

**ORDINANCE NO. 2022-73**

**AN ORDINANCE AMENDING SECTION 14-7  
THE CITY OF BREVARD CODE OF ORDINANCE**

WHEREAS, a public meeting was conducted on November 21, 2022, by Brevard City Council, and after review and consideration of the proposed amendments, it is the desire of the City Council of the City of Brevard that Section 14-7 of the Brevard City Code of Ordinance be amended as outlined below; and

WHEREAS, the City Council of the City of Brevard finds that the proposed amendment is consistent with the City of Brevard Comprehensive Plan, specifically the following sections:

*OBJECTIVE 3.2: ENVIRONMENTAL HEALTH*

- *Reduction of the City's carbon and ecological footprint.*

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA THAT:

SECTION 01. The City of Brevard Code of Ordinance is hereby amended as described below:

Special permission for the temporary keeping of goats or sheep as permitted by the Chief of Police or designee, as described in Exhibit A to this ordinance, which is attached hereto and incorporated by reference, to Section 14-7. "Special permission for the temporary keeping of goats or sheep."

SECTION 02. The City Clerk of the City of Brevard is hereby authorized and directed to revise and amend the official records and the Code of Ordinance to reflect the change as set forth in Exhibit A which is attached and incorporated herein.

SECTION 03. The City Manager of the City of Brevard is hereby authorized and directed to cause the enforcement of the provisions of this ordinance through the Police Department.

SECTION 04. If any section, subsection, paragraph, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

SECTION 05. This Ordinance shall be in full force and in effect from and after the date of its adoption and approval.

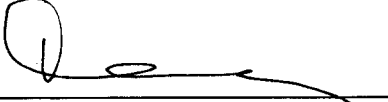
Adopted and approved on the 21<sup>st</sup> day of November, 2022.



*Maureen Copelof*  
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Maureen Copelof  
Mayor

*Denise Hodsdon*  
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Denise Hodsdon  
City Clerk

APPROVED AS TO FORM:



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Charles W. McKeller, Attorney at Law  
City Attorney

**EXHIBIT A**

**Sec. 14-7. Special permission for the temporary keeping of goats or sheep.**

Special permission may be granted through a special permit issued by the Chief of Police or designee for the temporary keeping of goats or sheep, which are otherwise prohibited by this article, for the purpose of city grazing provided that before granting such special permit the Chief of Police shall impose conditions under which the animals may be kept within the City. Such conditions shall be made a part of the special permit.

- (a) A special permit issued under this section may be revoked by the administrator for any reason that would have justified denial of the permit. If a permit is revoked, the applicant shall be given a written explanation of the reasons for revocation. Upon the determination of a violation, the owner shall have 14 days in which to bring the property or condition into compliance with this section or to remove the animals from the premises. If the administrator denies or revokes a permit under this section, they shall notify the applicant of their right to appeal such decision to the City Manager.
- (b) For the purpose of this chapter, the term “city grazing” shall mean the practice of sustainable lot maintenance by goats or sheep inside the corporate limits of the city, on a temporary and occasional basis, not to exceed 30 cumulative days in a calendar year, where said animal(s) are not permanently kept or maintained. The animals used for this purpose shall be free of disease, properly cared for at all times as determined by the Chief of Police or designee, and contained on the premises for which the permit was granted.
- (c) The Chief of Police or designee may deny or revoke a permit for any reason including but not limited to:
  - (1) The applicant has failed to comply with the applicable requirements of any subsection of this ordinance or condition of the permit as determined by the Chief of Police or designee.
  - (2) The animal for which the permit is requested poses a substantial danger of harm to any person, animal or property as determined by the Chief of Police or designee.
  - (3) The animal for which the permit is requested seriously interferes with the use and enjoyment of neighboring properties because of offensive noise or odor or for other reasons as determined by the Chief of Police or designee.
  - (4) The animal for which the permit is requested otherwise constitutes a threat to the public health or safety as determined by the Chief of Police or designee.