



# IV.-E.

Agenda Item

## County of Hanover

**Board Meeting: June 26, 2015**

**Subject:** Resolution to approve an agreement between Hanover County and the Town of Ashland for the County to enforce the County's animal control laws in the Town

**Summary of Agenda Item:** To date Hanover County has provided animal control services within the Town of Ashland and has also housed the Town's stray animals at the County's animal shelter, all through an informal understanding with the Town. In an effort to formalize that arrangement, the Town has proposed entering into a written agreement with the County through which the Town would also repeal its own animal control laws and incorporate by reference the County's animal control laws.

The Town of Ashland on June 16, 2015 adopted an ordinance approving the agreement included in the attached resolution. The Town's ordinance repealed Chapter 3, "Animal & Fowl" of the Ashland Town Code, and incorporated by reference Chapter 4, "Animals," of the Hanover County Code, effective June 25, 2015.

Under this agreement, the County would continue to provide this service at no additional cost to the Town.

**County Administrator's Recommended Board Motion:** Adoption of the resolution to approve an agreement between Hanover County and the Town of Ashland for the County to enforce the County's animal control laws in the Town

VIRGINIA: At a regular meeting of the Board of Supervisors for Hanover County held in the Board Room of the Hanover County Administration Building on the 24<sup>th</sup> day of June, 2015, at 6:00 p.m.

Present: Mr. Wayne T. Hazzard, Chairman  
Mr. Aubrey M. Stanley, Vice-Chairman  
Mr. Sean M. Davis  
Mrs. Angela Kelly-Wiecek  
Mr. W. Canova Peterson  
Mr. G.E. "Ed" Via, III  
Mr. Elton J. Wade, Sr.  
Mr. Cecil R. Harris, Jr., County Administrator  
Mr. Sterling E. Rives, III, County Attorney

### **RESOLUTION**

**WHEREAS** the Town of Ashland and the County seek to have a uniform set of laws relating to animal control;

**WHEREAS** the Town of Ashland on June 16, 2015 adopted an ordinance repealing Chapter 3, "Animal & Fowl" of the Ashland Town Code, and incorporating by reference Chapter 4, "Animals," of the Hanover County Code;

**WHEREAS** the Town of Ashland has requested that the County provide animal control enforcement within the Town;

**WHEREAS** such an agreement between the County and the Town is authorized by Virginia Code sections 3.2-6555 and 15.2-1300; and

**WHEREAS** the County has agreed to enforce the animal control laws in the Town.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Hanover County, Virginia, hereby approves an Agreement with the Town of Ashland as follows:

1. Purpose. The purpose of this Agreement is to provide for comprehensive and uniform enforcement of animal control laws in the Town of Ashland and Hanover County.
2. Term. This Agreement shall take effect on June 25<sup>th</sup>, 2015 and shall automatically renew for terms of one year unless terminated by the Town or the County in accordance with paragraph 4.

3. Budget. The County agrees to assume full financial responsibility for the enforcement of the animal control laws in the Town of Ashland and the County of Hanover.
4. Termination. Either party may terminate this Agreement upon ninety (90) days written notice to the other party.
5. Repeal of Town of Ashland's Animal Control Laws. The Town agrees to repeal its animal control ordinance (Chapter 3, Animals & Fowl, Ashland Town Code) and to incorporate by reference Chapter 4 (Animals) of the Hanover County Code. The Town further agrees that this Agreement shall be null and void upon the Town's enactment of its own animal control ordinance.
6. Enforcement of Animal Laws. The County agrees to enforce the animal control laws set forth in Chapter 4 of the Hanover County Code throughout the Town of Ashland.
7. Insurance/Liability. The County agrees to assume any liability for its enforcement of the animal control laws in the Town of Ashland and to maintain appropriate insurance for such activity.

On motion of M\_\_\_\_\_, seconded by M\_\_\_\_\_, the members of the Board of Supervisors voted to approve the resolution as follows:

Vote:

Wayne T. Hazzard  
 Aubrey M. Stanley  
 Sean M. Davis  
 Angela Kelly-Wiecek  
 W. Canova Peterson  
 G. E. "Ed" Via, III  
 Elton J. Wade, Sr.

The undersigned certifies that this is a correct copy of the Resolution of the Board of Supervisors.

Dated: \_\_\_\_\_, 2015

\_\_\_\_\_  
 Cecil R. Harris, Jr., County Administrator  
 Clerk, Hanover County Board of Supervisors