



FRUIT HEIGHTS CITY COUNCIL MEETING AGENDA

NOTICE IS HEREBY GIVEN THAT THE FRUIT HEIGHTS CITY COUNCIL WILL HOLD A REGULAR MEETING AT 7:00 PM ON **October 1, 2024**, AT FRUIT HEIGHTS CITY HALL, 910 SOUTH MOUNTAIN ROAD, FRUIT HEIGHTS CITY, UTAH.

Fruit Heights City is now streaming City Council Meetings on its YouTube Channel. Please follow us at <https://www.youtube.com/@fruitheightscity9716/streams>

1. CALL TO ORDER: Mayor John Pohlman

- 1.1 Pledge of Allegiance (Gary)
- 1.2 Prayer or Thought (George)
- 1.3 Roll call (Hailee)
- 1.4 City Council Training: (Mayor)

2. DECLARATION OF CONFLICT(S) OF INTEREST

3. PUBLIC COMMENT PERIOD

The public may address the City Council regarding issues that are or are not on the agenda. Please limit comments to 3 minutes. Please state your name and address of residence for the record. **No actions may be taken on items not specifically listed on the agenda.**

4. PRESENTATIONS

- 4.1 Commissioner Lorene Kamalu
- 4.2 Animal Care Director Ashleigh Young
- 4.3 Revisit Landslide of May 6 Terry Smith

5. DISCUSSION ITEMS

Discussion items to be considered.

- 5.1 Landslide and Rock loft development
- 5.2 Chicken Ordinance and Application
- 5.3 Election Process

6. ACTION ITEMS

- 6.1 Approve/Deny: Ordinance Title 10 Chapter 11 Section 23 Chickens in Single-Family Residential Zones R-1-10 and R-1-12
- 6.2 Approve/Deny: Residential Chicken Conditional Use Application
- 6.3 Approve September 3, 2024, City Council Minutes
- 6.4 Approve September 17, 2024, City Council Minutes

7. TABLED ITEMS

8. CALENDAR ITEMS

- 8.1 October 15, 2024, City Council Meeting
- 8.2 October 22, 2024, Planning Commission Meeting
- 8.3 November 5, 2024, Election Day

9. PAST DISCUSSION ITEMS

- 9.1 Recycle Program
- 9.2 Culinary Water Rates for January 2025 & consolidated fee schedule

10. COUNCIL REPORT

11. MAYOR REPORT

12. STAFF REPORT

13. CLOSED SESSION

The City Council may vote to discuss matters in a closed session for reasons allowed by law, including, but not limited to, the provisions of Utah Code § 52-4-205 of the Open and Public Meetings Act, and for attorney-client matters that are privileged pursuant to Utah Code § 78B-1-137.

14. ADJOURNMENT

CERTIFICATE OF POSTING

I HEREBY CERTIFY that this notice and agenda was posted at Fruit Heights City Hall, on the City's website, www.fruitheightscity.com, as well as posted on the Utah State Public Notice website in accordance with the requirements of the Utah Open and Public Meetings Act, including, but not limited to, provisions of Utah Code § 52-4-202.

Hailee Ballingham

Hailee Ballingham - Deputy Recorder

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should contact the Fruit Heights City Manager, Darren Frandsen at (801)546-0861 at least 24 hours prior to the meeting.

Helpful Links.

Fruit Heights City Website: <https://www.fruitheightscity.com/>

Fruit Heights City YouTube Channel: <https://www.youtube.com/channel/UCaIqHYd0U5RCpaDo8rquABw>

Fruit Heights City Facebook Page: <https://www.facebook.com/FruitHeightsCityGovernment>

Visitors

Fruit Heights City Meeting

Date October 1, 2024

All visitors are required to sign in even if you are not attending the entire meeting.

Print Name

1. <u>RUSS TANNER.</u>	2.
3. <u>Christy Smith</u>	4.
5. <u>Terry Smith</u>	6.
7. <u>FRANK HUNT</u>	8.
9. <u>Jessica Kezelian</u>	10.
11. <u>BOYD KERRIAN</u>	12.
13. <u>Melissa Roberts</u>	14.
15. <u>Kristi Atungham</u>	16.
17. <u>Gary Atungham</u>	18.
19. <u>Alaris McArthur</u>	20.
21.	22.
23.	24.
25.	26.
27.	28.
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31.	32.
33.	34.
35.	36.
37.	38.

City Council Meeting

DATE: <u>October 1, 2024</u>					
TIME MEETING BEGAN: <u>7:00</u>			TIME MEETING IS OVER: <u>9:07</u>		
CITY COUNCIL MEMBERS PRESENT:					
<u>X</u>	Council Member Gary Anderson				
<u>X</u>	Council Member Mark Cottrell				
<u>X</u>	Council Member Eileen Moss				
<u>X</u>	Council Member George Ray				
_____	Council Member Florence Sadler <u>E</u>				
<u>4</u>	Mayor John Pohlman				
STAFF PRESENT:					
<u>X</u>	Darren Frandsen, City Manager				
<u>X</u>	Layne Leonard, Public Works Director				
<u>X</u>	Hailee Ballingham, Deputy Recorder				
_____	Jeff Oyler, City Planner				
_____	Zac Burk, City Engineer				
_____	Brad Christopherson, City Attorney				

Minutes from previous meeting: <u>Gary / George Sep 3</u> Time: <u>7:50</u>					
<u>George / Mark Sep 17</u> Time: <u>7:50</u>					
Motino to Adjourn:					Time: <u>9:07</u>
<u>Eileen / Mark</u>					
VOTING ON <u>G.1 10-11-23 Chickens in Single-Family Zone</u> <u>R-1-10</u> <u>R-1-12</u>					
If needed open public hearing: <u>/</u> , closed public hearing: <u>/</u>					
Time: _____					
Motion By <u>Gary</u>					
Second By <u>Mark</u>					
Time: <u>8:48</u> (<u>1:48</u>)					
Voting	Yes	No	Abstain		Absent
Gary Anderson	<u>X</u>	_____	_____		_____
Mark Cottrell	<u>X</u>	_____	_____		_____
Eileen Moss	<u>X</u>	_____	_____		_____
George Ray	<u>X</u>	_____	_____		_____
Florence Sadler	_____	_____	_____		_____

VOTING ON

Chicken Conditional Use Application Deny

If needed open public hearing: / , closed public hearing: /

Time:

Motion By Mark

Second By Gary

Time: 7:49 (1:49)

Voting	Yes	No	Abstain		Absent
Gary Anderson	<u>x</u>	—	—		—
Mark Cottrell	<u>x</u>	—	—		—
Eileen Moss	<u>x</u>	—	—		—
George Ray	<u>x</u>	—	—		—
Florence Sadler	—	—	—		<u>x</u>
VOTING ON					

If needed open public hearing: / , closed public hearing: /

Time:

Motion By

Second By

Time:

Voting	Yes	No	Abstain		Absent
Gary Anderson	—	—	—		—
Mark Cottrell	—	—	—		—
Eileen Moss	—	—	—		—
George Ray	—	—	—		—
Florence Sadler	—	—	—		—

VOTING ON

If needed open public hearing: / , closed public hearing: /

Time:

Motion By

Second By

Time:

Voting	Yes	No	Abstain		Absent
Gary Anderson	—	—	—		—
Mark Cottrell	—	—	—		—
Eileen Moss	—	—	—		—
George Ray	—	—	—		—
Florence Sadler	—	—	—		—

DAVIS COUNTY 2024 Commission Assignments

BOB J STEVENSON, Chair

Elected Office Liaison

Assessor's Office
Attorney's Office
Recorder's Office

COUNTY DEPARTMENTS

Community & Economic Development

- DCC Contract
- Tourism Tax Advisory (TTAB)
- Western Sports Park

GRAMA

Human Resources

- Risk Management Committee

Information Systems

BOARD ASSIGNMENTS

Davis Council of Governments

- Davis Fund

Economic Development Corp of Utah

- Board of Trustees

National Association of Counties

- Transportation Steering

Northern Utah Economic Dev. Alliance

Open Doors

South Davis Metro Fire

- Board of Trustees

Utah Association of Counties

- Board of Directors
- USACCC
- WIR Board

Utah Defense Alliance

Utah Counties Indemnity Pool

Wasatch Front Regional Council

- Vice Chair
- Budget
- JPAC
- NARC

Wasatch Integrated Waste Systems

- Government Relations

COMMITTEES

DC Audit Committee

DC Budget Committee

Davis Chamber of Commerce

- Board of Governors
- Legislative Affairs

Hill Air Force Base (HAFB)

- Civic Leader Program

Utah Rural Highways Board

Utah Constitutional Defense Council

UTA Utah Local Advisory Council

RANDY B. ELLIOTT, Vice Chair

Elected Office Liaison

Justice Court
Surveyor's Office
Treasurer's Office

COUNTY DEPARTMENTS

Facilities

Golf Courses

- Davis Park
- Valley View

Indigent Cremation

Public Works

- Weed Board

USU Ext Services – liaison

- Davis Conservation District
- CAAS Advancement Board

BOARD ASSIGNMENTS

Davis Council of Governments

- CDBG Selection Committee
- Transportation Task Force

Great Salt Lake Advisory Board

Indigent Defense Funds Board

Jordan River Commission

Mosquito Abatement

National Association of Counties

- Agri & Rural Affairs Steering

Utah Association of Counties

- USACCC

Utah Land Conservation Board

Wasatch Shooters Assoc. (liaison)

Wasatch Front Regional Council

- WFEDD

Wasatch Integrated Waste Systems

- Budget Finance

Weber Basin Water Conservancy

COMMITTEES

DC Audit Committee

DC Budget Committee

Davis Chamber of Commerce

- Board of Governors
- Lakesiders
- Legislative Affairs

Division of Wildlife Resources

- CWMU Committee

Emergency Management Council (LEPC)

LORENE M. KAMALU, Commissioner

Elected Office Liaison

Auditor's Office
Clerk's Office
Sheriff's Office

COUNTY DEPARTMENTS

Animal Care

Health Department

- Board of Health
- Senior Services Advisory Board

Library

- Library Board

BOARD ASSIGNMENTS

Children's Justice Center

- Chair Advisory Council

Davis Behavioral Health

- Board
- Executive & Finance

Davis Council of Governments

National Association of Counties

- Transportation Steering

Pioneer Adult Rehab Center (PARC)

Safe Harbor Domestic Violence Shelter

Utah Association of Counties

- USACCC

Wasatch Front Regional Council

- Board of Directors
- Vice Chair Regional Growth

Wasatch Integrated Waste Systems

- Operations

COMMITTEES

DC Art Advisory Committee

DC Audit Committee, Chair

DC Budget Committee

Davis Chamber of Commerce

- Board of Governors
- Legislative Affairs
- Military Affairs (TOUMAC)

DC Criminal Justice Coordinating Council

Hill Air Force Base (HAFB)

- Honorary Commander

Human Services Cabinet

Human Services Directors

Local Homeless Council

2nd Dist Judicial Nominating Commission

UT Indigent Defense Commission, Chair

UT Pretrial Release & Supervision



2024 is an exciting year for Animal Care!

Animal Care of Davis County is committed to promoting responsible pet ownership and compassionate animal care by fulfilling three goals: To serve and educate our community, to find homes for our homeless pets, and to support public safety

THE SUBSTANTIAL NEED FOR A NEW SHELTER

To ensure that ACDC can continue to provide our much needed services to the community, the time has come to build a new animal shelter. The current shelter is composed of the original building, which was built over thirty years ago and multiple dated additions. With a bit of ingenuity and a ton of passion, we made this unique setup work for many years, but it can no longer provide healthy living conditions or space for the proper housing and socialization of the animals awaiting adoption.

Our Next Steps



A Tax Increase

ACDC has been operating on the same budget for several years. We can no longer sustain operating expenses with our current funding.



Continued Planning

We have completed a feasibility study and strategic plan. We currently have RFP's developed that will be posted soon for architecture and construction.



Breaking Ground

ACDC is planning to break ground on the new animal shelter later this year. This project is being funded by savings from Davis County.

2023 in Review

Animal Intakes

- 4,206 animals entered the shelter
- 1,706 dogs entered the shelter (an increase of over 750 from the previous year)
- 2,297 cats entered the shelter

Animal Outcomes

- 964 animals reunited with their families
- 1,808 animals adopted into loving homes
- 230 animals transferred to partner shelters and rescues.
- Our live release rate was 94% overall

Animal Control Services

- Our officers responded to 9,417 calls
- Investigations of bites, cruelty and neglect cases made up 3,295 of these calls.
- Stray animals made up 2,086 of these calls.
- Nuisance calls for barking, leash laws and community cats made up 2,403 of these calls.



The pet crisis is overwhelming the nation's shelters, rescue groups

Why shelters, rescue groups are begging for supplies, donations and volunteers

Published: April 12, 2024, 7:24 p.m. MDT



Stacey Nixon, of the South Ogden Animal Shelter, talks to and pets a little dog that was hit by a car and ended up losing an eye as a result, on Wednesday, April 10, 2024. | Scott G Winterton, Deseret News

By Amy Joi O'Donoghue

You might call him Lucky, Second Chance or even Miracle Man.

A 9-year-old dog was hit by a car over the weekend of April 6 and while extremely sore, he escaped the encounter with no broken bones. That was lucky. He did sustain an injury to his eye, which required surgery to have it removed.

The South Ogden Animal Shelter tracked down the owner of record because the animal was microchipped, but the owner refused to claim him.

The shelter put out a public plea for donations to cover the medical costs, and the community responded with donations to take care of those costs, and more. A city employee decided to adopt this lucky dog, but it will have to wait until it is recovered enough to leave medical care and they determine his temperament.

The majority of animal shelters across Utah and elsewhere in the nation are beyond the tipping point. Some identified owners are refusing to claim their dogs, such as in Lucky's case, and entire litters are being self-surrendered at facilities, many of which have monthslong waiting lists for the intake. And then there are the strays, the lost, the dumped. People have this idea if you dump the dogs or cats in the rural country, they'll find their way. Hmm, not.

Basically, there are too many animals coming in, and not enough going out. Some dogs, especially, spend months and months if not years, at a shelter waiting for adoption.

"I've been doing this for 10 years and I have never seen so many puppies in shelters in Utah," said Stacey Nixon, with South Ogden City Animal Control. "And we have been getting slammed by microchipped dogs and people who don't want them back."

Shelter workers are burned out, developing "compassion fatigue" and staffing shortages are common in an environment that while full of hope and promise these animals might find a home, there is the depressing reality that some won't. The longer they stay, the more stressed they become, diminishing the chance they'll find a forever home.

The animal shelter in Weber County has had to close early periodically due to lack of staffing and routinely relies on social media in pleas for donations. The overcrowding can lead to outbreaks of illness. Again, in Weber County, the shelter was in quarantine with its dogs until Wednesday due to a case of canine parvovirus.



Stacey Nixon, of the South Ogden Animal Shelter, holds a little dog that was hit by a car and ended up losing an eye, on Wednesday, April 10, 2024. | Scott G Winterton, Deseret News

What does 'no kill' mean?

"There's no limits on the work that has to be done that workers are facing and it's like 'I just fed this cat for the past five days and now I got to go kill it. There's no space for it.' And so they build this relationship with these animals, and this trust, and then they're having to go and just put it down. It's just like, you know, that sucks. Who wants to come to work and do that," questioned Thomas Sinnott, Utah strategist for the Best Friends Animal Society.

Years ago, we took our girl Bre to our veterinarian because she was riddled with cancer and suffering. We'd gone through expensive chemotherapy to extend her life, but knew it was only a matter of time. We made a giant leap and talked to a pet physic, although we were extremely skeptical. She told us things about Bre that only we knew. And she told us we would know that it was time when she put her head in my husband's lap to say she was done with the suffering. On the way to the appointment, she dragged herself to the Jeep, as if welcoming the relief about to come.

Sobbing and petting her, we said our goodbyes. She looked at us once, and then was gone. It's hard to imagine the thousands upon thousands of dogs and cats who meet a similar fate, through no fault of their own — when they are perfectly healthy but unwanted in an increasingly “throw away” society that discards personal items and animals at a whim. And while they have the comfort of a caring shelter worker by their side, it is not the same as having an owner with them in their final moments.

I couldn't be the administrator of those drugs.

The state is moving to make things better for shelters. In late February, Utah Gov. Spencer Cox proclaimed 2024 as the year of “no kill” for shelters across the state, declaring Utah would be the largest no kill state in the country.

Best Friends says 47 of 60 shelters in Utah are no kill and Sinnott said it is the organization's goal to reach no kill status for the nation in 2025.

Over a three year-period, the average “save rate” in Utah shelters was 87.8%, while 1,700 cats and dogs were killed.

The reality is no kill is not no kill. Animals are euthanized if they are too sick or too injured or too behaviorally messed up that they're not adoptable. And, shelters are having to turn to euthanasia to make room for newcomers. Experts say about 10% of animals in shelter care meet that fate.

Utah to become largest no-kill state in country, Gov. Cox declares

Shelter Animals Count, a national data-driven organization, said the number of animals euthanized or that died in custody rose by 15% in 2023 compared to 2022 and is up 29% compared to 2021.

The group also said the number of animals that entered shelters or rescue organizations sat at 6.5 million in 2023, the fourth consecutive year of too many animals and not enough adoptions.

An estimated 900,000 animals that entered shelters did not leave them.

"We began increasing the number of animals coming into shelters, but not increasing the number of animals leaving at the same pace, so we really got into this bottleneck situation of too many animals in our care and at the same time, more continuing to come in each year," said Stephanie Filer, executive director of the organization.

It is not that people aren't acquiring new pets, they're just getting them from somewhere else, she added.

"The majority of people are not getting them from shelters or pet stores. They are getting them online. That would indicate it is not pandemic-based as much as it is consumer-behavior based."

In fact, a survey done by Salt Lake County shows that only 22% of the respondents indicate they have children under the age of 18 living at home, while 38% percent own a dog.



Alan Waldron walks his five dogs, two of which are fostered, outside his home in Willard on Friday, April 12, 2024. An avid dog lover, Waldron has fostered a number of dogs. "Within a week or two I'll have them walk on a leash, trained, sleeping through the night, all that," says Waldron "The first couple of nights are always hard though." | Marielle Scott, Deseret News

Alan Waldron, a longtime foster dog parent and volunteer at area shelters, said he recently checked KSL's classified advertisements and found 2,800 postings for available dogs.

"So if they have five or six puppies to sell, that is literally thousands upon thousands of dogs," he said.

Doodles, or any sort of "oodle," are increasingly ending up in shelters even though the animal might have sold for as much as \$2,500 or \$3,000.

"Breeders are not being upfront with people because they are very high-strung dogs. They are being bred with dogs that don't really go together. So they're very hyper. They're working dogs. There's so much wrong with it," said Lisa Saling, an Ivins resident in Washington County. "I mean, every dog you could possibly imagine is being bred with a poodle these days. And it's just disturbing to me."

Saling, a longtime animal advocate who helps out at the St. George Animal Shelter and has taken in rescues, said she has five of those "oodle" breeders on her block — even though it is technically against the law to breed dogs in Ivins. There's just no enforcement.

French bulldogs are all the rage now, but they, too, are ending up in shelters, she said.

Saling said there are also "guardian homes" in which people take on an impregnated female on behalf of someone else to care for the litter before it is returned to be sold.

"They basically recruit people and I don't think these people really realize what they're getting into. And basically, the breeders are using them. "

Cats are generally easier to find homes for than dogs, but shelters across the country are bracing for "kitten season," later this year when hundreds of kittens can enter one shelter during the breeding season.

Shelter funding can't keep up with the inventory, with many operating on a shoestring budget that does not cover costs. On top of that, there is a veterinarian shortage, with shelters vying for who might be available and presenting a real challenge for people who do want to get their pets spayed or neutered but are caught in an endless wait for a bill that is financially prohibitive for some owners.

The Deseret News interviewed experts, advocates and shelter directors for this story and found several common factors that underscore the problem of what is happening with overwhelmed shelters, rescue groups trying to place animals for rehoming and the challenge of making sure that these animals' lives count in a situation in which they did not ask to be abandoned, neglected or forgotten. They're innocent.

There are some common dynamics at play in a nuanced problem that shows no sign of shifting from overdrive into low gear.

Economics: The price of pet food is nearly 24% higher than in January 2021 and 26.5% higher than in January 2019, according to [PetFoodIndustry.com](https://www.petfoodindustry.com). Saling said with her animals she feeds, especially the community of cats that are feral, it's a choice for survival. When it comes to down to food: "I feed them before I feed me."

Housing: Unaffordable homes due to the spike in median prices and mortgage rate increases are driving more people into the rental market because it cheaper to sign a lease than to take over title. An eviction moratorium imposed during the COVID-19 pandemic has since been lifted and it is a free for all when it comes to pet regulations. Some property managers or landlords charge exorbitant fees to have a pet or do not allow them at all. Would-be home buyers are relinquishing their pets so they can rent a place to live for themselves.

Breeding: The cost of spaying and neutering has gone up and some people just cross their fingers and hope there is not an "oops" litter that happens. It typically is not a winning bet. Cats can get pregnant as early as six months. Heat cycles with dogs are hard to predict. If they escape, the owner's destiny is likely a litter of unplanned puppies. Too, there are indiscriminate breeders who think it is "fun" to have a litter of puppies and don't realize the amount of work that it entails. They shed themselves of the burden by taking them to a shelter, or can't find homes for them. American Kennel Club breeders are also part of the problem. Some fail to properly educate would-be puppy parents, don't do their own research or proper health testing, and the dogs end up getting rehomed by new owners who are overwhelmed. In those cases too, with this economy, there are not enough puppy purchasers and the "speciality" breeding takes away from the adoption of shelter dogs. Many of them, too, are in it purely for the money. Alan Waldron, animal advocate, shelter volunteer and rescue parent, says he knows of breeder who makes several hundreds of thousands a dollars a year — tax free because it is cash up front and under the table.



Jessica McEwan bottle feeds a neonatal kitten as Weber County Animal Services hosts participants who learned how to bottle feed kittens in a mandatory training in Ogden on Wednesday, April 10, 2024. | Scott G Winterton, Deseret News

What are the solutions?

Spay and neuter. Please. It is the front line against this war on unwanted animals. Check with rescue groups, shelters or organizations to see if there are vouchers for discounts. Neutering keeps a male cat from spraying and repopulating. Young female cats reproduce at a rapid rate.

Sign up to be a foster parent. This helps to alleviate the chokehold shelters are experiencing with the tremendous influx of pets. The more fosters, the more animals that are not in a shelter. They are getting socialized, learning to be house trained and trained to obey simple commands. Waldron has taken in between 40 and 50 dogs and has successfully placed them in multiple states around the country. Salt Lake County has a robust troop of 45 volunteers they rely on to help and that includes shelter visits to socialize the animals, bring them treats and help with other tasks.

Bottle babies. More and more shelters are finding abandoned kittens or entire litters that are relinquished. Weber County Animal Services just recently held a mandatory class for 36 volunteers who want to take on the difficult task of feeding these babies who have lost their mother or are simply dumped. "It is rewarding to do, but very hard," said Melanie Jensen, who coordinated the training. "It's a really tough time to be in the field right now. There has been an uptick in entire litters, which used to be pretty rare."

Network and volunteer. Saling goes to the St. George Animal Shelter and takes photos of their animals and gets them posted online. She's hooked in with multiple rescue groups and does what she can. There are breed-specific rescue groups or general rescue groups you can search online through Facebook and other means. Community Facebook groups often do a good job of spotting strays or runaways and are vital in the fight helping to reconnect owners with an escape artist.

Outreach and education. Best Friends Animal Society does extensive outreach with multiple shelters, advising them of new and innovative ways to engage the community and run a better shelter. It promotes resources that are available and works with owners who want to relinquish and talks them through solutions to keep the animal at home. Salt Lake County hosts a pet pantry once a month to help get donations and assist pet owners with items no longer used such as dog beds, leashes, etc. Davis County has a rehab website and asks that would be relinquishers of animals post them there before taking them to the shelter.

Money and funding approaches. Weber County Animal Services has said it desperately needs more funding, but in general, animal services is an afterthought when it comes to the budget in many areas. Animal Care of Davis County jumped on a 2021 law passed by Utah lawmakers that allows funding to have its own line item in the budget. It went to 15 member cities, got them to sign off and the deal was for the cities to reduce their tax rate and instead pay that in property tax. Animal Care director Ashleigh Young said it was a fair solution for a city as small as Sunset to one as large as Layton. There was a zero percent tax increase and gave her agency more autonomy instead of fighting with the general fund. "It's made a world of difference. We can be the man of our ship."

Changes in the law. Waldron is working with a group of people in a coalition to make changes to state law regarding breeders. He says they should be required to be licensed and regulated. In Colorado, where that is the practice, they have a shortage of animals. When he was working in New Mexico, he said they'd send up 50 dogs a month to Colorado because of the shortage. "New Mexico is like a Third World country. The reservations are killing of upwards of 50,000 dogs per year," Waldron said.

Training. Young and others could not stress enough that it is important to take the time to socialize your dog. Enroll in puppy training, obedience classes and work to let that animal know the expectations. It can make all the difference with some investment of time and may avoid rehoming, or owner relinquishment at a shelter that may take months.

Shelters are not the problem

It used to be decades ago you called it the dog pound and some people in neighborhoods would dread seeing the truck with a cage roaming the neighborhood looking for strays or itching for citations. That is not the way of the world anymore.

As previously mentioned, shelters are strapped. Animal control workers are overburdened. The focus is on emergency care, feeding and moving dogs, cats and even other critters into good homes. They are not stalking neighborhoods.

It is curious as some people are in love with their pets and it has fostered a booming industry.

A Forbes story reports that 66% of U.S. households own a pet and in 2022, Americans spent nearly a \$137 billion on their pets. So what is the disconnect among the interplay of pet ownership, the billions of private dollars spent and yet stranded animals in shelters?

If you go back to the dog at the beginning of this story, Lucky or Second Chance. He was microchipped, the shelter tracked the owner of record who refused to claim him. Who knows? Perhaps the dog was sold and no longer that owner's technical responsibility. Perhaps the medical bill was too high for this original owner to absorb. But for whatever reason, a miracle happened. The people who got the dog from the microchipped owner made a huge donation to help future dogs in need. This dog is indeed lucky. They came for him, and now he is safe.

It is dicey.

The hunt is on for a lost Siberian husky in Weber County, with Facebook and social media lighting up posts and a reward by the owners and community that keeps growing to find her. It is up to \$1,600, with donations streaming in. Akira still has not been found.

"It's just constant cycle that's happening right now. And I've never seen anything like it ever in my 17 almost 18 years I've lived here with the shelter system and the over population of dogs and cats," Saling said. "It's just so disturbing to me that it's gotten to this point, but it's irresponsible people that brought it to this point."

She stressed shelters are the collection point — like spoiled food that goes in the garbage disposal or the trash you take out to the curb. Attitudes need to change.

"It's not a shelter problem," she said. "It is a community problem."

10-11-23 Chickens in Single-Family Residential Zones R-1-10 and R-1-12

(a) Purpose. The keeping and maintenance of residential backyard chickens is allowed within single-family residential zones R-1-10 and R-1-12 as provided in this Section. Notwithstanding the foregoing, this code section shall not in any way limit the rights of residents living in an A-1 or R-S-12 zone.

(b) Use.

(1) A chicken shall be kept strictly for familial gain from the production and consumption of eggs or meat.

(2) Any chicken kept as provided by this Section shall not be deemed a household pet.

(c) Enclosure Requirements.

(1) All chickens shall be contained at night within a proper coop/cage.

(2) In addition to the adequate coop/cage requirement, chickens can be free ranged within a fenced run or a fully fenced backyard sufficient for containment but shall always be kept within the coop/cage, enclosed area, and/or fenced backyard.

(3) Chickens shall always have access to feed and water in an area protected from rodents and other predators.

(d) Coop and Cage Standards. Coops/cages shall be constructed such that:

(1) It is freestanding.

(2) Is easily accessible for cleaning and maintenance.

(e) Location.

(1) Any coop/cage shall be located in the rear yard of the main dwelling and be located at least twenty (20) feet from any primary residential dwelling on an adjoining property and at least three (3) feet from any property line.

(2) Any time a heating device is used in a coop/cage, such coop/cage must be separated at least ten (10) feet from any residential dwelling structure.

(f) Cleanliness. Any coops/cages, roaming area and all animals on the lot must be kept and maintained in such a manner so as not to degrade (below a reasonable standard) the health, safety, noise, odor, or sanitation environment of persons dwelling on neighboring or adjacent lots.

(g) Restrictions.

(1) Numbers.

(A) No chickens shall be allowed on a single lot less than 10,000 square feet.

1. A combined total of eight (8) laying hens shall be allowed on a lot that is 10,000 square feet.

2. Property owners shall be allowed to have one (1) additional laying hen for every additional one thousand (1000) square feet of property.

(B) Any roosters hatched shall be properly removed from the property within five months of age.

(2) No ducks, geese, turkeys, peafowl, crowing hens, or crowing roosters may be kept on the property.

(3) No Chickens will be allowed on rental properties

(h) Violations.

(1) It shall be unlawful for any person to keep any chickens in a manner contrary to the provisions of this Section.

(2) If any property owner is still not compliant with this ordinance, the property owner will be required to remove all the chickens at the owner's expense.

(3) Failure to comply will come under the Fruit Heights City Nuisance Ordinance.

FRUIT HEIGHTS, UTAH

ORDINANCE NO. 2024-010

AN ORDINANCE OF FRUIT HEIGHTS CITY COUNCIL
ADOPTS TITLE 10, CHAPTER 11, SECTION 23, CHICKENS IN
SINGLE-FAMILY RESIDENTIAL ZONES R-1-10 and R-1-12

WHEREAS, the Fruit Heights City Council has determined that it will promote public welfare to adopt provisions of Title 10, Chapter 11, Section 23; and

WHEREAS, the Planning Commission held public hearing on March 26, 2024 and has considered the adoption of the Ordinance and has forwarded a recommendation regarding the same; and

WHEREAS, the City Council has now determined that the adoption is appropriate and will benefit the residents of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
FRUIT HEIGHTS CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Adoption of Title 10, Chapter 11, Section 23, Chickens in single-family
Residential zone R-1-10 and R-1-12

Section 2. Severability. If any section, part or provision of this Ordinance is held
invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of
this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance, for the shall be effective Immediately Upon Its Passage

PASSED AND APPROVED this 1 day of October, 2024

ATTEST:

by: Darren Frandsen
Darren Frandsen, City Recorder

[SEAL]



FRUIT HEIGHTS CITY COUNCIL

by: John Pohlman
John Pohlman, Mayor

VOTING:

Eileen Moss	Yea <u>X</u>	Nay _____
Mark Cottrell	Yea <u>X</u>	Nay _____
George Ray	Yea <u>X</u>	Nay _____
Gary Anderson	Yea <u>X</u>	Nay _____
Florence Sadler	Yea _____	Nay _____

ATTEST:

by: Hailee Ballingham
Hailee Ballingham, City Deputy Recorder

DEPOSITED in the office of the City Recorder this 1 of October, 2024

RECORDED this 2 day of October, 2024