

Mayor Lee Webster called the Special Meeting to order at 12:00 p.m. Council Members present were Bob Fateley, Art Smyth and Dan Smith. Council Member John Scheller and Kris Dawson were absent. A quorum was present. Also present was Deputy Clerk Desha Dawson.

ORDINANCE NO. 826 – THE KILLING OF ANIMALS WITHIN CITY LIMITS:

Mayor Webster first addressed Ordinance No. 826, referencing the killing and slaughtering animals within the city limits of Brewster. A prior ordinance regarding this issue was in place; however, it was very vague. This new Chapter specifically addresses the issue of the killing and slaughtering of animals within the City limits, as well as establishing a civil infraction penalty for violation of such ordinance. Several Council Members, as well as the Police Department, have received complaints of residents killing goats and pigs in their yards, bleeding them out and then butchering them. Police Chief Ron Oules states that this is not acceptable within the City limits and that there needs to be an ordinance in place that specifically addresses this and prohibits this kind of behavior. The current ordinance is too vague, as stated.

Council Member Smith does not understand why the City is spending money to revise an ordinance that we already have in place. Mayor Webster stated that the previous ordinance is not specific enough and the new Chapter (Ordinance No. 826) is more specific, therefore no one can misinterpret it. Police Chief Ron Oules stated that this helps close the loop holes in the previous one.

Council Member Smith recommended removing section C. under “Exemptions” as this may be interpreted that a resident could have a “licensed professional” (butcher) perform the killing and slaughtering of the animal. Mayor Webster and those present all agreed.

MOTION: Council Member Smyth made the motion to approve Ordinance No. 826, adding new Chapter 9.44 to the BMC prohibiting the killing and slaughtering of animals in public, establishing a civil infraction penalty for violations and establishing an effective date. Also approved was the removal of 9.44.030 Section C. Council Member Fateley seconded the motion and the motion passed unanimously.

ORDINANCE NO. 827 – NOISE ORDINANCE:

Mayor Webster next addressed Ordinance No. 827, adding a new chapter 8.18 regarding noise control. The prior ordinance, revised in 2007, accidentally repealed the prior penalties. This new chapter will clarify what is defined as a “noise disturbance”, the exemptions, violations and infractions. Mayor Webster would like Council to approve changes to the times under 8.18.020 section E. (vehicles, music, verbal noise, etc. that is audible at 100ft or more) between the hours of 10:00pm and 7:00 am; section G. (mowers/yard equipment), between the hours of 10:00pm and 6:00am. (Both sections had a p.m. time of 11:00). All Council Members present agreed to these time changes.

MOTION: Council Member Smyth made the motion to approve Ordinance No. 827 adding chapter 8.18 to the BMC regarding noise control, repealing the existing conflicting provisions in section 8.16.020 establishing a civil infraction penalty for violations and establishing an effective date. Also approved were time changes to Chapter 8.18.020 section E. to reflect the hours 10:00pm and 7:00am (instead of 11:00pm and 7:00am) and section G. to reflect the hours 10:00pm and 6:00am (instead of 11:00pm and 6:00am). Council Member Fateley seconded the motion and the motion passed unanimously.

05/21/2010

Council Member Fateley requested that these ordinance changes and additions be put in the local newspaper in Spanish and English, as well as our quarterly newsletter.

ADJOURNMENT

With there being no further business to come before the Council regarding the Special Meeting was adjourned at 12:25 p.m.

Mayor Lee Webster

ATTEST:

City Clerk/Finance Director Pamela Olsen, MMC