

The following ordinance proposed by the Board of Supervisors of Patrick County at a regular meeting on April 14, 2009, and after public discussion thereof this day, Tuesday, April 14, 2009, on motion by Lock Boyce, seconded by Jonathan Large and carried, is hereby adopted:

AN ORDINANCE ENTITLED  
**“THE COMMERCIAL DOG BREEDER ORDINANCE OF  
PATRICK COUNTY, VIRGINIA”**

**GENERAL PROVISIONS**

**Section 1.1 Purpose**

This Ordinance is enacted pursuant to Section 3.2-6507.1 et seq. of the Code of Virginia, as amended to promote the safety, health, and welfare of companion animals.

**Section 1.2 Definitions**

Commercial dog breeder means any person who, during any 12 month period, maintains 30 or more adult female dogs for the primary purpose of the sale of their offspring as companion adults.

**Section 1.3 Compliance and Requirements**

No commercial dog breeder shall breed dogs in Patrick County without a valid business license issued by Patrick County, as applicable, where he maintains dogs for the purpose of commercial dog breeding.

Commercial dog breeders shall:

1. Maintain no more than 50 dogs over the age of one year at any time for breeding purposes.

2. Breed female dogs only: (i) after annual certification by a licensed veterinarian that the dog is in suitable health for breeding; (ii) after the dog has reached the age of 18 months; and (iii) if the dog has not yet reached the age of 8 years;
3. Dispose of dogs only by gift, sale, transfer, barter, or euthanasia by a licensed veterinarian;
4. Dispose of deceased dogs by prompt burial, cremation, or other sanitary disposal.
5. Dispose of dog waste in accordance with state and federal laws and regulations; and
6. Maintain accurate records for at least five years including:
  - a. The date on which a dog enters the operation;
  - b. The person from whom the animal was purchased or obtained, including the address and phone number of such person;
  - c. A description of the animal, including the species, color, breed, sex, and approximate age and weight;
  - d. Any tattoo, microchip number, or other identification number carried by or appearing on the animal;
  - e. Each date that puppies were born to such animal and the number or puppies;
  - f. All medical care and vaccinations provided to the animal, including certifications required by a licensed veterinarian under this chapter; and
  - g. The disposition of each animal and the date.

#### **Section 1.4 Severability**

If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance shall be declared invalid for any reason whatever, such decision shall not affect the remaining portions of this ordinance. The remaining portions shall remain in full force and effect; and for this purpose, the provisions of this ordinance are hereby declared to be severable.

### **Section 1.5 Right of Entry**

**A.** The Commissioner, the State Veterinarian or his assistant, any animal control officer, and any public health or safety official employed by the locality where a commercial dog breeder resides or maintains breeding operations may, upon receiving a complaint or upon his own motion, investigate any violation of the provisions of this chapter. Such investigation may include (i) the inspection of the books and records of any commercial dog breeder, (ii) the inspection of any companion animal owned by the commercial dog breeder, and (iii) the inspection of any place where animals are bred or maintained. In conducting the inspection, the Commissioner or animal control officer may enter any premises where animals may be bred or maintained during daytime hours.

**B.** Any commercial dog breeder who is the subject of an investigation by the Commissioner, the State Veterinarian, or an animal control officer shall, upon request, provide assistance to the Commissioner, the State Veterinarian, or an animal control officer shall, upon request, provide assistance to the Commissioner, the State Veterinarian, or the animal control officer in making any inspection authorized by this section.

### **Section 1.6 Concurrent operation of releasing agency prohibited**

It is unlawful for a commercial dog breeder to operate or maintain a controlling interest in any releasing agency.

### **Section 1.7 Penalty**

Any commercial dog breeder violating any provision of this article is guilty of a Class 1 misdemeanor.