



CITY OF HENDERSONVILLE
ANIMAL SERVICES ADVISORY COMMITTEE
HPD - Police Assembly Room | 160 Sixth Ave. E | Hendersonville NC 28792
Thursday, September 16, 2021 – 5:30 PM



AGENDA

1. **CALL TO ORDER**

2. **APPROVAL OF AGENDA**

3. **APPROVAL OF MINUTES**

A. Approval of Meeting Minutes of August 19, 2021 - *Caroline Gunther, Chair*

4. **PUBLIC COMMENT**

5. **NEW BUSINESS**

A. Animals at Special Events - *John Connet, City Manager*

B. General Discussion of past year & Q&A - *Blair Myhand, Chief of Police*

6. **ADJOURNMENT**

The City of Hendersonville is committed to providing accessible facilities, programs and services for all people in compliance with the Americans with Disabilities Act (ADA). Should you need assistance or an accommodation for this meeting please contact the City Clerk no later than 24 hours prior to the meeting at 697-3005.



Regular Meeting
City of Hendersonville
Animal Services Advisory Committee
Meeting Minutes | August 19, 2021 – 5:30 p.m.

REMOTE MEETING

HPD Police Assembly Room | 160 6th Ave. E. | Hendersonville NC 28792

1. Call to Order

Meeting was called to order at 5:30 p.m. by Caroline Gunther, Chair. Member's present were Caroline Gunther, Chair; Angela Prodrick, Vice Chair, Sarah Hoffman, Robin Grainger, James Lyon, Chief of Police Blair Myhand and Melissa Justus, Secretary. Jean Greeson and Joy Edwards joined the meeting after the approval of the agenda.

2. Approval of Agenda

Motion was made by Angela Prodrick, Vice Chair to approve the agenda. Sarah Hoffman seconded the motion and a unanimous vote of the Committee followed. Motion carried.

3. Public Comment

There were no public comments.

4. New Business

Chair Caroline Gunther discussed the Charter and Rules of Procedure of the committee for new committee members.

Angela Prodrick made the motion to nominate Caroline Gunther to remain as Chair. Jean Greeson seconded the motion. A unanimous vote of the committee followed. Motion carried.

Sarah Hoffman made the motion to nominate Angela Prodrick to serve as Vice Chair. Jean Greeson seconded the motion. A unanimous vote of the committee followed. Motion carried. Committee member James Lyon made motion to cancel October and December 2021 meetings. Member Sarah Hoffman seconded the motion. Member James Lyon made an amendment to the motion to make the September meeting a virtual meeting. Unanimous vote of the committee followed.

5. Approval of Minutes for June 17, 2021 Meeting

Vice Chair Angela Prodrick made the motion to approve the minutes as amended; Jean Greeson seconded the motion and a unanimous vote of the committee followed.

6. Civil Penalty Benchmark Study and Recommendation – Chief Blair Myhand

Chief Myhand presented information from 14 different municipalities in North Carolina on the issue of Civil Penalties vs. Criminal Penalties. City of Hendersonville has criminal and civil penalties for Animal Ordinance violations. Of the 14 municipalities, 10 are civil fines only, with most on a graduated scale. Four are either all criminal or combination of both criminal and civil. Two have a 3-level system. Chief would like for the Police Department to get away from **sworn** Animal Enforcement officers issuing people with civil violations and to also take a more civil penalty approach versus a criminal penalty. The committee would need to recommend to City Council for a civilian animal enforcement officer and January would be the best time to give that recommendation to council. Chief Myhand suggested that the committee have more discussion before making that recommendation. Recommends a progressive fee schedule with options for dismissal of fees if certain steps are followed. City ordinances would have to be amended to reflect violations and specific charges. The goal of possible changes to civil penalties is to modify behavior. Committee members want to look at the fee schedule more closely and to discuss that at a future meeting

7. New Business for the September 16, 2021 Meeting

- Information on different municipalities in North Carolina that use civilian animal enforcement personnel vs. sworn animal enforcement personnel
- Specifics of North Carolina statutes versus City of Hendersonville animal ordinances

8. Adjourn

There being no further business Vice Chair Angela Prodrick moved to adjourn the meeting at 7:06 p.m.

Sec. 10-7. Animals at special events.

- (a) It shall be unlawful for any person to allow or permit any animal owned, kept, or harbored by, or under the control of, such person to be present within the boundaries of any special event permitted pursuant to section 46-84, below, during the hours of operation of such special event.
- (b) The following animals are exempted from the prohibition contained in subsection (a):
 - (1) Service dogs;
 - (2) Animals under the control of on-duty law enforcement personnel;
 - (3) Animals explicitly authorized by the terms of a street vendor permit issued pursuant to section 14-284, below.
 - (4) Dogs exempted under subsections (b) (1), (2), and (3) must be properly restrained and under the full control of their handler at all times.
- (c) The special events committee, as established in section 46-85, may require the suspension of the exemption for domesticated dogs contained in subsection (b) item (4) above under either of two conditions.
 - (1) The health, safety and welfare of the community or the dogs or both will be compromised should dogs be allowed, or
 - (2) The event organizer requests that dogs be excluded from the event.

(Ord. No. 20-0206, § 1, 2-6-20)

https://library.municode.com/nc/hendersonville/codes/code_of_ordinances?nodeId=PTIICOOR_CH10AN_ARTIINGE_S10-7ANSPEV