines schedule for Title 7, Police Regulations, Chapter 3, Animal Control violations



BOULDER CITY  
CITY COUNCIL

MAYOR  
JOE HARDY

COUNCIL MEMBERS:  
DENISE E. ASHURST  
COKIE BOOTH  
SHERRI JORGENSEN  
STEVE WALTON



MEETING LOCATION:  
CITY COUNCIL CHAMBER  
401 CALIFORNIA AVENUE  
BOULDER CITY, NV 89005

MAILING ADDRESS:  
401 CALIFORNIA AVENUE  
BOULDER CITY, NV 89005

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ACTING CITY MANAGER:  
MICHAEL MAYS, AICP

CITY ATTORNEY:  
BRITTANY LEE WALKER, ESQ

CITY CLERK:  
TAMI MCKAY, MMC, CPO

COMMUNITY DEVELOPMENT DIRECTOR:  
MICHAEL MAYS, AICP

PUBLIC WORKS DIRECTOR:  
GARY POINDEXTER

UTILITIES DIRECTOR:  
JOSEPH STUBITZ, PE

POLICE CHIEF:  
TIM SHEA

ACTING FIRE CHIEF:  
GREG CHESSER, CFO

FINANCE DIRECTOR:  
CYNTHIA SNEED, CPA, CGFM

PARKS & RECREATION DIRECTOR:  
JULIE CALLOWAY, CPRP

# City Council Meeting

## February 25, 2025

### Item No. 14

### Staff Report

TO: Mayor and City Council

FROM: Brittany Walker, City Attorney

DATE: February 25, 2025

#### SUBJECT:

For possible action: Resolution No. 7937, a resolution of the City Council of Boulder City, Nevada establishing a civil fines schedule for Title 7, Police Regulations, Chapter 3, Animal Control violations

#### Business Impact Statement:

This action will not have a significant economic impact on business and will not directly restrict the formation, operation, or expansion of a business.

#### Action Requested:

That City Council approve the resolution establishing a civil fines schedule for Title 7, Police Regulations, Chapter 3, Animal Control violations if Bill 2077 is approved.

#### Overview:

- Over the past couple of years, staff has identified various issues related to the City Code, Title 7, Police Regulations, Chapter 3, Animal Control in need of City Council direction to update and address.
- On November 12, 2024, City staff brought several of these items before City Council to seek direction on text amendments necessary to address each issue.
- City Council directed staff to draft text amendments to decriminalize minor animal control violations and instead provide for civil penalties.
- Bill 2077 would accomplish this objective.

Background Information:

Over the past couple of years, staff has identified various issues related to the City Code, Title 7, Police Regulations, Chapter 3, Animal Control in need of City Council direction to update and address. On November 12, 2024, City staff brought several of these items before the City Council to seek direction on text amendments necessary to address each issue.

The City Council directed staff to draft a text amendment to decriminalize minor animal control violations and instead provide for civil penalties. Bill 2077 decriminalizes some minor violations of Title 7, Chapter 3 such as failure to license or failure to spay/neuter and provide for a civil penalty instead. The process would follow the civil traffic citation process in which a person would have 90 days to request a hearing to contest the citation, or otherwise it would be due and owing.

This resolution sets forth the fine amounts for each civil violation.

Financial: The City will likely see increased revenue from civil fines levied pursuant to this section but it is difficult to estimate the amounts at this time.

Boulder City Strategic Plan Goal:

Goal G. Continue to Maintain High Levels of Public Safety

Department Recommendation: That City Council approve Resolution No. 7937 establishing a civil fines schedule for Title 7, Police Regulations, Chapter 3, Animal Control violations if Bill 2077 is approved.

Attachments:

Resolution

Civil fine schedule

Current criminal fine schedule

**RESOLUTION NO. 7937**

**RESOLUTION OF THE CITY COUNCIL OF BOULDER CITY, NEVADA,  
ESTABLISHING A CIVIL FINE SCHEDULE FOR TITLE 7, POLICE REGULATIONS,  
CHAPTER 3, ANIMAL CONTROL VIOLATIONS**

**WHEREAS,** the Boulder City Municipal Code historically penalized violations of Title 7, Chapter 3, Animal Control as criminal violations; and

**WHEREAS,** City Council recently approved Bill No. 2077 an ordinance of the City Of Boulder City, Nevada amending Title 7, Police Regulations, Chapter 3, Animal Control to create a breeders' permit, pet fancier/foster permit, enact a civil process of enforcement, and clarify provisions; and

**WHEREAS,** Bill No. 2077 requires that civil fines be set by resolution of the City Council based upon the type and frequency of the violation; and

**WHEREAS,** there exists a former criminal schedule of fines for the same violations; and

**WHEREAS,** the fine amounts are based upon the criminal schedule of fines for the same violations.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council does approve the schedule of fines set forth in **Exhibit A** and the fines for civil violations of Title 7, Chapter 3 are hereby established; and

**BE IT FURTHER RESOLVED,** that fines established by this resolution are effective March 18, 2025.

**DATED and APPROVED** this 25<sup>th</sup> day of February, 2025.

\_\_\_\_\_  
Joe Hardy, Mayor

**ATTEST:**

\_\_\_\_\_  
Tami McKay, City Clerk  
(Seal)

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**Exhibit A:****Animal Control Fine Schedule for Violations of Title 7, Chapter 3**

<b>FEE, FINE OR SERVICE NAME/DESCRIPTION</b>	<b>FEE</b>
EXCEED NUM DOGS/CATS >6 MNTHS W/O PROPER PRMT/LIC	\$ 250.00
NO RABIES VACCINATION FOR DOG/CAT	\$150.00
NO DOG/CAT LIC/TAG	\$150.00
FAIL TO ATTACH LIC TO ANIMAL	\$150.00
POSS/TAKE WILDLIFE FROM PARK (1ST)	\$150.00
POSS/TAKE WILDLIFE FROM PARK (2 <sup>ND</sup> )	\$300.00
POSS/TAKE WILDLIFE FROM PARK (3+)	\$500.00
PROHIBIT ANIMAL IN PARK (1ST)	\$150.00
PROHIBIT ANIMAL IN PARK (2ND)	\$300.00
PROHIBIT ANIMAL IN PARK (3+)	\$500.00
UNCONTROLLED DOG IN ELDORADO AREA (1ST)	\$150.00
UNCONTROLLED DOG IN ELDORADO AREA (2ND)	\$300.00
UNCONTROLLED DOG IN ELDORADO AREA (3+)	\$500.00
DOG WITHIN HEMINGWAY PARK (1ST)	\$150.00
DOG WITHIN HEMINGWAY PARK (2ND)	\$300.00
DOG WITHIN HEMINGWAY PARK (3+)	\$500.00
DOG ON GOLF COURSE (1ST)	\$150.00
DOG ON GOLF COURSE (2ND)	\$300.00
DOG ON GOLF COURSE (3+)	\$500.00
ANIMAL NOISE/NUISANCE (1ST)	\$150.00
ANIMAL NOISE/NUISANCE (2ND)	\$200.00
ANIMAL NOISE/NUISANCE (3+)	\$300.00
ANIMAL AT LARGE (1ST)	\$95.00
ANIMAL AT LARGE (2ND)	\$200.00
ANIMAL AT LARGE (3+)	\$500.00
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (1ST)	\$250.00
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (2ND)	\$500.00
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (3+)	\$1000.00
FEMALE ANIMAL IN HEAT AT LARGE (1ST)	\$500.00
FEMALE ANIMAL IN HEAT AT LARGE (2ND)	\$1000.00
FEMALE ANIMAL IN HEAT AT LARGE (3+)	\$2000.00
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (1ST)	\$250.00
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (2ND)	\$500.00
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (3+)	\$1000.00
KEEP EXOTIC/WILD ANIMAL W/O PRMT	\$2000.00
FTC LAWS/REGS RE BEES/APIARIES	\$500.00
PET UNATTENDED IN VEH DURING EXTREME HEAT OR COLD	\$250.00
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (1ST)	\$250.00
<b>FEE, FINE OR SERVICE NAME/DESCRIPTION</b>	<b>FEE</b>
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (2ND)	\$500.00
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (3+)	\$1000.00

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UNLAW PROMOTIONAL SALE/GIFT OF LIVE ANIMAL	\$250.00
PICKET ANIMAL W/O PERMISSION (1ST)	\$250.00
PICKET ANIMAL W/O PERMISSION (2ND)	\$500.00
PICKET ANIMAL W/O PERMISSION, MANDATORY COURT (3+)	\$1000.00
FTC W/LAWS/REGS SPAY/NEUTER OF DOGS/CATS (1ST)	\$500.00

- (1) Each day the violation continues is deemed a separate offense pursuant to Section 7-3-18.B of the City Code.

# Boulder City Municipal Court Misdemeanor Bail Schedule

<b>FISH AND GAME</b>	<b>C</b>	<b>N.R.S./City Cod</b>	<b>N.O.C.</b>	<b>BAIL</b>
HUNT/TRAP/FISH W/O LIC/PRMT	M	502.010	52701	\$250 + 95 + 10 = 355
UNLAW WILDLIFE ACT VIOL TITLE 45 (POS OVER LIMIT OF 3 FISH)	M	501.385	52696	\$250 + 95 + 10 = 355
<b>ANIMAL</b>	<b>C</b>	<b>N.R.S./City Cod</b>	<b>N.O.C.</b>	<b>BAIL</b>
PET UNATTENDED IN VEH DURING EXTREME HEAT OR COLD	M	202.487.1	54789	\$500 + 130 + 10 = 640
KILLING, MAIMING, DISFIGURING, OR POISONING ANIMAL	F	206.150	50890	CATEGORY D FELONY
UNLAW ACT RE BAIT/FIGHT W/BIRD/ANIMAL, (1st)	F	574.060.2a	58371	CATEGORY E FELONY
UNLAW ACT RE BAIT/FIGHT W/BIRD/ANIMAL, (2nd+)	F	574.060.2b	58372	CATEGORY D FELONY
INVOLVE FIGHTS W/DOG (1st)	F	574.070.7a	53258	CATEGORY D FELONY
INVOLVE FIGHTS W/DOG (2nd)	F	574.070.7b	53259	CATEGORY C FELONY
INVOLVE FIGHTS W/DOG (3+)	F	574.070.7c	53260	CATEGORY B FELONY
OWN/POSS/TRAIN/PURCH/SELL ANIMAL FOR FIGHT, (1st)	GM	574.070.5a	55095	CATEGORY E FELONY
OWN/POSS/TRAIN/PURCH/SELL ANIMAL FOR FIGHT, (2nd)	F	574.070.5b	55096	CATEGORY D FELONY
OWN/POSS/TRAIN/PURCH/SELL ANIMAL FOR FIGHT, (3+)	F	574.070.5c	55097	CATEGORY D FELONY
KNOWINGLY ATTEND FIGHTS BETWEEN ANIMALS, (1st)	GM	574.070.6a	58398	GROSS MISDEMEANOR
KNOWINGLY ATTEND FIGHTS BETWEEN ANIMALS, (2nd+)	F	574.070.6b	58399	CATEGORY E FELONY
TORTURE/INJURE/ABANDON/STARVE ANIMAL, (1st)	M	574.100.1	53264	\$1000 + 130 + 10 = 1140
TORTURE/INJURE/ABANDON/STARVE ANIMAL, (2nd)	M	574.100.1	53265	\$2000 + 130 + 10 = 2140
TORTURE/INJURE/ABANDON/STARVE ANIMAL (3+)	F	574.100.1	53266	CATEGORY C FELONY
MISTREAT POLICE ANIMAL	F	574.105.2a	53267	CATEGORY D FELONY
INTERFERE W/POLICE ANIMAL/HANDLER DUTIES	F	574.105.2a	53268	CATEGORY D FELONY
ABANDON DISABLED ANIMAL	M	574.110	53274	\$1000 + 130 + 10 = 1140
POISON HORSE/MULE/CATTLE	F	574.150.1	53281	CATEGORY C FELONY
POISON OR ATT, ANIMAL OTHER THAN HORSE/MULE/CATTLE	GM	574.150.2	53282	GROSS MISDEMEANOR
THROW SUBST INJURIOUS TO ANIMALS PUB PLACE	M	574.160	53283	\$1000 + 130 + 10 = 1140
CARRY ANIMAL IN CRUEL MANNER (1st)	M	574.190	53286	\$500 + 130 + 10 = 640
FTC ORDS RE ANIMAL RETAILERS/DEALERS	M	7.3.3A	57350	\$250 + 95 + 10 = 355
EXCEED NUM DOGS/CATS >6 MNTHS W/O PROPER PRMT/LIC	M	7.3.3B	57296	\$250 + 95 + 10 = 355
NO RABIES VACCINATION FOR DOG/CAT	M	7.3.3	57251	\$150 + 85 + 10 = 245
NO DOG/CAT LIC/TAG	M	7.3.3	57257	\$150 + 85 + 10 = 245
FAIL TO ATTACH LIC TO ANIMAL	M	7.3.3D3	57321	\$150 + 85 + 10 = 245
MOLEST/HARM ANIMAL IN PARK (1st)	M	7.5.7E2	57104	\$150 + 85 + 10 = 245
MOLEST/HARM ANIMAL IN PARK (2nd)	M	7.5.7E2	57113	\$200 + 95 + 10 = 305
MOLEST/HARM ANIMAL IN PARK (3+)	M	7.5.7E2	57114	\$250 + 95 + 10 = 355
POSS/TAKE WILDLIFE FROM PARK (1st)	M	7.5.7E4	57115	\$150 + 85 + 10 = 245
POSS/TAKE WILDLIFE FROM PARK (2nd)	M	7.5.7E4	57116	\$300 + 105 + 10 = 415
POSS/TAKE WILDLIFE FROM PARK (3+)	M	7.5.7E4	57117	\$500 + 130 + 10 = 640
PROHIBIT ANIMAL IN PARK (1st)	M	7.5.7A7	57118	\$150 + 85 + 10 = 245
PROHIBIT ANIMAL IN PARK (2nd)	M	7.5.7A7	57119	\$300 + 105 + 10 = 415
PROHIBIT ANIMAL IN PARK (3+)	M	7.5.7A7	57120	\$500 + 130 + 10 = 640
UNCONTROLLED DOG IN ELDORADO AREA (1st)	M	7.5.8I	57158	\$150 + 85 + 10 = 245
UNCONTROLLED DOG IN ELDORADO AREA (2nd)	M	7.5.8I	57159	\$300 + 105 + 10 = 415
UNCONTROLLED DOG IN ELDORADO AREA (3+)	M	7.5.8I	57160	\$500 + 130 + 10 = 640
DOG WITHIN HEMINGWAY PARK (1st)	M	7.5.7	57162	\$150 + 85 + 10 = 245
DOG WITHIN HEMINGWAY PARK (2nd)	M	7.5.7	57163	\$300 + 105 + 10 = 415
DOG WITHIN HEMINGWAY PARK (3+)	M	7.5.7	57164	\$500 + 130 + 10 = 640
DOG ON GOLF COURSE (1st)	M	7.5.7A12	57165	\$150 + 85 + 10 = 245
DOG ON GOLF COURSE (2nd)	M	7.5.7A12	57166	\$300 + 105 + 10 = 415
DOG ON GOLF COURSE (3+)	M	7.5.7A12	57167	\$500 + 130 + 10 = 640
VICIOUS ANIMAL LAW/ORD VIOL (1st)	M	7.3.3E	57243	\$1000 + 130 + 10 = 1140
VICIOUS ANIMAL LAW/ORD VIOL (2nd)	M	7.3.3E	62270	\$2000 + 130 + 10 = 2140
VICIOUS ANIMAL LAW/ORD VIOL (3+)	M	7.3.3E	62271	\$3000 + 130 + 10 = 3140
ANIMAL NOISE/NUISANCE (1st)	M	7.3.8A	57266	\$150 + 85 + 10 = 245
ANIMAL NOISE/NUISANCE (2nd)	M	7.3.8A	57325	\$200 + 95 + 10 = 305
ANIMAL NOISE/NUISANCE (3+)	M	7.3.8A	57326	\$300 + 105 + 10 = 415

# Boulder City Municipal Court Misdemeanor Bail Schedule

ANIMAL AT LARGE (1st)	M	7.3.3F	57292	\$95 + 75 + 10 = 180
<b>ANIMAL CONTINUED</b>	<b>C</b>	<b>N.R.S./City Code</b>	<b>N.O.C.</b>	<b>BAIL</b>
ANIMAL AT LARGE (2nd)	M	7.3.3F	57319	\$200 + 95 + 10 = 305
ANIMAL AT LARGE (3+)	M	7.3.3F	57320	\$500 + 130 + 10 = 640
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (1st)	M	7.3.8B	57300	\$250 + 95 + 10 = 355
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (2nd)	M	7.3.8B	57323	\$500 + 130 + 10 = 640
ALLOW ANIMAL TO DEFECATE ON PRIV/PUB PROP (3+)	M	7.3.8B	57324	\$1000 + 130 + 10 = 1140
RESIST/INTERFERE W/ANIMAL CONTROL OFF	M	7.3.11B	57303	\$1000 + 130 + 10 = 1140
FEMALE ANIMAL IN HEAT AT LARGE (1st)	M	7.3.3G6	57338	\$500 + 130 + 10 = \$640
FEMALE ANIMAL IN HEAT AT LARGE (2nd)	M	7.3.3G6	57339	\$1000 + 130 + 10 = 1140
FEMALE ANIMAL IN HEAT AT LARGE (3+)	M	7.3.3G6	57340	\$2000 + 130 + 10 = 2140
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (1st)	M	7.3.8C	57315	\$250 + 95 + 10 = 355
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (2nd)	M	7.3.8C	57327	\$500 + 130 + 10 = 640
UNLAWFUL LIVING COND/EXCESS ANIMAL WAIST (3+)	M	7.3.8C	57328	\$1000 + 130 + 10 = 1140
KEEP EXOTIC/WILD ANIMAL W/O PRMT	M	7.3.6A	57348	\$2000 + 130 + 10 = 2140
ENDANGER AN ANIMAL	M	7.3.9E	57277	\$1000 + 130 + 10 = 1140
PET UNATTENDED IN VEH DURING EXTREME HEAT OR COLD	M	7.3.9F	57278	\$250 + 95 + 10 = 355
BINDING OF DOM FOWL/POULTRY	M	7.3.9G	57341	\$500 + 130 + 10 = 640
OVERCROWDING OF DOMESTIC FOWL/POULTRY/RABBITS	M	7.3.9H	57342	\$500 + 130 + 10 = 640
ABANDON INJURED ANIMAL (MANDATORY COURT)	M	7.3.9C	57343	\$1000 + 130 + 10 = 1140
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (1st)	M	7.3.8E	57344	\$250 + 95 + 10 = 355
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (2nd)	M	7.3.8E	57345	\$500 + 130 + 10 = 640
DISCARD ANIMAL/CARCASS OF DEAD ANIMAL (3+)	M	7.3.8E	57346	\$1000 + 130 + 10 = 1140
UNLAW PROMOTIONAL SALE/GIFT OF LIVE ANIMAL	M	7.3.9I	57347	\$250 + 95 + 10 = 355
PICKET ANIMAL W/O PERMISSION (1st)	M	7.3.8D	57351	\$250 + 95 + 10 = 355
PICKET ANIMAL W/O PERMISSION (2nd)	M	7.3.8D	57352	\$500 + 130 + 10 = 640
PICKET ANIMAL W/O PERMISSION, MANDATORY COURT (3+)	M	7.3.8D	57353	\$1000 + 130 + 10 = 1140
FTC W/LAWS/REGS SPAY/NEUTER OF DOGS/CATS (1st)	M	7.3.3H	60784	\$500 + 130 + 10 = \$640