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**MEMORANDUM**

**To:** Hon Mayor and City Council, City Manager

**FROM:** John M. Barr

**DATE:** October 28, 2005

**SUBJECT:** New Legislation request, amend Animal Ordinance to permit "wild" animals under state or federal permit

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A citizen requested building inspection and permit to keep a small Kestrel Falcon under state and federal permit. The present ordinance restricts possession of birds to "common cage birds." The Kestrel is kept in a cage and is small – about 8 inches tall, but is not a "common" cage bird. To keep a falcon a person must have a special federal permit granted and administered by the state. The premises must be approved by the city and state inspectors.

Two members of Council have requested that Council consider an ordinance change to permit possession of federally licensed animals.

Accordingly I have prepared a proposed amendment to allow the keeping of federal and state licensed animals. The change to the ordinance is in bold and underlined.

I recommend approval of the proposed change.