

- b. Specify dog-related violations that contribute to the loss of Tag Program privileges including violations that cause suspension of privileges after one or two convictions.
  - c. Clarify the process for reinstatement after privileges have been suspended.
5. *Participant Registration and Renewal Fees*—Revise program fees including different fees for those residing outside of the City of Boulder and Boulder County and the addition of an annual renewal fee to cover program costs.

All but No. 3 above require council action in the form of ordinance amendments to the B.R.C. On May 21, 2013 council requested that staff provide those specific B.R.C. changes in a form on which council could make a final decision. Therefore, staff requests council approval of the following B.R.C. amendments summarized below and provided in detail in Attachment A.

| B.R.C. Section  | Recommendation  |
|---|---|
| 4-20-60. Voice and Sight Control Evidence Tag Fees.                               | <ul style="list-style-type: none"> <li>• Changes program application fees to \$13 for a City resident, \$33 for a Boulder County resident outside the city, and \$75 for a resident outside Boulder County.</li> <li>• Adds a fee of \$5 for each additional guardian and \$10 for each additional dog and includes a provision for fees to be waived for those who meet income criteria consistent with the City of Boulder Food Tax Rebate Program or the Parks and Recreation Reduced Rate Program.</li> <li>• Annual renewal rates of \$5 (city resident), \$20 (county resident), and \$30 (out of county).</li> </ul> |
| 6-13-2 Voice and Sight Control Evidence Tag Required.                             | <ul style="list-style-type: none"> <li>• Increases maximum penalties to \$100 (1st conviction), \$200 (2nd conviction), and minimum \$300 (3rd conviction) within a two-year timeframe.</li> <li>• Allows for affirmative defense for first violation when lawful participant in the Tag Program inadvertently fails to display tag on their dog(s).</li> </ul>   |
| 6-13-4 Voice and Sight Control Evidence Tag Requirements.                         | <ul style="list-style-type: none"> <li>• Requires valid City of Boulder dog license for city residents, or proof of vaccinations for non-residents.</li> <li>• Requires attendance at an informational session for all guardians prior to applying for participation in the Tag Program and within the past five years for renewing participation.</li> </ul>   |
| 6-13-4.5 Terms of Voice and Sight Control Evidence Tag.                           | <ul style="list-style-type: none"> <li>• Establishes an annual renewal requirement and a December 31, 2014 enrollment deadline for current tag program participants to comply with enhanced program requirements.</li> </ul>  |
| 6-13-5 Suspension and Reinstatement of Voice and Sight Control Evidence Tags Upon | <ul style="list-style-type: none"> <li>• Establishes immediate suspension of privileges after one conviction of any of the following violations: <ul style="list-style-type: none"> <li>○ Aggressive Animal Prohibited</li> <li>○ Failure to Protect Wildlife (or Livestock)</li> </ul> </li> </ul>   |

|  |   |
|--|---|
| Violations.                              | <ul style="list-style-type: none"> <li>• Establishes suspension after 2nd conviction within two years for any of the following violations: <ul style="list-style-type: none"> <li>○ 8-3-3 “City Manager’s Rules” pertaining to dog management and specifically enacted for protection of wildlife and a dog off-leash in a leash-required or dog-prohibited area.</li> <li>○ 6-1-16 "Dogs Running at Large Prohibited" on OSMP or on other city lands where voice and sight control is allowed. Excludes violations for not having possession of a leash.</li> </ul> </li> <li>• Revises reinstatement by removing requirement to repay application fee, continue requiring the reinstatement fee and successful completion of an evaluation test and adds the requirement to repeat attendance of the information session.</li> <li>• Establishes a minimum one-year suspension for continued violations of 6-1-16 when privileges have already been suspended.</li> </ul> |
| 6-1-16 Dogs Running at Large Prohibited. | <ul style="list-style-type: none"> <li>• Establishes, within a two-year timeframe maximum penalties of \$100 (1st conviction), \$200 (2nd conviction), and minimum of \$300 (3rd conviction).</li> <li>• Establishes minimum \$300 penalty for having dog off-leash while under suspension.</li> <li>• Includes violations of City Manager’s Rules that affect program privilege suspension so that staff can feasibly assess prior violations.</li> </ul>  |

**ATTACHMENTS:**

- A. Draft Ordinance No. 7935 Changes Required To Implement Recommended Program Enhancements**
- B. Voice and Sight Tag Program Enhancement Timeline**