

CITY OF UTICA  
MACOMB COUNTY, MICHIGAN

ORDINANCE NO. 37C

**ORDINANCE AMENDING CHAPTER 6 OF THE CITY OF UTICA MICHIGAN CODE OF ORDINANCES TO AMEND THE DEFINITION OF PROHIBITED KENNELS AND PROVIDING FOR REPEALER, SEVERABILITY, AND EFFECTIVE DATE**

**THE CITY OF UTICA ORDAINS:**

**Section 1. Preamble.**

**WHEREAS**, in order to protect public health, safety and welfare, the City is desirous of amending the definition of prohibited kennels contained within the City of Utica's Animal Ordinance(s).

**Section 2.** Section 38 of Chapter 6 of the City of Utica Michigan Code of Ordinances is hereby amended as follows:

**Sec. 6-38. Kennels prohibited.**

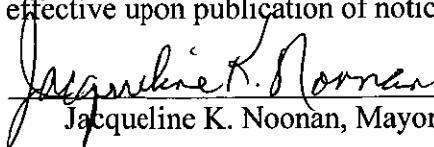
No person shall keep, operate or maintain a kennel within the limits of the city. The term "kennel," as used in this article, means any establishment, wherein or whereon:

- A. one or more dogs or cats is or are confined, owned, kept, or harbored, for the purpose of breeding, sale, or otherwise; or
- B. more than three dogs or cats are confined, owned, kept, or harbored.

**Section 3. Repealer.** All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

**Section 4. Severability.** If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, it being the intent of the City that this ordinance shall be fully severable.

**Section 5. Effective Date.** This ordinance shall be effective upon publication of notice of adoption.

  
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Jacqueline K. Noonan, Mayor

Attested:

  
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Beth Ricketts, City Clerk

**CERTIFICATION**

I, BETH RICKETTS, City Clerk for the City of Utica, County of Macomb, State of Michigan, certify that this is a true copy of an ordinance adopted by the Council of the City of Utica at its regular meeting on July 12 2016.

Beth Ricketts  
Beth Ricketts, City Clerk

PUBLICATION DATE:

July 16, 2016

Paper: Advisor Source.