

Pet StoresSections:

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5.21.010 DEFINITIONS

- (A) Animal care facility means an animal control center or animal shelter, maintained by or under contract with any state, county, or municipality, whose mission and practice is, in whole, or significant part, the rescue and placement of animals in permanent homes or rescue organizations.
- (B) Animal rescue organization means any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue and placement of animals in permanent homes. This term does not include an entity that is a breeder or broker or one that obtains animals from a breeder or broker for profit or compensation.
- (C) Breeder means a person that maintains a dog, rabbit, or cat for the purpose of breeding and selling their offspring.
- (D) Broker means a person that transfers a dog, rabbit, or cat from a breeder for resale by another person.
- (E) Offer for sale means to sell, offer for sale or adoption, advertise for the sale of, barter, auction, give away or otherwise dispose of a dog, rabbit, or cat. (Ord 911, 2023)

5.21.020 Restriction on the Sale of Animals

- (A) No store or business shall sell, deliver, offer for sale, barter, auction, give away, or otherwise transfer or dispose of cats, dogs, or rabbits. Nothing in this section shall prohibit stores from collaborating with animal care facilities or animal rescue organizations to offer space for such entities to showcase adoptable animals provided the store shall not have any ownership interest in the animals offered for adoption and shall not receive a fee for providing space for the adoption of any of these animals.

(B) The prohibition described in (A) of this section does not apply to:

- (1) Any animal shelter, animal care facility, or animal rescue organization.
- (2) A breeder who offers for sale a dog, rabbit, or cat that is the offspring of animals the breeder owns or has bred on the breeder's residential premises in Scappoose.
- (3) Individual persons transferring the ownership of animals, such as when gifting, rehoming, giving away, or selling, their own personal animals. (Ord 911, 2023)

5.21.030 Penalty

(A) Any person convicted of violating this Chapter shall be punished as provided in Scappoose Municipal Code Chapter 1.08, General Penalty. Each dog, cat, or rabbit offered for sale in violation of this Chapter shall constitute a separate violation. (Ord 911, 2023)