

**SALT RIVER PIMA-MARICOPA
INDIAN COMMUNITY
10005 East Osborn Road
Scottsdale, Arizona 85256**

ORDINANCE NUMBER: SRO-505-2019

AN ORDINANCE AMENDING CHAPTER 12 OF THE SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY CODE OF ORDINANCES BY ADDING SECTION 12-20 TO ENHANCE PUBLIC HEALTH AND SAFETY BY LIMITING THE NUMBER OF POULTRY THAT CAN BE RAISED AND PROHIBITING COCK FIGHTING IN THE SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY.

BE IT ENACTED THAT:

Chapter 12 of the Salt River Pima-Maricopa Indian Community Code of Ordinances is hereby amended by adding Section 12-20 as follows:

Sec. 12-20 Poultry limitations and cockfighting prohibition.

- (a) It shall be unlawful for any person, family, residents, or group of cohabitants to own or possess more than 2 roosters . If more than 2 roosters are found at any location, the excess poultry are subject to immediate seizure and euthanasia.
 - (1) This subsection does not apply to any legitimate business activity that is subject to a Community issued business license in good standing. The business license shall be in good standing and identify the person and address of the same location for which the SRPMIC business license is held. The burden of proof for this exception will fall upon the party claiming it.
 - (2) This subsection also will not apply to a Community member family farm where poultry is being used for a Community member's family's consumption and which generates no revenue for the Community member. The burden of proof for this exception will fall upon the party claiming it.
 - (3) For purposes of this subsection, a Community member family farm is defined as activity related to cultivating crops and raising livestock or poultry for family consumption which generates no revenue or other benefit.
 - (4) Any poultry not claimed by a person found near the land or property upon which it is kept is presumed abandoned and subject to immediate seizure and euthanasia.
- (b) It shall be unlawful to conduct any cockfighting activities or allow any cockfighting activities involving roosters, fowl, or cockerel to take place in the Community.
 - (1) Any male rooster, chicken, hen, fowl, poultry, or cockerel found to have its feathers plucked, a leg shaved, or its wattles or combs removed is presumed to be used for cockfighting and is subject to immediate seizure and euthanasia.

(2) For purposes of this chapter, the term cockfighting refers to the practice of owning, possessing, or training any rooster, chicken, hen, fowl, poultry, or cockerel to fight or exhibiting fighting roosters, chickens, hens, fowl, poultry, or cockerels for any purpose.

(c) Any violation of this section is a civil offense subject to a fine not to exceed \$1,000.00.

C E R T I F I C A T I O N

Pursuant to the authority contained in Article VII, Section 1(c)(1) and (4) of the Constitution of the Salt River Pima-Maricopa Indian Community ratified by the Tribe, February 28, 1990, and approved by the Secretary of the Interior March 19, 1990, and amended by the Tribe, February 27, 1996, and approved by the Secretary April 23, 1996, the foregoing ordinance was adopted this 10th day of April, 2019 at a duly called meeting held by the Community Council in Salt River, Arizona at which a quorum of 8 members were present by a vote of 7 For, 1 Against, 0 Abstentions and 1 Absent/Excused.

SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY COUNCIL


Ricardo Leonard, Vice President

ATTEST:


Erica Harvier, Secretary

Approved as to Form by the
Office of the General Counsel
Marnie Hodahkwen
May 1, 2019

