

LEE COUNTY

Committed Today for a Better Tomorrow

RESOLUTION TO REPEAL SECTION 4-46(a)(1) OF THE LEE COUNTY CODE OF ORDINANCES CONCERNING SHELTER FOR EQUINE AND DOGS

WHEREAS, pursuant to N.C. General Statute § 153A-121, the County possesses general ordinance-making authority to enact ordinances for the health, safety, or welfare of its citizens and the peace and dignity of the county; and,

WHEREAS, Session Law 2015-192 (House Bill 553) states that “no county ordinances may regulate the standards of care for farm animals;” and,

WHEREAS, such Session Law further defines “standards of care for farm animals” as the “construction, repair, or improvement of farm animal shelter or housing,” and includes equine within the definition of “farm animals;” and,

WHEREAS, as previously passed by the Lee County Board of Commissioners, Section 4-46(a)(1) of the Lee County Code of Ordinances states that the “proper shelter for an equine shall have a roof and at least three sides sufficient to prevent exposure to the elements;” and,

WHEREAS, under Session Law 2015-192, the County can no longer regulate standards of care for farm animals; and,

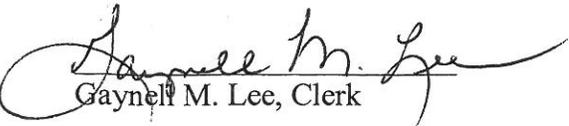
WHEREAS, it is necessary for the Board of Commissioners to repeal Section 4-46(a)(1) in order to comply with state law.

NOW, THEREFORE, BE IT RESOLVED by the Lee County Board of Commissioners that Section 4-46(a)(1) is hereby repealed, effective as of the date of this resolution.

Adopted this 2nd day of November, 2015.



Amy M. Dalrymple, Chairman
Lee County Board of Commissioners

ATTEST:

Gaynell M. Lee, Clerk