

**First Reading 2/12/2024**

**Second Reading 3/11/2024**

**ORDINANCE NO.265**

**AN ORDINANCE REGULATING FOWL, POULTRY, LIVESTOCK AND OTHER ANIMALS, REPEALING PRIOR ORDINANCES (ORD 254).**

**INTENT:** In the interest of maintaining the City of Adams as a rural community, this ordinance is in keeping with the traditions associated with raising livestock in an agricultural environment in a responsible and reasonable manner while protecting the rights of neighboring property owners.

**THE CITY OF ADAMS ORDAINS AS FOLLOWS:**

**SECTION 1: SHORT TITLE.** This ordinance may be referred to as the “Livestock Ordinance of the City of Adams.”

**SECTION 2: DEFINITIONS.** Except where the context indicates otherwise, the singular number indicates the plural and the masculine gender includes the feminine, and the following mean:

- a. City – City of Adams.
- b. City Council or “Council” – The governing body of the city.
- c. Planning Commission or “Commission” – The Planning Commission of the City of Adams.
- d. Committee – One combined group of at least three members of the Council and the Commission with at least one member representing each governing body *or authorized agent(s)* (for the purpose of inspections).
- e. Person – A natural person, firm, partnership, association, corporation, or other legal entity.
- f. Person in charge of property – An agent, occupant, lessee, contract purchaser or person, other than the owners, having possession or control of the property.
- g. Livestock – A horse, pony, burrow, mule, bovine, buffalo, yak, sheep, goat, hog (swine), camelid, emu, ostrich, or other like animals; but not including a dog, cat, non-reproducing pygmy goat, rabbit, or small rodent.
- h. Fowl – A duck ,turkey, goose, male chickens (rooster), pheasant, quail, peacock, pigeon, or other like birds, but not including female chickens (hens).
- i. Wild or fur-bearing animals – Fur-bearing animals are animals such as rabbit, chinchilla, mink, ferret, and similar animals that are being housed outdoors. Wild animals are those which are defined in ORS 609.205 to ORS 609.305. Wild animals also include any bear, lion, tiger, leopard, cheetah, ocelot, cougar, or other cat not indigenous to Oregon, except the domestic cat. Wild animals include any monkey, ape, gorilla, or non-human primate. Wild animals also include any wolf or any canine not indigenous to Oregon, except for the domestic dog.
- j. Pygmy Goat – Any genetically small, hobby, and/or compact goat whose body circumference in relation to height and weight is proportionally greater than other breeds of goats; having a maximum height of not exceeding 23 inches for a doe (female), 24 inches for a buck (unneutered male), and 27 inches for a wether (neutered male), with measurement taken at the

highest part of the back at the base of the neck where the shoulder blades almost touch. It does not include bucks of more than six months of age.

- k. Primary lot – The lot containing a person’s principal dwelling.
- l. Front yard – The area being depicted as facing the addressed street.
- m. Keep – To board, house, feed, care for, or otherwise provide shelter or sustenance to an animal.
- n. Nuisance – A cause or source of unreasonable annoyance, the continuing or repeated unreasonable invasion or disturbance of another’s rights, the keeping of an animal in violation of this ordinance, or any act constituting a nuisance as recognized by Oregon common law.

**SECTION 3. APPLICATION.** It shall be unlawful for any person to have, keep or maintain livestock, furbearing animals, and fowl within the corporate limits of the City of Adams without first filing a conditional use application and, upon its approval, having obtained a permit from the City Recorder.

- a. All permits required by this ordinance shall be obtained prior to placing livestock, animals, or fowl upon a premise.
- b. No person having obtained a permit under the provisions of this ordinance shall keep any greater number of livestock, animals, or fowl than the number described and approved in the permit. Any increase in the number of animals and/ or change of species will constitute the need for a new conditional use application approval and re-permitting by City Council.
- c. Those properties having a “Non-Conforming Use-Conditioned for Livestock per Ordinance #219” designation shall be required to submit a new Land Use Request Application for a Type III Livestock Conditional Use Permit. The application and permit will be reviewed under the same criteria set forth for all applications but will not be subject to the fee schedule. A one-time variance may be granted by the Planning Commission and the City Council. If title to property bearing this designation has changed ownership, or the species of animal or number has changed, a new Type III Livestock Conditional Use Permit will be required subject to all fees and conditions.
- d. Any person wishing to keep livestock, animals, or fowl must first file a conditional use application complete with:
  - 1) The name and address of the applicant.
  - 2) The actual location, by tax lot number, where the livestock, animals or fowl are to be kept.
  - 3) A description of the kind and exact number of livestock, animals and or fowl to which the permit will apply.
  - 4) A plot plan showing the shelter or structures and enclosure boundaries for the keeping of livestock, animals, or fowl, including the distance of said shelter (natural, portable, or permanent) and accommodations from neighboring property and residences.
  - 5) A description of the type of enclosure showing sufficient ability to contain the livestock, animals and/or fowl to which the permit will apply.
  - 6) Approval from the Planning Commission showing compliance with City zoning ordinances.

**SECTION 4. HEARING/GRANTING OF PERMIT.** All applications for a conditional use permit shall conform to the procedures of a Type III (Quasi-Judicial) application outlined in the Development Code under §4.1.500. Neighbors within 300 feet of property in consideration will be notified of such hearing and allowed the opportunity to comment. In consideration of request for a conditional use permit pursuant to this ordinance, the Commission and/or Council shall consider all information deemed relevant, including but not limited to the information set forth in the application, the results of the inspection, and

the comments and information made a part of the record. The Commission and/or Council shall deny any request for a permit that does not meet the terms of this ordinance.

The Commission and/or Council shall have the authority to place conditions upon the keeping of animals regulated by this ordinance that are intended to mitigate or prevent adverse effect on neighboring property, the community, public health and safety, or sanitary conditions on the subject property, and/or to minimize odors, noise, vectors, or other adverse conditions or impacts reasonably to be expected. Such conditions may include, but are not limited to, screening, specifications for enclosures, locations on the subject property where the animals are to be kept, required maintenance, and clean up, pest control, and other measures. The Commission and/or Council shall also have the authority to review and amend a granted conditional use permit in order to address adverse impacts which arise after the permit is allowed.

Upon approval of the application by both the Commission and Council, and upon completion of an inspection of the proposed enclosure by a Committee of Council and Commission members or authorized agent(s) to ensure that the enclosure will not constitute a nuisance or health hazard, the City Recorder shall issue the conditional use permit herein provided for. The permit shall be for two (2) years from the date issued unless sooner suspended or revoked and shall be renewable providing applicant has complied with all updates and provisions of this ordinance. Non-compliance with this ordinance, or any condition of the permit, shall make the permit subject to revocation pursuant to Section 8 of this ordinance.

**SECTION 5. PROPERTY.** All persons keeping or maintaining livestock, animals, or fowl shall keep all same within their own fenced area, though no livestock shall be allowed in front yards. All enclosures shall be maintained so as not to allow livestock/animals or fowl access to any public waterway. Damage done by any privately-owned livestock shall be the sole responsibility of the owner and will not be the responsibility or liability of the City.

- a. Large animals-1 Cow, horse, donkey, mule, emu, or similar sized animal shall not be kept on lots having an area less than 21,780 square feet (.5 acre) or
- b. Medium sized animals-Sheep, camelids, goats, pigs and/or similar-2 per .5 acre or
- c. Small animals-Three (3) pygmy goats, miniature pigs and/or similar-3 per .5 acre.
- d. This allowance area is not to include the front yard of a residence, the area for the residential dwelling, or the septic system/drain field area for the residence.
- e. The number of chickens, fowl, rabbits, or similar sized fowl shall be confined on not more than 25% of the total lot area.
- f. Adequate fences, corrals and enclosures shall be required of the animal owner to keep animals off adjacent lands.

**SECTION 6. SANITARY/ENCLOSURE.** All livestock, animal, or fowl, and all structures and enclosures permitted in this ordinance, shall be kept, and maintained at all times in a clean and sanitary condition so that no offensive odors are emitted therefrom, and so as to prevent the same from becoming a breeding place for flies, mosquitos, or other insects and vermin. Accumulations of manure, droppings and/or other materials soiled by waste shall be collected as needed and disposed of in such a manner as to prevent and eliminate fly-breeding and nuisance conditions.

The City of Adams is required to maintain either ownership or an easement for the properties within 100 feet of our drinking water well. The City of Adams has been granted a reduction for this easement to 80 feet. It is required (ORS 333-061-0050(2)(a)(E)) that no existing or potential public health hazard shall be permitted within this area.

These sanitary hazards include animal yards, feedlots, or animal waste storage.

**SECTION 7. INSPECTIONS.** All holders of a conditional use permit under this ordinance shall be subject to impromptu premises inspection. Conditional use permit holders, upon notification of inspection by the City, shall allow Council members *or authorized agent(s)* access to premises for such inspection. Refusal to allow access to premises for inspection may be grounds for revocation of the permit.

**SECTION 8. COMPLAINTS/REVOCATIONS OF PERMIT.** If any resident of the City reasonably believes that any livestock, animal, or fowl, or any enclosure, structure, or pasture is offensive, such as by the emission of odors, the breeding of flies, or the presence of insects or vermin, or that a violation of this ordinance or of a condition of an issued permit has occurred, or that the keeping of any animal has become a nuisance, such person may file a complaint in writing with the City Recorder.

Complaints will be referred to the Council for investigation. If upon investigation, the Council determines that a violation of this ordinance exists, the following will occur.

- a. The Council will inform the City Recorder to issue a notice to the violator of the complaint and directing said person to come in full compliance of this ordinance and the conditions of the permit within fourteen (14) days, or less depending on the severity of conditions .
- b. After the period for compliance has expired, the City Council or authorized agent(s) shall inspect the premises to establish compliance. If continuing or additional violations are present, the violator will be given a final seven (7) day period to bring the premises into compliance.
- c. If, after the notice referred to in Subsection (b) has been given, the premises are not brought into compliance within the required time, the conditional use permit will be revoked. Upon such revocation, the livestock, animals, or fowl, as the case may be, must be removed at the owner's expense.
- d. A person violating a provision of this ordinance, or any order issued under authority of this ordinance, shall, upon conviction, be guilty of a violation punishable by a fine as set forth herein. Such a person shall also be subject to any civil remedies available to the City as are provided for by law.
- e. The statement of penalty within this ordinance is not *preclusive and* shall not prevent the imposition of any other penalties or remedies that may be available to the City under any other ordinance, statute, regulation, law, or resolution of the City, or under any applicable law or regulation whether local, State, or Federal.
- f. At the discretion of the Council, the City may enforce this ordinance otherwise and seek abatement of a violation or nuisance by a civil action initiated by the City Attorney, or Special Counsel, in any court of competent jurisdiction, including the Circuit Court of the State of Oregon for Umatilla County. In any legal action, the Court shall have the authority to award to the City all remedies that are provided for in this ordinance, including, but not limited to, directing the defendant to abate the nuisance, imposing fines as set by the Council, and granting the City the right to proceed with abatement and to charge the defendants with the cost thereof and to have such costs be a lien against the subject's property. The court shall also have the authority to allow for any other remedy available by law or in equity, including, but not limited to, injunctive relief.

Costs associated with the removal of livestock/animals or fowl will be the responsibility of the violator/owner.

Any conditional use permit holder under this ordinance who has a permit revoked shall be ineligible for any additional conditional use permit for a period of one year.

Written notices of violation will be sent certified mail and will be effective the same date as deposited with the United States Postal Service or other postal carrier.

**SECTION 9. ENFORCEMENT.** Any person who shall keep, or maintain without a permit, any livestock, animals, or fowl, on premises required by this ordinance to be permitted, shall be guilty of a violation and, upon conviction thereof may be punished by a fine of \$1000.00. Each day that such premises, livestock, animal, or fowl remains without a permit shall constitute a separate violation. The provisions of this ordinance shall be enforced at the option of the City of Adams, through the provisions of the Inter-Governmental Agreement with Umatilla County.

**SECTION 10. APPEAL TO CIRCUIT COURT.** Any order of the Council or designated agent under this ordinance may be reviewed through a writ of review by the Circuit Court of the State of Oregon for the city.

**SECTION 11. INITIATION OF ENFORCEMENT PROCEDURES.** Enforcement procedures may be initiated by any of the following: the Code Enforcement Officer; any law enforcement officer; or the written complaint of any person setting forth:

- a. The location or address where the suspected violations occur;
- b. Brief description of the nature of the suspected violation; and
- c. The name of the responsible party/parties if known.

**SECTION 12. RIGHT OF ENTRY FOR INVESTIGATION.** Whenever a city officer requires entry to property for purposes of inspections pursuant to this Code or permit or a city officer has probable cause to believe there has been a violation of the Code or that a nuisance or dangerous condition exists, the city officer may enter upon a site or structure for the purpose of investigation subject to one or more of the following:

- a. Consent is obtained from the owner or person with authority to consent to entry on the premises. A person with actual authority must be a person aged 18 years or older and capable of consenting to the city officer's entry on the premises.
- b. The entry is pursuant to a recognized lawful exception to the requirement to obtain a warrant.
- c. An administrative warrant or a search warrant is obtained.
- d. Authority to request a warrant. Unless unreasonable under the circumstances, a city officer shall seek to obtain the consent of the owner or person in charge of property to enter onto property or to seize property before applying for a warrant.
- e. Procedure to Obtain an Administrative Warrant
  - 1) An application for an administrative warrant shall be presented to a court of competent jurisdiction.
  - 2) The application shall be accompanied by a supporting affidavit containing the following, together with such other information as the court deems necessary, including:
    - a) The nature of the warrant sought, and action sought to be authorized;

- b) In the case of an abatement or demolition warrant, the information also shall include a description of the work to be performed and the estimated time to complete performance;
- c) The affiant's employment background, experience, and authority;
- d) A description of the property sought to be entered onto, seized, abated, or demolished;
- e) The Code provision, permit or other law alleged to have been violated or otherwise supporting issuance of the warrant together with facts, information and belief demonstrating cause for issuance of the warrant; and
- f) A statement that consent to entry or other action has been sought but not obtained, or facts or circumstances reasonably showing the purpose of the warrant might be frustrated if consent was sought.

3) The Umatilla County Circuit Court shall have jurisdiction to issue administrative warrants for service within the city limits of the City of Adams.

f. Cause for the issuance of Warrant.

1) An inspection warrant for a place of employment or property subject to a development, building or similar permit or approval shall be issued if the Court finds that the inspection is required or authorized by any federal, state, or local law, ordinance or regulation relating to health and safety and cause exists. For purposes of an inspection warrant, cause shall be deemed to exist if reasonable legislative or administrative standards for conducting a routine, periodic or area inspection are satisfied with respect to the property, including the issuance of a permit or approval, or there is probable cause to believe that there exists a condition of nonconformity with a safety or health law or regulation, with a permit, order or other approval with respect to the property, or an investigation is reasonably believed to be necessary to determine or verify conformance with the law, regulation, permit, approval or order.

2) Cause for issuance of an abatement warrant shall be deemed to exist if the city has declared a nuisance and ordered abatement, the order is final, or in the case of summary abatement an immediate danger exists, and reasonable legislative or administrative standards for removing and abating nuisances are satisfied with respect to any building or upon any property.

3) Cause for issuance of a warrant to search or seize property in conjunction with an investigation or prosecution of a violation shall be based on a showing of probable cause to conclude that a violation has been committed at the place sought to be searched, that evidence of the violation is located on the property, or the property is evidence of the violation in the same manner as for a crime.

4) Cause for issuance of a warrant to seize property, other than in conjunction with an investigation or prosecution, shall be based on a showing that the seizure is authorized by law and is reasonable and necessary to achieve a legitimate legislative purpose. Examples include but are not limited to seizing a dog for quarantine or if property poses a significant risk of harm to the public.

g. Issuance And Execution of Administrative Warrants.

1) Search warrants sought in conjunction with investigation or prosecution of a violation shall be governed by procedures governing search warrants in criminal matters, including ORS 133.565, relating to the contents of the warrant, and ORS 133.575 to 133.615, relating to execution and return.

2) An inspection or abatement warrant shall contain a direction that it be executed on any day of the week between the hours of 8:00 a.m. and 6:00 p.m. or where the court has specifically

determined upon a showing that it cannot be effectively executed between those hours, that it may be executed at any additional or other time of the day or night. Unless directed otherwise by the court, the warrant shall be executed and returned to the court within ten days from its date, unless the court before expiration of such time by endorsement thereon extends the time for five days. After the expiration of the time prescribed by this subsection, the warrant is void unless executed.

3) An abatement warrant shall describe the work authorized and set a deadline for completion of work on the property not to exceed 30 days unless good cause is shown why a longer time is necessary. The city may apply to the court for an extension for good cause.

4) The person authorized by the court to execute a warrant shall, before entry, make a reasonable effort to present the person's credentials, authority and purpose to an occupant or person in possession of the property designated in the warrant and show the occupant or person in possession of the property the warrant or a copy thereof upon request, except that the person authorized to execute the warrant may promptly enter the designated property if it is, or is reasonably believed to be, vacant or unoccupied. Such a person need not inform anyone of the person's authority and purpose, as prescribed in subsection (A) of this section.

5) A police officer may be requested to assist in the execution of the administrative warrant. Such police officer may assist the person authorized to execute the warrant, including using any reasonable force necessary, to enter the property if the administrative warrant specifically allows the use of reasonable force to execute the warrant.

6) Nothing in this section precludes use of any information obtained where there is no reasonable expectation of privacy, or the property is in plain view from the public right-of-way, public property, or other private property entered with the consent of the owner or person in charge.

**SECTION 13. WARNING OPTIONAL.** A warning of a violation may be issued, at the discretion of the enforcing official, based on one or more of the following circumstances:

- a. The gravity of the violation(s);
- b. The degree to which the violation(s) affects others;
- c. Whether the person in violation knew or reasonably should have known that a condition or action is in violation of a City of Adams ordinance;
- d. Whether there is a history of previous violations or enforcement actions concerning the violator or the property in violation;
- e. The presence or absence of other mitigating factors.
- f. Warnings may be given in person or by mail to the owner and/or occupant of property in violation of this ordinance and the warning may include such information as the enforcing official deems appropriate.

**SECTION 14. CONSENT AGREEMENTS.**

- a. Contents. The City and the responsible party(s) may enter into a consent agreement prior to the issuance of a citation. The consent agreement shall specify the corrections necessary to cure the violation(s). As long as the responsible party complies with the consent agreement, the enforcement action will be suspended. If the responsible party fails in any manner to comply with the consent agreement, the enforcement action may be resumed at the point at which it was suspended.

- b. Signers. The responsible party(s) and its attorney, if any, will sign the consent agreement. The County Counsel will approve and sign the consent agreement on behalf of the City.
- c. Violation of the Consent Agreement. Failure to comply with the consent agreement is a separate violation for which the City may issue a separate citation and seek additional penalties. In addition, the City may seek additional remedies and penalties provided for by this or any other ordinance or law.

#### SECTION 15. CITATION, COMPLAINT AND SUMMONS

- a. Citation, Complaint and Summons shall be used to initiate formal enforcement action against a violator(s).
- b. The Citation, Complaint and Summons shall state the following:
  - 1) The name and address of the person(s) being charged with a violation.
  - 2) The date of the violation and whether or not it is a continuing violation.

#### SECTION 16. MONETARY PENALTIES

- a. The maximum monetary penalty for each separate violation of this ordinance is \$500.00 for non-continuing violation and \$ 1000.00 for a continuing violation.
- b. Failure to correct the violation by the Court-ordered date will be an additional violation. Continued failure to correct the violation each week following the Court-ordered date will be an additional violation. The Court may impose monetary penalties for these additional violations as follows:
  - 1) \$200.00 per week for the first week.
  - 2) \$300.00 per week for the second week.
  - 3) \$400.00 per week for the third week.
  - 4) \$500.00 per week for any week beyond the third week.
- c. If the responsible party(s) fails to pay any monetary penalties imposed by the Court within the time set by the Court, the City of Adams may initiate collection proceedings as described in Section 17, and at the expiration of 60 days, may also file and record the order for payment as a lien against the property in violation in accordance with ORS 30.460.

SECTION 17. COLLECTION PROCEEDINGS. In the event that the responsible party(s) fails to pay the monetary penalties imposed by the Court, the City may initiate collection proceedings as described in this section.

- a. The City of Adams, or its authorized agent, shall send by certified mail with return receipt, and by regular mail if the certified mail is refused, to the responsible party(s) a notice that they must pay the fine imposed by the Court in full within 30 days or be summoned to appear in Court for contempt of court.
- b. If the fine is not paid in full within 30 days, the City, or authorized agent, may issue a summons to the responsible party/parties to appear in Court on the charge of contempt of court.
- c. If the responsible party/parties fail to appear in court or is found by the Court to be in contempt of court, the City of Adams, or its authorized agent, may request that the Court issue a warrant for their arrest, with bail not to exceed the amount of the unpaid fine.

SECTION 18. CONTINUED DUTY TO CORRECT. Payment of the fine imposed by the Court does not relieve the person(s) to whom the citation was issued of the duty to correct the violation.



## SECTION 19. ABATEMENT BY THE CITY, OR AUTHORIZED AGENT.

- a. The City, or its authorized agent, may abate the violation, or cause the violation to be abated, when:
  - 1) The terms of a consent agreement, pursuant to Section 9, have not been met; or
  - 2) A citation, complaint, and summons has been issued, pursuant to Section 11, a hearing has been held pursuant to Section 12, the responsible party/parties pleaded guilty or been found guilty of a violation and the corrective action required by the Court has not been completed by the date specified by the Court; or
  - 3) The violation is subject to summary abatement pursuant to Section 16, c.
- b. The decision to proceed to abatement by the City of Adams, or its authorized agent, shall be made by the City of Adams City Council.
- c. **Summary Abatement.** Whenever a violation causes a condition the continued existence of which constitutes an immediate or emergent threat to the public health, safety, or welfare, or to the environment, the City of Adams, or its authorized agent, may summarily and with prior notice, abate the condition. Notice of such abatement, including the reason for it, shall be given to the person(s) responsible for the violation as soon as reasonably possible.
- d. Using any lawful means, the City or its agents may enter upon the subject property and may remove or correct a violation which is the subject of the abatement. The City of Adams, or its authorized agent, may seek such judicial process as it deems necessary to affect the abatement.
- e. **Interference Prohibited.** No person shall obstruct, impede, or interfere with the City of Adams or its authorized agents, or with any person who owns, or holds any interest or estate in any property, in performing any acts necessary to correct a violation.
- f. The City of Adams, or authorized agent, shall maintain a record of all expenses incurred in abating a violation. The record shall include the costs of personal services, materials, and an additional charge of 10% for the administrative overhead.
- g. A notice of assessment for the cost of abatement shall be sent by certified mail with return receipt to the responsible party/parties. The notice shall contain:
  - 1) The total cost of abatement, including the administrative overhead charges;
  - 2) A statement that the cost of abatement will become a lien against the property unless paid in 60 days;
  - 3) A statement that if the owner or agent in charge of the property objects to the cost of abatement, they may file a notice of objection with the City of Adams, or its authorized agent, within two (2) days of the date of the notice;
  - 4) Notice that a fee for recording the cost of abatement as a lien against the property may be added to the cost of the abatement.
- h. Objections to the proposed assessment shall be heard and determined by the City of Adams Council or its authorized agent.
- i. If the costs of abatement are not paid within 60 days from the date of the notice of costs, or an objection was timely filed, from the date of the Board's determination of costs, the costs of abatement shall be filed and recorded as a lien upon the property subject to abatement in accordance with ORS 30.460.

## SECTION 20. LIENS.

- a. Liens filed shall be enforced in the same manner as liens for assessments are enforced and shall bear interest at a rate determined by authorized resolution of the Adams City Council. The interest shall commence on the date of entry of the lien in a special lien docket, which shall be maintained by the Office of Umatilla County Records solely for that purpose.

- b. An error in the name of the owner or person in charge of the property shall not void the assessment nor shall a failure to receive the notice of the proposed assessment render the assessment void, but it shall remain a valid lien against the property.

**SECTION 21. REMOVAL OF ANIMAL CARCASSES.** No person may allow an animal carcass owned, or controlled by them, to remain exposed on public or private property for a period of time longer than 48 hours.

**SECTION 22. FEES.** All rates, fees, or other charges, not including the fine set forth in Section 9 of this ordinance, shall be subject to the approval of the Council and established by resolution of the Council. All lien costs shall be the responsibility of the lien debtor if the City is required to place a lien against real property.

**SECTION 23. SAVINGS CLAUSE.** Ordinance repeal. Except as otherwise provided herein, Ordinance 245 of the City of Adams, Oregon, is hereby repealed. This repeal is prospective. Violations existing as of the effective date hereof shall continue to be governed by the applicable terms of said ordinances, and any permit issued pursuant to such ordinances shall continue in effect and governed by the terms of those ordinances until the scheduled expiration date of the given permit. All permits issued after the effective date of this ordinance shall be governed hereby to the exclusion of said ordinances.

**SECTION 24. SEVERABILITY.** If any provision, section, sentence, clause, phrase, or other part of this ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining parts.

**SECTION 25. EXCLUSION.** This ordinance shall not apply to a commercial clinic located within the City of Adams operated by a person authorized by the State of Oregon to practice veterinary medicine.

Passed by the Council and signed by the Mayor:

APPROVED: Graham Alderson, Mayor

DATE: 3/11/2024

ATTESTATION: [Signature], City Recorder

DATE: 3/11/2024