



Steven W. Troxler  
Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Veterinary Division*

Joseph W. Reardon  
Assistant Commissioner  
for Consumer Protection

Douglas Meckes, DVM  
State Veterinarian

June 6, 2019

Matthew Woodard  
Montgomery County Manager  
P. O. Box 425  
Troy, North Carolina 27371  
Via Hand Delivery

**Notice of Warning and Notice of Deficiency**

**Re: Violation of Title 02, N. C. Administrative Code ("NCAC") Chapter 52J  
Sections .0201(d); .0203(a) and (e); .0204(a) and (b); and .0207(d).**

**AWS-WL-2019-7**

Shelter: Montgomery County Animal Control Animal Shelter  
Certification No. 116

Dear County Manager Woodard:

The Animal Welfare Section ("AWS") of the Veterinary Division of the N.C. Department of Agriculture and Consumer Services ("NCDA&CS") conducted a facility compliance inspection ("FCI") of the Montgomery County Animal Control Animal Shelter located at 442 Landfill Road, Mt. Gilead ("the shelter") on May 29, 2019. This FCI was marked as "Disapproved" due to the deficiencies in compliance with the N.C. Animal Welfare Act ("AWA") and its associated regulations.

AWS conducted another FCI of the shelter on January 16, 2019, which was also marked as "Disapproved" for similar AWA violations. The additional FCI conducted by AWS on April 22, 2019, which was marked "Contingently Approved" because, although multiple violations of the AWA were present, a few corrective actions had been completed subsequent to the January 16, 2019 FCI. Copies of the facility compliance inspection reports are attached hereto and incorporated by reference.

During the May 29, 2019 FCI, the following was noted:

- 1) Several bags of donated dog food were torn open in violation of 02 NCAC 52J .0201(d) which requires open bags of food to be stored in airtight containers with lids. Violations of 02 NCAC 52J .0201(d) were also noted during the January 16, 2019 FCI.
- 2) In violation of 02 NCAC 52J .0203(a), the surfaces of the outdoor enclosures and walkways are not impervious to moisture. This violation has been noted on the FCIs conducted on the

following dates: October 19, 2016, April 27, 2017, September 20, 2017, April 17, 2018, January 16, 2019, April 22, 2019 and May 29, 2019. Despite repeated directives by the AWS Inspector to the shelter to either correct this violation, or at least provide a timetable for corrective actions for this violation, the shelter has failed to comply. This violation persists, and the condition of the enclosures and walkways continues to deteriorate.

- 3) Drainage in the outdoor enclosure areas is not suitable, as the shelter staff is spraying food and other wastes beyond the drain, so that resulting debris buildup is attracting an unacceptable number of flies in violation of 02 NCAC 52J .0203(e) and .0207(d).
- 4) In violation of 02 NCAC 52J .0204(a) the surfaces of the primary enclosures are not impervious to moisture. As noted above, despite these violations being cited on previous FCIs, the shelter has failed to implement corrective actions for this violation.
- 5) In violation of 02 NCAC 52J .0204(b), several of the primary enclosures have rusted gates and rusted poles with jagged edges. In addition, due to the poor condition of the gates and fencing, some of the dogs are escaping their primary enclosures and getting into an area that is littered with debris, unclean, unkept and unsafe for the dogs. These violations were also documented on the FCIs conducted on April 17, 2018, January 16, 2019 and April 22, 2019. Despite these previous citations and requests by the AWS Inspector for corrective actions, or at least a reasonable timetable for remedy of the deficiencies, the shelter has failed to comply.

At the conclusion of the May 29, 2019 FCI, the AWS Inspector again requested a timetable for corrective actions. The Maintenance Supervisor for Montgomery County agreed to provide one by May 31, 2019. To date, no timetable or other communication from the county has been received by AWS.

Based on the results of the FCIs, the shelter is in violation of 02 NCAC 52J .0201(d); .0203(a) and (e); .0204(a) and (b); and .0207(d).

Pursuant to NCGS §19A-30, this Warning Letter, in conjunction with the three enclosed Inspection Reports, serves as written notice indicting the respects in which the shelter is failing to satisfy the requirements for the holding of a certificate of registration as an animal shelter.

The shelter is directed to correct the violations and comply with the AWA and its associated regulations. Furthermore, the shelter is directed to submit a timetable with reasonable completion dates for correction of all deficiencies described in the three enclosed facility inspections within 7 days of the date of receipt of this letter.

Continued or future violation of these statutes or regulations will be considered to be a willful disregard or violation of the same. Such willful disregard or violation of the NC Animal Welfare Act and the rules issued pursuant thereto may result in disciplinary action against your facility's certificate of registration pursuant to NCGS § 19A-30 and/or the assessment of a civil penalty of up to \$5,000.00 per violation under NCGS § 19A-40.

Your immediate attention to this matter is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patricia Norris DVM MS', written over a horizontal line.

Patricia Norris, DVM, MS  
Director of Animal Welfare Section  
Veterinary Division

cc: Dr. R. Douglas Meckes, State Veterinarian  
Joe Reardon, Assistant Commissioner, NCDA&CS  
Tina Hlabse, General Counsel, NCDA&CS  
Christopher R. McLennan, Assistant Attorney General

Appendix  
RELEVANT LAWS AND REGULATIONS

**§ 19A-30. Refusal, suspension or revocation of certificate or license.**

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

- (1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;
- (2) Willful disregard or violation of this Article or any rules issued pursuant thereto;
- (3) Failure to provide adequate housing facilities and/or primary enclosures for the purposes of this Article, or if the feeding, watering, sanitizing and housing practices at the animal shelter, public auction, pet shop, or kennel are not consistent with the intent of this Article or the rules adopted under this Article;
- (4) Allowing one's license under this Article to be used by an unlicensed person;
- (5) Conviction of any crime an essential element of which is misstatement, fraud, or dishonesty, or conviction of any felony;
- (6) Making substantial misrepresentations or false promises of a character likely to influence, persuade, or induce in connection with the business of a public auction, commercial kennel, pet shop, or dealer;
- (7) Pursuing a continued course of misrepresentation of or making false promises through advertising, salesmen, agents, or otherwise in connection with the business to be licensed;
- (8) Failure to possess the necessary qualifications or to meet the requirements of this Article for the issuance or holding of a certificate of registration or license.

The Director shall, before refusing to issue or renew and before suspension or revocation of a certificate of registration or a license, give to the applicant or holder thereof a written notice containing a statement indicating in what respects the applicant or holder has failed to satisfy the requirements for the holding of a certificate of registration or a license. If a certificate of registration or a license is suspended or revoked under the provisions hereof, the holder shall have five days from such suspension or revocation to surrender all certificates of registration or licenses issued thereunder to the Director or his authorized representative.

A person to whom a certificate of registration or a license is denied, suspended, or revoked by the Director may contest the action by filing a petition under G.S. 150B-23 within five days after the denial, suspension, or revocation.

Any licensee whose license is revoked under the provisions of this Article shall not be eligible to apply for a new license hereunder until one year has elapsed from the date of the order revoking said license or if an appeal is taken from said order of revocation, one year from the date of the order or final judgment sustaining said revocation. Any person who has been an officer, agent, or employee of a licensee whose license has been revoked or suspended and who is responsible for or participated in the violation upon which the order of suspension or revocation was based, shall not be licensed within the period during which the order of suspension or revocation is in effect. (1977, 2nd Sess., c. 1217, s. 11; 1987, c. 827, s. 67.)

**§ 19A-40. Civil Penalties.**

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation.

The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2. (1995, c. 516, s. 6; 1998-215, s. 3.)

**02 NCAC 52J .0201      GENERAL**

(d) Supplies of food and bedding shall be stored in facilities which adequately protect such supplies against infestation or contamination by vermin and insects. All open bags of food shall be stored in airtight containers with lids. Refrigeration shall be provided for supplies of perishable food.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005.*

**02 NCAC 52J .0203      OUTDOOR FACILITIES**

(a) In outdoor facilities that are subject to the Animal Welfare Act, primary enclosures and walkways with which an animal comes in contact shall be constructed of sealed concrete or other surfaces impervious to moisture. Gravel may be used if maintained at a minimum depth of six inches and kept in a sanitary manner.  
(e) A suitable method of drainage shall be provided.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. March 23, 2009; January 1, 2005.*

**02 NCAC 52J .0204      PRIMARY ENCLOSURES**

(a) Primary enclosures shall be constructed so as to prevent contamination from waste and wastewater from animals in other enclosures. All surfaces with which an animal comes in contact shall be impervious to moisture. For primary enclosures placed into service on or after January 1, 2005, no wood shall be within the animal's reach. For primary enclosures in use in a licensed or registered facility prior to January 1, 2005, any damaged wood must be replaced in a manner that does not permit contact with wood by the animal.  
(b) Primary enclosures for dogs and cats shall be structurally sound and maintained in good repair and in a manner to prevent injury to animals and keep other animals out. Primary enclosures shall be constructed so as to provide space to allow each dog or cat to walk, urn about freely, and to easily stand, sit, or lie in a natural position. The height of a primary enclosure other than a cage shall be no less than five feet. All enclosures shall be constructed to prevent the escape of animals.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005; April 1, 1985.*

**02 NCAC 52J .0207      SANITATION**

(d) An effective program for the control of insects, ectoparasites, and avian and mammalian pests shall be established and maintained.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005; April 1, 1985.*

**Animal Welfare Section  
NC Department of Agriculture and Consumer Services  
1030 Mail Service Center  
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431  
Email: agr.aws@ncagr.gov  
Website: www.ncaws.com

**Facility Compliance Inspection - Animal Shelter**

**Disapproved - 01/16/2019**

Facility Name: MONTGOMERY COUNTY ANIMAL CONTROL	License Number: 116
Owner: MONTGOMERY COUNTY	
Address: 442 LANDFILL ROAD	
City: MT. GILEAD	Zip Code: 27371
County: MONTGOMERY	
Phone: (910)572-3067	Email: LEVERETT@MONTGOMERYCOUNTYNC.COM
Latitude: 35.332594	Longitude: -79.961483
Total Enclosures: 18	
Dogs on Premise: 7	Cats on Premise: 1
Licensed Capacity (Dogs): 20	Licensed Capacity (Cats): 16
Type of Inspection: Annual Inspection	Date of Inspection: 01/16/2019

**02 NCAC 52J .0101 RECORDS**

1. origin and date received. [02 NCAC 52J .0101(1)] - In Compliance
2. description [02 NCAC 52J .0101(2)] - In Compliance
3. location [02 NCAC 52J .0101(3)] - In Compliance
4. disposition of animals
  - o name and address of person [02 NCAC 52J .0101(4)] - In Compliance
  - o death - date, signs of illness, or cause of death if identified [02 NCAC 52J .0101(4)] - In Compliance
  - o date and type of euthanasia [02 NCAC 52J .0101(4)] - In Compliance
5. record of veterinary care. [02 NCAC 52J .0101(5)] - In Compliance

**02 NCAC 52J .0103 INSPECTION OF RECORDS**

1. Records available upon request. [02 NCAC 52J .0103] - In Compliance
2. Animals matched to record. [02 NCAC 52J .0103] - In Compliance
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for §19A-32.1(j) for records to be retained for 3 years - In Compliance

**02 NCAC 52J .0201 GENERAL**

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - Needs Improvement
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - In Compliance
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - In Compliance
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - In Compliance
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - **Not In Compliance**
6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - In Compliance
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - In Compliance
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - In Compliance
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - In Compliance
10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance
12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0201(h)] - In Compliance
13. Adequate drainage system. [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance

15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - In Compliance

#1- Housing facility in good repair, needs improvement as seen today. During this inspection, I viewed standing water in unused crates around the front/outdoor cat housing area. When I questioned where the water came from, I was told the roof leaks in this area when it rains. #5- Food Storage needs improvement as seen today. In the building used for food storage, I noted multiple concerns to include: floor soft and rotten at entrance, food bags and cans of food not stored up off the floor and multiple morsels of dry food on the floor & not cleaned. I was told the shipment had just come, and they haven't had a chance to organize the food yet. Also in this building, I noted uncapped needles on the left side, typically used for euthanasia

## 02 NCAC 52J .0202 INDOOR FACILITIES

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - In Compliance
2. Ambient temperature between 50°F and 85°F. [02 NCAC 52J .0202(a)] - In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - In Compliance
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - In Compliance
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - In Compliance
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - Not In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

#7- Lighting. Inadequate lighting was noted at the previous two inspections (4-17-18 & 9-20-17) & new lighting has been added to the outdoor/front dogs; However the outdoor/front cats remains dim & dark. Add lighting to this area as well. \*\*Also noted that the A/C & heat unit for the front cat building has hair build up, I have advised to keep this clean to allow for proper air flow.

## 02 NCAC 52J .0203 OUTDOOR FACILITIES

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - Not In Compliance
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - Not Applicable
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - In Compliance
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - In Compliance
5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - In Compliance
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - In Compliance
7. Suitable method of drainage provided. [02 NCAC 52J .0203(e)] - In Compliance

#1- Sealed concrete in outdoor enclosures & walkways is not in compliance as seen today. This shelter's past 4 inspections (10-19-16, 4-27-17, 9-20-17, & 4-17-18) have noted unsealed & damaged concrete. This is an older, mainly outdoor facility that does not allow the paint and/or sealant to stay on the concrete for long periods of time. In addition to unsealed concrete, there are multiple areas of the concrete that is pitted & broken. At this shelter's 9-20-17 & 4-17-18 inspection I requested the county to find a long-term & sustainable solution that will bring (and keep) the concrete into compliance. I also discussed my concerns and the lack of compliance with the NC Animal Welfare Act with Kevin the counties Facility Maintenance Supervisor during the 4-17-18 inspection. As of today, the concrete is seen with the same damage, and I've not been informed of any plans to address the long standing concerns. \*\*I viewed chewed and broken dog houses in some of the outdoor enclosures. Since this is an all outdoor housing facility, it is imperative that the houses provided remain in damage free condition. Replace all broken dog houses.

## 02 NCAC 52J .0204 PRIMARY ENCLOSURES

1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - Not In Compliance
3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that so that there's no contact with wood by the animal. [02 NCAC 52J .0204(a)] - In Compliance
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - Not In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - In Compliance
9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - In Compliance
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - In Compliance

14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - In Compliance
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - In Compliance
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - In Compliance
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - In Compliance
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - In Compliance

#2- Surfaces impervious to moisture, not in compliance- see previous. #5- Enclosures remain damage free is not in compliance- due to rusted & broken metal gates on the front/outdoor K9 housing area; also noted during the 4-17-18 inspection. Rusted and broken gates have been an on and off again concern. The county will usually spray paint the gates, but the paint does not stay for very long. A long-term plan to address sealant & broken poles is needed.

#### 02 NCAC 52J .0205 FEEDING

Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)]

1. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
2. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
3. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
4. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
5. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance
6. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
7. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
8. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
9. Disposable food receptacles discarded after each feeding. [02 NCAC 52J .0205(b)] - In Compliance
10. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - In Compliance

#### 02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - In Compliance
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - In Compliance
3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

#### 02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - In Compliance
2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - In Compliance
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
  - o washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer; or - In Compliance
  - o washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - In Compliance
  - o cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)] - In Compliance
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - In Compliance
9. Soiled linens and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - In Compliance
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - In Compliance
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - In Compliance
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - In Compliance
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - In Compliance

#### 02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

#### 02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Breeding not allowed in animal shelters. [02 NCAC 52J .0209(1)] - In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0207(2)] - In Compliance
5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance
6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - In Compliance
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. Animals in long term care:
  - o Daily access to both human and same species social interaction. [02 NCAC 52J .0209(6)(a)] - In Compliance
  - o Daily access to space other than the primary enclosure. [02 NCAC 52J .0209(6)(b)] - In Compliance
  - o A species and size-appropriate toy, unless it poses a health threat. [02 NCAC 52J .0209(6)(c)] - In Compliance
12. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

#### 02 NCAC 52J .0210 VETERINARY CARE

1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. If euthanasia is performed, a list of personnel approved to perform euthanasia maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. [02 NCAC 52J .0210(c)] - In Compliance
6. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance
7. Full written disclosure of the medical condition provided to the new owner. [02 NCAC 52J .0210(c)] - In Compliance
8. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance
9. However, rabies vaccine not required for any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days. [02 NCAC 52J .0210(d)] - In Compliance

#### 02 NCAC 52J .0301 VEHICLES

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - Not Applicable
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - Not Applicable
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - Not Applicable
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - Not Applicable

**ACO trucks are not here for me to view during this inspection.**

#### 02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - Not Applicable
2. Such enclosures constructed or positioned so that:
  - o Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - Not Applicable
  - o The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - Not Applicable
  - o The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - Not Applicable
3. The ambient temperature maintained between 50°F and 85°F. [02 NCAC 52J .0302(a)] - Not Applicable
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - Not Applicable
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - Not Applicable
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - Not Applicable
7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - Not Applicable
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - Not Applicable
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosures is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - Not Applicable
10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - Not Applicable

#### 02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS

1. If animals are transported for more than 12 hours:
  - o The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)]- Not Applicable
  - o Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)]- Not Applicable
  - o Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)]- Not Applicable
  - o Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)]- Not Applicable

#### 02 NCAC 52J .0304 CARE IN TRANSIT

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - Not Applicable

#### §19A-32.1 MINIMUM HOLDING PERIOD

1. All animals held for a minimum holding period (MHP) of 72 hours. [§19A-32.1(a)] - In Compliance
2. Animal made available for adoption unless exempted by §19A-32.1(b)(1-3). [§19A-32.1(a)] - In Compliance
3. Seriously ill or injured animal euthanized before the expiration of the MHP: a) Determination in writing from the animal shelter manager; and b) the writing includes the reason for the determination. [§19A-32.1(b)(2)] - In Compliance
4. Viewing for lost pet: a) entitled to view every animal; and b) at least 4 hours a day, 3 days a week. [§19A-32.1(c)] - In Compliance
5. Reasonable arrangements allow pet owners to determine whether their lost pets are amongst animals in restricted areas. [§19A-32.1(c)] - In Compliance
6. Fostering during MHP: at least 1 photograph displayed in a conspicuous location. [§19A-32.1(d)] - In Compliance
7. Foster care policies. [§19A-32.1(e)] - In Compliance
8. Owner surrendered and not reclaimed during the MHP: a) be returned to the owner, b) adopted, or c) euthanized. [§19A-32.1(f)] - In Compliance
9. Owner surrender disposed of before the expiration of the MHP: a) proof of ownership provided; and b) signed written consent to the disposition before the expiration of the MHP. [§19A-32.1(g)] - In Compliance
10. Owner surrender: statement in writing whether the dog has bitten any individual within the previous 10 days. [§19A-32.1(h)] - In Compliance
11. The person to whom an animal is released presents a valid form of government-issued photographic identification. [§19A-32.1(i)] - In Compliance
12. Documentation of the name of the person, the type of ID and the ID number. [§19A-32.1(i)] - In Compliance
13. Record of all animals impounded at the shelter maintained. [§19A-32.1(j)] - In Compliance
14. Retain the animal records for at least 3 years from the date of impoundment. [§19A-32.1(j)] - In Compliance
15. Animal records available for inspection during regular inspection or upon request of AWS. [§19A-32.1(j)] - In Compliance
16. Records contain at a minimum: date of impoundment, length of impoundment, disposition of each animal, name and address of person to whom the animal was released, any institution that person represents, and the identifying information; other information required by rules adopted by the Bd of Ag. [§19A-32.1(j)(1-4)] - In Compliance

#### 02 NCAC 52J .0418 DUTIES OF CET

1. Prepare animals for euthanasia. [02 NCAC 52J .0418(1)] - Not Applicable
2. Record animal id and number, species, sex, breed, date, dosages used and amounts wasted [02 NCAC 52J .0418(2)] - In Compliance
3. Order euthanasia supplies. [02 NCAC 52J .0418(3)] - In Compliance
4. Maintain security of controlled substances and other drugs. [02 NCAC 52J .0418(4)] - In Compliance
5. Directly supervise probationary Euthanasia technicians. [02 NCAC 52J .0418(5)] - Not Applicable
6. Report violations or suspicions of a rule violation. [02 NCAC 52J .0418(6)] - In Compliance
7. Properly euthanize animals. [02 NCAC 52J .0418(7)] - Not Applicable
8. Properly dispose of euthanized animals. [02 NCAC 52J .0418(8)] - Not Applicable
9. Properly dispose of expired drugs and used euthanasia materials/equipment [02 NCAC 52J .0418(8)] - Not In Compliance
10. Notify AWS of CET separation from facility. [02 NCAC 52J .0418(10)] - Not Applicable

#9- In the same building used for food storage, is also the room typically used for euthanasia. During this inspection I viewed uncapped and open needles on the table. When I asked about why they were like this, Jimmy told me that they had to dump the needle container to look for a discarded paper that another employee threw away that was not intended to be trash. Nonetheless, I made it clear that this was not acceptable & the area needed to be cleaned up. Jimmy was cleaning this area as I finished up this inspection.

#### 02 NCAC 52J .0501 INTRACARDIAC INJECTION

1. IC injection only on anesthetized or heavily sedated animals. [02 NCAC 52J .0501] - Not Applicable

#### 02 NCAC 52J .0705 REPORTS OF EUTHANASIA UNDER EXTRAORDINARY CIRCUMSTANCES

1. Report prepared of euthanasia under extraordinary circumstances. [02 NCAC 52J .0705] - In Compliance
2. Reports kept for 2 years. [02 NCAC 52J .0705] - In Compliance
3. Report includes date, time, animal id, person performing the euthanasia, euthanasia method, and justification of extraordinary circumstances [02 NCAC 52J .0705] - In Compliance

#### 02 NCAC 52J .0801 EUTHANASIA MANUAL REQUIRED

1. Facility has current policy and procedure euthanasia manual. [02 NCAC 52J .0801] - In Compliance

#### 02 NCAC 52J .0802 CONTENTS OF EUTHANASIA MANUAL

1. Manual includes shelter's equipment, and process. [02 NCAC 52J .0802] - In Compliance

**02 NCAC 52J .0803 ADDITIONAL CONTENTS**

Euthanasia manual shall be kept consistent with the publications listed below and reflect the current information for each. The manual shall include:

1. Current NC AWA and rules. [02 NCAC 52J .0803(1)] - In Compliance
2. Report of the AVMA Panel on Euthanasia – current revision, replacement, supplements or changes [02 NCAC 52J .0803(2)] - In Compliance
3. HSUS Euthanasia Training Manual – current copy. [02 NCAC 52J .0803(3)] - In Compliance
4. American Humane Association current euthanasia publication. [02 NCAC 52J .0803(4)] - In Compliance
5. Methods of euthanasia used by shelter and policy/procedures for each method. [02 NCAC 52J .0803(5)] - In Compliance
6. List of CET's, methods of euthanasia in which they are trained and date of training. [02 NCAC 52J .0803(6)] - In Compliance
7. Name, address and contact information for veterinarian responsible for the Annual Program of Veterinary Care. [02 NCAC 52J .0803(7)] - In Compliance
8. Name, address and contact information for veterinarians responsible for veterinary medical care of the animals. Contact information to include telephone numbers for working hours, after hours and holidays [02 NCAC 52J .0803(8)] - In Compliance
9. Euthanasia procedure for emergencies, after hours, holidays and weekends. [02 NCAC 52J .0803(9)] - In Compliance
10. Procedures when CET is absent and euthanasia is needed. [02 NCAC 52J .0803(10)] - In Compliance
11. Methods for verifying death after euthanasia. [02 NCAC 52J .0803(11)] - In Compliance
12. Name and contact information for euthanasia solution and tranquilizer/anesthesia drugs supplier(s). [02 NCAC 52J .0803(12)] - In Compliance
13. Original US DEA controlled substance registration [02 NCAC 52J .0803(13)] - In Compliance
14. MSDS for any chemical used for euthanasia [02 NCAC 52J .0803(14)] - In Compliance
15. MSDS for any anesthetic or tranquilizing drug used in facility. [02 NCAC 52J .0803(15)] - In Compliance
16. Notice of signs of human exposure to euthanasia agents. [02 NCAC 52J .0803(16)] - In Compliance
17. First aid procedures of accidental human exposure to euthanasia agents [02 NCAC 52J .0803(17)] - In Compliance
18. Contact information for medical treatment providers to include name of facility, telephone number for working and after hours, and directions to facility including a map [02 NCAC 52J .0803(18)] - In Compliance
19. If medical treatment provider does not provide after-hours service, then contact information for nearest emergency medical facility providing such service [02 NCAC 52J .0803(18)] - In Compliance

**General Comments:**

Annual inspection performed today, I arrived on site at 11am. This inspection is disapproved due to the number and severity of the areas of non-compliance noted within this report. In addition, these areas of non-compliance have been chronic problems with no evidence of permanent corrective actions implemented; and no timeline has been given for the implementation of corrective actions.

**Inspection Result:**

Disapproved

Inspector's Signature	Date
	01/16/2010

**Animal Welfare Section  
NC Department of Agriculture and Consumer Services  
1030 Mail Service Center  
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431

Email: agr.aws@ncagr.gov

Website: www.ncaws.com

**Facility Compliance Inspection - Animal Shelter**

**Contingently/Conditionally Approved - 04/22/2019**

Facility Name: MONTGOMERY COUNTY ANIMAL CONTROL		License Number: 116
Owner: MONTGOMERY COUNTY		
Address: 442 LANDFILL ROAD		
City: MT. GILEAD		Zip Code: 27371
County: MONTGOMERY		
Phone: (910)572-3067		Email: LEVERETT@MONTGOMERYCOUNTYNC.COM
Latitude: 35.332594		Longitude: -79.961483
Total Enclosures: 18		
Dogs on Premise: 11		Cats on Premise: 4
Capacity (Dogs): 20		Capacity (Cats): 16
Type of Inspection: Follow-up Inspection		Date of Inspection: 04/22/2019

**02 NCAC 52J .0101 RECORDS**

1. origin and date received. [02 NCAC 52J .0101(1)] - In Compliance
2. description [02 NCAC 52J .0101(2)] - In Compliance
3. location [02 NCAC 52J .0101(3)] - In Compliance
4. disposition of animals
  - o name and address of person [02 NCAC 52J .0101(4)] - In Compliance
  - o death - date, signs of illness, or cause of death if identified [02 NCAC 52J .0101(4)] - In Compliance
  - o date and type of euthanasia [02 NCAC 52J .0101(4)] - In Compliance
5. record of veterinary care. [02 NCAC 52J .0101(5)] - In Compliance

**02 NCAC 52J .0103 INSPECTION OF RECORDS**

1. Records available upon request. [02 NCAC 52J .0103] - In Compliance
2. Animals matched to record. [02 NCAC 52J .0103] - In Compliance
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for §19A-32.1(j) for records to be retained for 3 years - In Compliance

**02 NCAC 52J .0201 GENERAL**

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - Needs Improvement
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - In Compliance
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - In Compliance
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - In Compliance
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - In Compliance
6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - In Compliance
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - In Compliance
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - In Compliance
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - In Compliance

10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance
12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0201(h)] - In Compliance
13. Adequate drainage system [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance
15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - In Compliance

**Previous inspection (1-16-19)** Noted a leaky roof that needed to be addressed, as well as poor food storage area. The roof is still in need of repair & Kevin, the maintenance supervisor for the county, is working to get a roofing contractor out to the shelter to address the leaks. The building used for food & bedding storage & euthanasia equipment storage is in compliance today. Shelves have been built by volunteers for the food storage, bedding is up off the floor and stored on shelves, the rotten floor has been repaired & I viewed the euthanasia area as clean & well kept

#### 02 NCAC 52J .0202 INDOOR FACILITIES

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - In Compliance
2. Ambient temperature between 50°F and 85°F. [02 NCAC 52J .0202(a)] - In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - In Compliance
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - In Compliance
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - In Compliance
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

**Previous inspection (1-16-19)** noted the front/outdoor cats were poorly lit & hard to view. The area is well lit today.

#### 02 NCAC 52J .0203 OUTDOOR FACILITIES

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - **Not In Compliance**
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - In Compliance
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - In Compliance
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - In Compliance
5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - In Compliance
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - In Compliance
7. Suitable method of drainage provided. [02 NCAC 52J .0203(e)] - In Compliance

**#1- Deteriorating concrete still remains in the walkways & outdoor enclosures. The past 5 inspections (10-19-16, 4-27-17, 9-20-17, 4-17-18, 1-16-19) have noted these areas as out of compliance & the previous 2 have asked for a plan of action for the long-term repair of the concrete. No plan of action has been submitted. Kevin, the maintenance supervisor, met me at the facility while I was on site & he assures me they are working to find a solution. A gentleman is scheduled to come tomorrow to look at the damage & discuss the materials needed to make lasting repairs. Kevin has been informed that I need the details of those plans (who will do the work, when the work will begin & how they plan to address the issues) asap. Kevin has also been informed that the shelter will not be eligible to renew their license on July 1, 2019, if the work is not completed. \*\*Checked damaged dog houses seen today, replace the broken dog houses.**

#### 02 NCAC 52J .0204 PRIMARY ENCLOSURES

1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - **Not In Compliance**

3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that there's no contact with wood by the animal. [02 NCAC 52J .0204(a)] - In Compliance
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - Not In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - In Compliance
9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - In Compliance
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - In Compliance
14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq. ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - In Compliance
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - In Compliance
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - In Compliance
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - In Compliance
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - In Compliance

#2- Surfaces are not in compliance for being impervious to moisture (see previous statement under "outdoor facilities"). #5: Enclosures are not free from damage; as I viewed rusted and broken gate poles & rusted metal gates (noted 4-17-18 & 1-16-19). In addition to these unaddressed areas, I also viewed a broken metal vent in enclosure #3. This enclosure is not in use at the moment due to the sharp metal from the broken vent. Kevin tells me that he is hoping to have new gates fabricated with new poles for the ones that are damaged. He is unsure if the county budget will allow the work. Painting over the rust and broken areas will not be considered acceptable for these gates, as that process is no longer working long term. Kevin is also working to remove the metal vents, they are not a necessity & the dogs continue to damage and/or chew through them.

#### 02 NCAC 52J .0205 FEEDING

Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)]

1. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
2. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
3. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
4. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
5. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance
6. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
7. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
8. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
9. Disposable food receptacles discarded after each feeding. [02 NCAC 52J .0205(b)] - In Compliance
10. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - In Compliance

#### 02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - In Compliance
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - In Compliance
3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

#### 02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - In Compliance

2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - In Compliance
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
  - o washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer; or - In Compliance
  - o washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - In Compliance
  - o cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)]- In Compliance
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - In Compliance
9. Soiled linens and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - In Compliance
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - In Compliance
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - In Compliance
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - In Compliance
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - In Compliance

#### 02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

#### 02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Breeding not allowed in animal shelters. [02 NCAC 52J .0209(1)]- In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0209(2)] - In Compliance
5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance
6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - In Compliance
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. Animals in long term care:
  - o Daily access to both human and same species social interaction. [02 NCAC 52J .0209(6)(a)] - In Compliance
  - o Daily access to space other than the primary enclosure. [02 NCAC 52J .0209(6)(b)] - In Compliance
  - o A species and size-appropriate toy, unless it poses a health threat. [02 NCAC 52J .0209(6)(c)] - In Compliance
12. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

#### 02 NCAC 52J .0210 VETERINARY CARE

1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. If euthanasia is performed, a list of personnel approved to perform euthanasia maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. [02 NCAC 52J .0210(c)] - In Compliance
6. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance

7. Full written disclosure of the medical condition provided to the new owner. [02 NCAC 52J .0210(c)] - In Compliance
8. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance
9. However, rabies vaccine not required for any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days. [02 NCAC 52J .0210(d)] - In Compliance

#### 02 NCAC 52J .0301 VEHICLES

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - Not Applicable
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - Not Applicable
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - Not Applicable
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - Not Applicable

#### 02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - Not Applicable
2. Such enclosures constructed or positioned so that:
  - Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - Not Applicable
  - The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - Not Applicable
  - The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - Not Applicable
3. The ambient temperature maintained between 50°F and 85°F. [02 NCAC 52J .0302(a)] - Not Applicable
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - Not Applicable
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - Not Applicable
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - Not Applicable
7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - Not Applicable
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - Not Applicable
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosure is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - Not Applicable
10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - Not Applicable

#### 02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS

1. If animals are transported for more than 12 hours:
  - The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)] - Not Applicable
  - Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)] - Not Applicable
  - Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)] - Not Applicable
  - Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)] - Not Applicable

#### 02 NCAC 52J .0304 CARE IN TRANSIT

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - Not Applicable

#### §19A-32.1 MINIMUM HOLDING PERIOD

1. All animals held for a minimum holding period (MHP) of 72 hours. [§19A-32.1(a)] - In Compliance
2. Animal made available for adoption unless exempted by §19A-32.1(b)(1-3). [§19A-32.1(a)] - In Compliance
3. Seriously ill or injured animal euthanized before the expiration of the MHP: a) Determination in writing from the animal shelter manager; and b) the writing includes the reason for the determination. [§19A-32.1(b)(2)] - In Compliance
4. Viewing for lost pet: a) entitled to view every animal; and b) at least 4 hours a day, 3 days a week. [§19A-32.1(c)] - In Compliance
5. Reasonable arrangements allow pet owners to determine whether their lost pets are amongst animals in restricted areas. [§19A-32.1(c)] - In Compliance
6. Fostering during MHP: at least 1 photograph displayed in a conspicuous location. [§19A-32.1(d)] - In Compliance
7. Foster care policies. [§19A-32.1(e)] - In Compliance
8. Owner surrendered and not reclaimed during the MHP: a) be returned to the owner, b) adopted, or c) euthanized. [§19A-32.1(f)] - In Compliance

9. Owner surrender disposed of before the expiration of the MHP: a) proof of ownership provided; and b) signed written consent to the disposition before the expiration of the MHP. [§19A-32.1(g)] - In Compliance
10. Owner surrender: statement in writing whether the dog has bitten any individual within the previous 10 days. [§19A-32.1(h)] - In Compliance
11. The person to whom an animal is released presents a valid form of government-issued photographic identification. [§19A-32.1(i)] - In Compliance
12. Documentation of the name of the person, the type of ID and the ID number. [§19A-32.1(i)] - In Compliance
13. Record of all animals impounded at the shelter maintained. [§19A-32.1(j)] - In Compliance
14. Retain the animal records for at least 3 years from the date of impoundment. [§19A-32.1(j)] - In Compliance
15. Animal records available for inspection during regular inspection or upon request of AWS. [§19A-32.1(j)] - In Compliance
16. Records contain at a minimum: date of impoundment, length of impoundment, disposition of each animal, name and address of person to whom the animal was released, any institution that person represents, and the identifying information; other information required by rules adopted by the Bd of Ag. [§19A-32.1(j)(1-4)] - In Compliance

#### **02 NCAC 52J .0418 DUTIES OF CET**

1. Prepare animals for euthanasia. [02 NCAC 52J .0418(1)] - Not Applicable
2. Record animal id and number, species, sex, breed, date, dosages used and amounts wasted [02 NCAC 52J .0418(2)] - Not Applicable
3. Order euthanasia supplies. [02 NCAC 52J .0418(3)] - Not Applicable
4. Maintain security of controlled substances and other drugs. [02 NCAC 52J .0418(4)] - Not Applicable
5. Directly supervise probationary Euthanasia technicians. [02 NCAC 52J .0418(5)] - Not Applicable
6. Report violations or suspicions of a rule violation. [02 NCAC 52J .0418(6)] - Not Applicable
7. Properly euthanize animals. [02 NCAC 52J .0418(7)] - Not Applicable
8. Properly dispose of euthanized animals. [02 NCAC 52J .0418(8)] - Not Applicable
9. Properly dispose of expired drugs and used euthanasia materials/equipment [02 NCAC 52J .0418(8)] - Not Applicable
10. Notify AWS of CET separation from facility. [02 NCAC 52J .0418(10)] - Not Applicable

#### **02 NCAC 52J .0501 INTRACARDIAC INJECTION**

1. IC injection only on anesthetized or heavily sedated animals. [02 NCAC 52J .0501] - Not Applicable

#### **02 NCAC 52J .0705 REPORTS OF EUTHANASIA UNDER EXTRAORDINARY CIRCUMSTANCES**

1. Report prepared of euthanasia under extraordinary circumstances. [02 NCAC 52J .0705] - Not Applicable
2. Reports kept for 2 years. [02 NCAC 52J .0705] - Not Applicable
3. Report includes date, time, animal id, person performing the euthanasia, euthanasia method, and justification of extraordinary circumstances [02 NCAC 52J .0705] - Not Applicable

#### **02 NCAC 52J .0801 EUTHANASIA MANUAL REQUIRED**

1. Facility has current policy and procedure euthanasia manual [02 NCAC 52J .0801] - Not Applicable

#### **02 NCAC 52J .0802 CONTENTS OF EUTHANASIA MANUAL**

1. Manual includes shelter's equipment, and process. [02 NCAC 52J .0802] - Not Applicable

#### **02 NCAC 52J .0803 ADDITIONAL CONTENTS**

Euthanasia manual shall be kept consistent with the publications listed below and reflect the current information for each. The manual shall include:

1. Current NC AWA and rules. [02 NCAC 52J .0803(1)] - Not Applicable
2. Report of the AVMA Panel on Euthanasia – current revision, replacement, supplements or changes [02 NCAC 52J .0803(2)] - Not Applicable
3. HSUS Euthanasia Training Manual – current copy. [02 NCAC 52J .0803(3)] - Not Applicable
4. American Humane Association current euthanasia publication. [02 NCAC 52J .0803(4)] - Not Applicable
5. Methods of euthanasia used by shelter and policy/procedures for each method. [02 NCAC 52J .0803(5)] - Not Applicable
6. List of CET's, methods of euthanasia in which they are trained and date of training. [02 NCAC 52J .0803(6)] - Not Applicable
7. Name, address and contact information for veterinarian responsible for the Annual Program of Veterinary Care. [02 NCAC 52J .0803(7)] - Not Applicable
8. Name, address and contact information for veterinarians responsible for veterinary medical care of the animals. Contact information to include telephone numbers for working hours, after hours and holidays [02 NCAC 52J .0803(8)] - Not Applicable
9. Euthanasia procedure for emergencies, after hours, holidays and weekends. [02 NCAC 52J .0803(9)] - Not Applicable
10. Procedures when CET is absent and euthanasia is needed. [02 NCAC 52J .0803(10)] - Not Applicable
11. Methods for verifying death after euthanasia. [02 NCAC 52J .0803(11)] - Not Applicable

12. Name and contact information for euthanasia solution and tranquilizer/anesthesia drugs supplier(s). [02 NCAC 52J .0803(12)] - Not Applicable
13. Original US DEA controlled substance registration [02 NCAC 52J .0803(13)] - Not Applicable
14. MSDS for any chemical used for euthanasia [02 NCAC 52J .0803(14)] - Not Applicable
15. MSDS for any anesthetic or tranquilizing drug used in facility. [02 NCAC 52J .0803(15)] - Not Applicable
16. Notice of signs of human exposure to euthanasia agents. [02 NCAC 52J .0803(16)] - Not Applicable
17. First aid procedures of accidental human exposure to euthanasia agents [02 NCAC 52J .0803(17)] - Not Applicable
18. Contact information for medical treatment providers to include name of facility, telephone number for working and after hours, and directions to facility including a map [02 NCAC 52J .0803(18)] - Not Applicable
19. If medical treatment provider does not provide after-hours service, then contact information for nearest emergency medical facility providing such service [02 NCAC 52J .0803(18)] - Not Applicable

**General Comments:**

Follow up inspection performed today. I called Kevin, the county maintenance supervisor, to discuss various areas while I was onsite today & decided to meet me at the shelter to go through the last inspection in detail. Some improvements have been made since their shelter's disapproved annual inspection on 1-16-19. However, the major concern has been & still is, the deteriorating concrete & leaky roof. Kevin is working to address both of these issues with local contractors and experts. I am conditionally approving this inspection with the understanding that Kevin will be in touch with me on both of these projects: who will do the work, when the work will start & how it will be done. Kevin is aware that areas will need to meet minimal requirements before July 1, 2019 for the shelter to renew their license.

**Inspection Result:**

Contingently/Conditionally Approved

Inspector's Signature	Date
 Elizabeth Garner	04/22/2019
Facility Representative's Signature	Date
Discussed w/ Kevin	04/22/2019



**Animal Welfare Section  
NC Department of Agriculture and Consumer Services  
1030 Mail Service Center  
Raleigh, NC 27699-1030**

Phone: (919) 707-3280 Fax: (919) 733-6431  
Email: agr.aws@ncagr.gov  
Website: www.ncaws.com

**Facility Compliance Inspection - Animal Shelter**

**Disapproved - 05/29/2019**

Facility Name: MONTGOMERY COUNTY ANIMAL CONTROL	License Number: 116
Owner: MONTGOMERY COUNTY	
Address: 442 LANDFILL ROAD	
City: MT. GILEAD	Zip Code: 27371
County: MONTGOMERY	
Phone: (910)572-3067	Email: LEVERETT@MONTGOMERYCOUNTYNC.COM
Latitude:	Longitude:
Total Enclosures: 21	
Dogs on Premise: 10	Cats on Premise: 1
Capacity (Dogs): 13	Capacity (Cats): 8
Type of Inspection: Follow-up Inspection	Date of Inspection: 05/29/2019

**02 NCAC 52J .0101 RECORDS**

1. origin and date received. [02 NCAC 52J .0101(1)] - In Compliance
2. description [02 NCAC 52J .0101(2)] - In Compliance
3. location [02 NCAC 52J .0101(3)] - In Compliance
4. disposition of animals
  - o name and address of person [02 NCAC 52J .0101(4)] - In Compliance
  - o death - date, signs of illness, or cause of death if identified [02 NCAC 52J .0101(4)] - In Compliance
  - o date and type of euthanasia [02 NCAC 52J .0101(4)] - In Compliance
5. record of veterinary care. [02 NCAC 52J .0101(5)] - In Compliance

**02 NCAC 52J .0103 INSPECTION OF RECORDS**

1. Records available upon request. [02 NCAC 52J .0103] - Needs Improvement
2. Animals matched to record. [02 NCAC 52J .0103] - In Compliance
3. Records retained for 1 year; [02 NCAC 52J .0103]; see section for § 19A-32.1(j) for records to be retained for 3 years - In Compliance

**#1- Records available can be improved upon. While asking for random records, there is one dog housed here without a record on site. I am told that Leon has the record of the dog in his truck, & I have asked him to send it to me. \*\*noted, completion of this report is same day @ 4:30pm & Leon has not sent me this dogs record yet. Records should be completed at intake & maintained on site for the animals housed here.**

**02 NCAC 52J .0201 GENERAL**

1. Housing facilities structurally sound and maintained in good repair. [02 NCAC 52J .0201(a)] - In Compliance
2. Housing facilities contain the animals and restrict entry of other animals and people. [02 NCAC 52J .0201(a)] - In Compliance
3. Light fixtures and electrical outlets in animal areas in compliance with the State Building Code. [02 NCAC 52J .0201(b)] - In Compliance
4. Electric power reliable and safe. [02 NCAC 52J .0201(c)] - In Compliance
5. Supplies of food and bedding stored and adequately protected against infestation or contamination by vermin and insects. [02 NCAC 52J .0201(d)] - In Compliance



6. Open bags of food stored in airtight containers with lids. [02 NCAC 52J .0201(d)] - Not In Compliance
7. Refrigeration for perishable food. [02 NCAC 52J .0201(d)] - In Compliance
8. Daily removal and disposal of animal and food waste, bedding and debris; facility maintained in a clean and sanitary manner. [02 NCAC 52J .0201(e)] - In Compliance
9. Hot and cold running, potable water available. [02 NCAC 52J .0201(f)] - In Compliance
10. Washroom, basin or sink provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles. [02 NCAC 52J .0201(f)] - In Compliance
11. Ability to confirm ambient temperature. [02 NCAC 52J .0201(g)] - In Compliance
12. A separate five-foot perimeter fence if any animals have access to an outdoor enclosure, including unsupervised exercise areas. [02 NCAC 52J .0201(h)] - In Compliance
13. Adequate drainage system. [02 NCAC 52J .0201(i)] - In Compliance
14. All areas of a facility available for review or inspection during normal business hours. [02 NCAC 52J .0201(j)] - In Compliance
15. All animals in a facility subject to the requirements of the Animal Welfare Act, regardless of ownership. [02 NCAC 52J .0201(k)] - In Compliance
16. Compliance with all federal, state and local laws, rules and ordinances relating to or affecting the welfare of dogs and cats in its facility. [02 NCAC 52J .0201(l)] - In Compliance
17. No dog or cat present in a window display except during business hours and in compliance with standards set forth in this Section. [02 NCAC 52J .0201(m)] - In Compliance

**#6- Several bags of donated food are seen today with tears/open areas. Ensure all open bags of food are placed in a lidded/sealed container. \*\*Previous inspections (1-16-19 & 4-22-19) noted leaks in the roof over the area cats are housed. The roof has been repaired.**

#### 02 NCAC 52J .0202 INDOOR FACILITIES

1. Indoor housing facilities adequately heated and cooled. [02 NCAC 52J .0202(a)] - In Compliance
2. Ambient temperature between 50°F and 85°F. [02 NCAC 52J .0202(a)] - In Compliance
3. Indoor housing facilities adequately ventilated. [02 NCAC 52J .0202(b)] - In Compliance
4. Fresh air and ventilation provided and drafts minimized. [02 NCAC 52J .0202(b)] - In Compliance
5. Air flow adequate to minimize odors and moisture condensation. [02 NCAC 52J .0202(b)] - In Compliance
6. Indoor housing facilities adequately illuminated. [02 NCAC 52J .0202(c)] - In Compliance
7. Illumination provides regular diurnal lighting cycles and be uniformly diffused [02 NCAC 52J .0202(c)] - In Compliance
8. Interior building surfaces are impervious to moisture and can be readily sanitized. [02 NCAC 52J .0202(d)] - In Compliance
9. Drainage rapidly eliminates excess water. [02 NCAC 52J .0202(e)] - In Compliance
10. Closed drain systems equipped with traps and installed to prevent odors and backup of sewage. [02 NCAC 52J .0202(e)] - In Compliance
11. The drainage system constructed to prevent cross-contamination among animals. [02 NCAC 52J .0202(e)] - In Compliance

#### 02 NCAC 52J .0203 OUTDOOR FACILITIES

1. Primary enclosures and walkways constructed of sealed concrete or other surfaces impervious to moisture. [02 NCAC 52J .0203(a)] - Not In Compliance
2. Gravel maintained at a minimum depth of six inches and kept sanitary. [02 NCAC 52J .0203(a)] - In Compliance
3. Outdoor housing provided allows animals to remain dry and comfortable during inclement weather. [02 NCAC 52J .0203(b)] - In Compliance
4. Housing is impervious to moisture and can be disinfected. [02 NCAC 52J .0203(b)] - In Compliance
5. One house available for each animal within each enclosure unless the animals are a mother and her unweaned offspring. [02 NCAC 52J .0203(b)] - In Compliance
6. In addition to the housing, the enclosure provides protection from excessive sun and inclement weather. [02 NCAC 52J .0203(c)] - In Compliance
7. Suitable method of drainage provided. [02 NCAC 52J .0203(e)] - Needs Improvement

**#1- Deteriorating concrete in walkways and outdoor enclosures continue to remain the largest concern for this shelter. The past 6 inspections (10-19-16, 4-27-17, 9-20-17, 4-17-18, 1-16-19, & 4-22-19) have noted these areas out of compliance & the previous 3 have asked for a plan of action for the long-term repair of the concrete. Kevin, the maintenance supervisor for Montgomery county government, has had two separate assessments for repairing the concrete & received the quotes. The concrete is so badly damaged, that the repairing process is not cost effective, in comparison to constructing a new housing area. Still, concrete remains unrepaired, animals remain housed here, and no written plan of action has been received. #2- Outdoor drainage, needs to be improved upon today. Previous drain system has been covered and brought into compliance. However, now food, waste, and other debris are being sprayed beyond the drain and accumulating in the gravel adjacent, creating the same problem the new drain was placed to fix. This area was seen with a lot of flies today. Staff member did ask how she could address this and I suggested that raking the area and using a cleaner such as bleach would be a good start.**

#### 02 NCAC 52J .0204 PRIMARY ENCLOSURES



1. Primary enclosures constructed prevent contamination from waste and wastewater from animals in other enclosures. [02 NCAC 52J .0204(a)] - In Compliance
2. All surfaces with which an animal comes in contact impervious to moisture. [02 NCAC 52J .0204(a)] - Not In Compliance
3. For primary enclosures placed into service on or after January 1, 2005, no wood within the animal's reach. [02 NCAC 52J .0204(a)] - In Compliance
4. For primary enclosures in use in a registered facility prior to January 1, 2005, any damaged wood replaced so that so that there's no contact with wood by the animal. [02 NCAC 52J .0204(a)] - In Compliance
5. Primary enclosures structurally sound, maintained in good repair and in a manner to prevent injury to animals, and keep other animals out. [02 NCAC 52J .0204(b)] - Not In Compliance
6. Primary enclosures provide space to allow animal to walk, turn about freely, and to easily stand, sit, or lie in a natural position. [02 NCAC 52J .0204(b)] - In Compliance
7. The height of primary enclosures other than cage no less than five feet. [02 NCAC 52J .0204(b)] - In Compliance
8. All enclosures constructed as to prevent the escape of animals. [02 NCAC 52J .0204(b)] - Needs Improvement
9. Each primary enclosure provided with a solid resting surface or surfaces adequate to comfortably hold all occupants of the primary enclosure at the same time. [02 NCAC 52J .0204(c)] - In Compliance
10. All resting surfaces made of a non-porous or easily sanitized material, such as a towel, or a disposable material such as newspaper. [02 NCAC 52J .0204(c)] - In Compliance
11. The resting surface or surfaces be elevated in primary enclosures housing two or more cats. [02 NCAC 52J .0204(c)] - In Compliance
12. In addition to Paragraph (b) of 02 NCAC 52J .0204, each dog shall be provided with the minimum square footage required by 02 NCAC .0204(d). [02 NCAC 52J .0204(d)] - In Compliance
13. Not more than four adult dogs housed in the same primary enclosure without supervision. [02 NCAC 52J .0204(d)] - In Compliance
14. If more than four dogs are housed in a common area or enclosure, then at least one person supervising each 10 dogs housed within each enclosure or common area. [02 NCAC 52J .0204(e)] - In Compliance
15. In addition to Paragraph (b) of 02 NCAC 52J .0204, each feline older than six months housed in any primary enclosure provided with a minimum of 4sq ft. of floor space which may include elevated resting surfaces. [02 NCAC 52J .0204(f)] - In Compliance
16. Each feline younger than 6 months provided 1.5 sq. ft. [02 NCAC 52J .0204(f)] - In Compliance
17. No more than 12 cats housed in the same primary enclosure. [02 NCAC 52J .0204(f)] - Not Applicable
18. In all cat enclosures, receptacle with clean litter provided for waste. [02 NCAC 52J .0204(g)] - In Compliance
19. A minimum of one receptacle per three cats shall be provided. [02 NCAC 52J .0204(f)] - Not Applicable

#2- Surfaces are not in compliance for being impervious to moisture (see previous statement under "outdoor facilities"). #5- Enclosures are not free from damage; as I viewed rusted and broken gate poles as well as rusted metal gates (noted 4-17-18, 1-16-19 & 4-22-19). In addition to the gates, I also viewed broken metal vents in the front dogs (also noted 4-22-19), the two enclosures seen with the broken vents where dogs would have access to them are not in use today. Kevin noted in a previous that he has consulted with a company to address the gates. However he tells me today that they are hesitant to spend the money to fix the gates and vents, because they hope to draw up plans for a new housing area all together. Still, the gates & vent remain unaddressed, the dogs remain housed in the areas w/ broken and rusted gates; & I have no written plan of action to address these concerns. #8- Enclosures prevent escape, needs improvement in the back dogs. Dog are pushing & damaging the dog houses and escaping from the cubby. The 'cubby' area where the dogs are housed at is also littered with debris, unclean, unkept & is not safe for dogs to be when they escape through the houses.

#### 02 NCAC 52J .0205 FEEDING

Dogs and cats fed at least once each 24-hour period except as otherwise might be required to provide adequate veterinary care. [02 NCAC 52J .0205(a)]

1. Food is commercially prepared food complying with laws applicable to animal feed or the food provided by the owner. [02 NCAC 52J .0205(a)] - In Compliance
2. The food is free from contamination, wholesome, palatable, and of adequate quality and quantity appropriate for the given size, age, and condition of an animal meeting the daily requirements for nutritional value. [02 NCAC 52J .0205(a)] - In Compliance
3. Puppies and kittens less than six months of age fed at least twice in each 24-hour period. An eight-hour interval between feedings if only two feedings are offered in a 24-hour period. [02 NCAC 52J .0205(a)] - In Compliance
4. Food receptacles accessible to all dogs or cats. [02 NCAC 52J .0205(b)] - In Compliance
5. Food receptacles located to minimize contamination by waste. [02 NCAC 52J .0205(b)] - In Compliance
6. For every adult animal, at least one food receptacle offered. [02 NCAC 52J .0205(b)] - In Compliance
7. Food receptacles durable, clean and sanitized. [02 NCAC 52J .0205(b)] - In Compliance
8. Damaged receptacles replaced. [02 NCAC 52J .0205(b)] - In Compliance
9. Disposable food receptacles discarded after each feeding. [02 NCAC 52J .0205(b)] - In Compliance
10. Food and water receptacles in outdoor facilities protected from the elements. [02 NCAC 52J .0205(c)] - In Compliance

#### 02 NCAC 52J .0206 WATERING

1. Continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. [02 NCAC 52J .0206] - In Compliance
2. Watering receptacles durable, clean and sanitized. [02 NCAC 52J .0206] - In Compliance



3. Damaged receptacles replaced. [02 NCAC 52J .0206] - In Compliance

## 02 NCAC 52J .0207 SANITATION

1. Waste removed from primary enclosures and exercise areas to prevent contamination of the dogs or cats and to reduce disease hazards and odors. [02 NCAC 52J .0207(a)] - In Compliance
2. Enclosures and exercise areas for dogs and cats properly cleaned a minimum of two times per day. [02 NCAC 52J .0207(a)] - In Compliance
3. The animal must be able to walk or lie down without coming in contact with any waste or debris. [02 NCAC 52J .0207(a)] - In Compliance
4. When a hosing or flushing method is used for cleaning an enclosure, animals are removed during the cleaning process, and measures taken to protect the animals in other such enclosures from being contaminated with water and other wastes. [02 NCAC 52J .0207(a)] - In Compliance
5. Prior to the introduction of dogs or cats into empty primary enclosures previously occupied, enclosures and accessories sanitized in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
6. In addition to primary enclosures being properly cleaned a minimum of two times per day, if the same animal is housed in the same enclosure more than seven days, enclosures and accessories sanitized at least once every seven days in the manner provided in 02 NCAC 52J .0207(b)(3). [02 NCAC 52J .0207(b)(1)] - In Compliance
7. Cages, rooms and hard-surfaced pens or runs be sanitized by:
  - washing them with hot water (180 degrees F.) and soap or detergent as in a mechanical cage washer; or - In Compliance
  - washing all soiled surfaces with a detergent solution to remove all organic matter followed by application of a safe and effective disinfectant; or - In Compliance
  - cleaning all soiled surfaces with live steam. [02 NCAC 52J .0207(3)(A-C)] - In Compliance
8. Food and water receptacles sanitized daily with hot water, detergent, and disinfectant. [02 NCAC 52J .0207(b)(4)] - In Compliance
9. Soiled liners and cloth products mechanically washed with detergent and sanitized. [02 NCAC 52J .0207(b)(5)] - In Compliance
10. Any area accessible to multiple animals kept clean and sanitary. [02 NCAC 52J .0207(b)(6)] - In Compliance
11. Premises (buildings and grounds) kept clean and in good repair to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this Rule. [02 NCAC 52J .0207(c)] - In Compliance
12. Premises are free of accumulations of trash, junk, waste products, and discarded matter. [02 NCAC 52J .0207(c)] - In Compliance
13. Weeds, grasses, and bushes controlled. [02 NCAC 52J .0207(c)] - In Compliance
14. Effective program for the control of insects, ectoparasites, and avian and mammalian pests [02 NCAC 52J .0207(d)] - Needs Improvement

#14- See 'Outdoor Facilities' for comments on files around the outdoor premises.

## 02 NCAC 52J .0208 EMPLOYEES

1. Sufficient number of employees. [02 NCAC 52J .0208] - In Compliance
2. Supervision of an animal caretaker who has a background in animal husbandry or care. [02 NCAC 52J .0208] - In Compliance

## 02 NCAC 52J .0209 CLASSIFICATION AND SEPARATION

1. Animals in the same primary enclosure maintained in compatible groups. [02 NCAC 52J .0209] - In Compliance
2. Females in season (estrus) not be housed in the same primary enclosure with males except for planned breeding. [02 NCAC 52J .0209(1)] - In Compliance
3. Breeding not allowed in animal shelters. [02 NCAC 52J .0209(1)] - In Compliance
4. Aggressive animals housed individually in a primary enclosure. [02 NCAC 52J .0207(2)] - In Compliance
5. Puppies or kittens less than four months of age housed in the same primary enclosure with adults without written permission. [02 NCAC 52J .0209(3)] - In Compliance
6. Puppies or kittens between 4 and 16 weeks of age have daily access to human social interaction. [02 NCAC 52J .0209(3)] - In Compliance
7. Dogs not housed in the same primary enclosure with cats; dogs or cats not housed in the same primary enclosure with any other species of animals without written permission. [02 NCAC 52J .0209(4)] - In Compliance
8. Designated isolation area for animals being treated or observed for communicable diseases. [02 NCAC 52J .0209(5)] - In Compliance
9. Dogs or cats in isolation that are being treated for a communicable disease separated as to minimize dissemination of disease. [02 NCAC 52J .0209(5)] - In Compliance
10. A sign posted at the cage or isolation area when in use. [02 NCAC 52J .0209(5)] - In Compliance
11. Animals in long term care:
  - Daily access to both human and same species social interaction. [02 NCAC 52J .0209(6)(a)] - In Compliance
  - Daily access to space other than the primary enclosure. [02 NCAC 52J .0209(6)(b)] - In Compliance
  - A species and size-appropriate toy, unless it poses a health threat. [02 NCAC 52J .0209(6)(c)] - In Compliance
12. All animals confined in primary enclosures or exercise areas. [02 NCAC 52J .0209(7)] - In Compliance

## 02 NCAC 52J .0210 VETERINARY CARE



1. Written program of veterinary care. [02 NCAC 52J .0210(a)] - In Compliance
2. Veterinarian's written recommendations for correcting disease problem that persists for more than 30 days obtained and followed [02 NCAC 52J .0210(b)] - In Compliance
3. Daily observation of animals. [02 NCAC 52J .0210(c)] - In Compliance
4. Sick or diseased, injured, lame, or blind dogs or cats provided with veterinary care [02 NCAC 52J .0210(c)] - In Compliance
5. If euthanasia is performed, a list of personnel approved to perform euthanasia maintained in a Policy and Procedure Manual as described in 02 NCAC 52J .0800. [02 NCAC 52J .0210(c)] - In Compliance
6. Diseased or deformed animals sold or adopted only under the policy set forth in the "Program of Veterinary Care." [02 NCAC 52J .0210(c)] - In Compliance
7. Full written disclosure of the medical condition provided to the new owner. [02 NCAC 52J .0210(c)] - In Compliance
8. All animals in a licensed or registered facility in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. [02 NCAC 52J .0210(d)] - In Compliance
9. However, rabies vaccine not required for any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days. [02 NCAC 52J .0210(d)] - In Compliance

#### 02 NCAC 52J .0301 VEHICLES

1. Vehicles mechanically sound. [02 NCAC 52J .0301(a)] - In Compliance
2. Vehicles equipped to provide fresh air to animals without harmful drafts. [02 NCAC 52J .0301(a)] - In Compliance
3. The animal cargo space constructed and maintained to prevent engine exhaust fumes from getting to the animals. [02 NCAC 52J .0301(b)] - In Compliance
4. The interior of the animal cargo space kept clean and sanitized. [02 NCAC 52J .0301(c)] - In Compliance

#### 02 NCAC 52J .0302 PRIMARY ENCLOSURES USED IN TRANSPORTING DOGS AND CATS

1. Primary enclosures constructed, ventilated and designed to protect the health and insure the safety of the animals. [02 NCAC 52J .0302(a)] - In Compliance
2. Such enclosures constructed or positioned so that:
  - o Each animal in the vehicle has sufficient fresh air for normal breathing. [02 NCAC 52J .0302(a)(1)] - In Compliance
  - o The openings of enclosures are easily accessible for emergency removals. [02 NCAC 52J .0302(a)(2)] - In Compliance
  - o The animals are adequately protected from the elements. [02 NCAC 52J .0302(a)(3)] - In Compliance
3. The ambient temperature maintained between 50°F and 85°F. [02 NCAC 52J .0302(a)] - In Compliance
4. The animal containment units are equipped with operable air-conditioning, forced-air cooling and heating or other temperature control mechanisms. [02 NCAC 52J .0302(a)] - In Compliance
5. Animals in the same primary enclosure are of the same species. [02 NCAC 52J .0302(b)] - In Compliance
6. Puppies or kittens less than 4 months of age not be transported in the same primary enclosures with adults other than their dams. [02 NCAC 52J .0302(b)] - In Compliance
7. Primary enclosures for transport large enough for each animal to turn about freely, and to easily stand, sit or lie down in a natural position. [02 NCAC 52J .0302(c)] - In Compliance
8. Primary enclosures for transport secured to the vehicle to prevent sliding or tipping of the enclosure during transit. [02 NCAC 52J .0302(c)] - In Compliance
9. Animals not be placed in primary enclosure over other animals in transit unless such enclosures is constructed so as to prevent animal excreta from entering lower enclosures. [02 NCAC 52J .0302(d)] - In Compliance
10. All primary enclosures for transport sanitized between use for shipments. [02 NCAC 52J .0302(e)] - In Compliance

#### 02 NCAC 52J .0303 FOOD AND WATER REQUIREMENTS

1. If animals are transported for more than 12 hours:
  - o The vehicles stop at least once every 12 hours for a period of 1 hour. During the 1-hour stop, potable water continuously provided for dogs and cats. [02 NCAC 52J .0303(1)] - In Compliance
  - o Adult dogs and cats fed at least once during each 24-hour period. [02 NCAC 52J .0303(2)] - In Compliance
  - o Puppies and kittens less than 6 months of age fed every 6 hours. [02 NCAC 52J .0303(2)] - In Compliance
  - o Dogs removed from the vehicle, given fresh water and given the opportunity for exercise if they have been confined in the vehicle for 36 hours. [02 NCAC 52J .0303(3)] - In Compliance

#### 02 NCAC 52J .0304 CARE IN TRANSIT

1. The attendant or driver inspects animals frequently enough to assure health and comfort and to determine if they need emergency care and to obtain it if needed. [02 NCAC 52J .0304] - In Compliance

#### §19A-32.1 MINIMUM HOLDING PERIOD

1. All animals held for a minimum holding period (MHP) of 72 hours. [§19A-32.1(a)] - In Compliance
2. Animal made available for adoption unless exempted by §19A-32.1(b)(1-3). [§19A-32.1(a)] - In Compliance



3. Seriously ill or injured animal euthanized before the expiration of the MHP: a) Determination in writing from the animal shelter manager; and b) the writing includes the reason for the determination. [§19A-32.1(b)(2)] - In Compliance
4. Viewing for lost pet: a) entitled to view every animal; and b) at least 4 hours a day, 3 days a week. [§19A-32.1(c)] - In Compliance
5. Reasonable arrangements allow pet owners to determine whether their lost pets are amongst animals in restricted areas. [§19A-32.1(c)] - In Compliance
6. Fostering during MHP: at least 1 photograph displayed in a conspicuous location. [§19A-32.1(d)] - In Compliance
7. Foster care policies. [§19A-32.1(e)] - In Compliance
8. Owner surrendered and not reclaimed during the MHP: a) be returned to the owner, b) adopted, or c) euthanized. [§19A-32.1(f)] - In Compliance
9. Owner surrender disposed of before the expiration of the MHP: a) proof of ownership provided; and b) signed written consent to the disposition before the expiration of the MHP. [§19A-32.1(g)] - In Compliance
10. Owner surrender: statement in writing whether the dog has bitten any individual within the previous 10 days. [§19A-32.1(h)] - In Compliance
11. The person to whom an animal is released presents a valid form of government-issued photographic identification. [§19A-32.1(i)] - In Compliance
12. Documentation of the name of the person, the type of ID and the ID number. [§19A-32.1(i)] - In Compliance
13. Record of all animals impounded at the shelter maintained. [§19A-32.1(j)] - In Compliance
14. Retain the animal records for at least 3 years from the date of impoundment. [§19A-32.1(j)] - In Compliance
15. Animal records available for inspection during regular inspection or upon request of AWS. [§19A-32.1(j)] - In Compliance
16. Records contain at a minimum: date of impoundment, length of impoundment, disposition of each animal, name and address of person to whom the animal was released, any institution that person represents, and the identifying information; other information required by rules adopted by the Bd of Ag. [§19A-32.1(j)(1-4)] - In Compliance

#### 02 NCAC 52J .0418 DUTIES OF CET

1. Prepare animals for euthanasia. [02 NCAC 52J .0418(1)] - Not Applicable
2. Record animal id and number, species, sex, breed, date, dosages used and amounts wasted [02 NCAC 52J .0418(2)] - Not Applicable
3. Order euthanasia supplies. [02 NCAC 52J .0418(3)] - Not Applicable
4. Maintain security of controlled substances and other drugs. [02 NCAC 52J .0418(4)] - Not Applicable
5. Directly supervise probationary Euthanasia technicians. [02 NCAC 52J .0418(5)] - Not Applicable
6. Report violations or suspicions of a rule violation. [02 NCAC 52J .0418(6)] - Not Applicable
7. Properly euthanize animals. [02 NCAC 52J .0418(7)] - Not Applicable
8. Properly dispose of euthanized animals. [02 NCAC 52J .0418(8)] - Not Applicable
9. Properly dispose of expired drugs and used euthanasia materials/equipment [02 NCAC 52J .0418(8)] - Not Applicable
10. Notify AWS of CET separation from facility. [02 NCAC 52J .0418(10)] - Not Applicable

#### 02 NCAC 52J .0501 INTRACARDIAC INJECTION

1. IC injection only on anesthetized or heavily sedated animals. [02 NCAC 52J .0501] - Not Applicable

#### 02 NCAC 52J .0705 REPORTS OF EUTHANASIA UNDER EXTRAORDINARY CIRCUMSTANCES

1. Report prepared of euthanasia under extraordinary circumstances. [02 NCAC 52J .0705] - Not Applicable
2. Reports kept for 2 years. [02 NCAC 52J .0705] - Not Applicable
3. Report includes date, time, animal id, person performing the euthanasia, euthanasia method, and justification of extraordinary circumstances [02 NCAC 52J .0705] - Not Applicable

#### 02 NCAC 52J .0801 EUTHANASIA MANUAL REQUIRED

1. Facility has current policy and procedure euthanasia manual [02 NCAC 52J .0801] - Not Applicable

#### 02 NCAC 52J .0802 CONTENTS OF EUTHANASIA MANUAL

1. Manual includes shelter's equipment, and process. [02 NCAC 52J .0802] - Not Applicable

#### 02 NCAC 52J .0803 ADDITIONAL CONTENTS

Euthanasia manual shall be kept consistent with the publications listed below and reflect the current information for each. The manual shall include:

1. Current NC AWA and rules. [02 NCAC 52J .0803(1)] - Not Applicable
2. Report of the AVMA Panel on Euthanasia -- current revision, replacement, supplements or changes [02 NCAC 52J .0803(2)] - Not Applicable
3. HSUS Euthanasia Training Manual -- current copy. [02 NCAC 52J .0803(3)] - Not Applicable
4. American Humane Association current euthanasia publication. [02 NCAC 52J .0803(4)] - Not Applicable



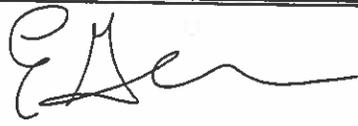
5. Methods of euthanasia used by shelter and policy/procedures for each method. [02 NCAC 52J .0803(5)] - Not Applicable
6. List of CET's, methods of euthanasia in which they are trained and date of training. [02 NCAC 52J .0803(6)] - Not Applicable
7. Name, address and contact information for veterinarian responsible for the Annual Program of Veterinary Care. [02 NCAC 52J .0803(7)] - Not Applicable
8. Name, address and contact information for veterinarians responsible for veterinary medical care of the animals. Contact information to include telephone numbers for working hours, after hours and holidays [02 NCAC 52J .0803(8)] - Not Applicable
9. Euthanasia procedure for emergencies, after hours, holidays and weekends. [02 NCAC 52J .0803(9)] - Not Applicable
10. Procedures when CET is absent and euthanasia is needed. [02 NCAC 52J .0803(10)] - Not Applicable
11. Methods for verifying death after euthanasia. [02 NCAC 52J .0803(11)] - Not Applicable
12. Name and contact information for euthanasia solution and tranquilizer/anesthesia drugs supplier(s). [02 NCAC 52J .0803(12)] - Not Applicable
13. Original US DEA controlled substance registration [02 NCAC 52J .0803(13)] - Not Applicable
14. MSDS for any chemical used for euthanasia [02 NCAC 52J .0803(14)] - Not Applicable
15. MSDS for any anesthetic or tranquilizing drug used in facility. [02 NCAC 52J .0803(15)] - Not Applicable
16. Notice of signs of human exposure to euthanasia agents. [02 NCAC 52J .0803(16)] - Not Applicable
17. First aid procedures of accidental human exposure to euthanasia agents [02 NCAC 52J .0803(17)] - Not Applicable
18. Contact information for medical treatment providers to include name of facility, telephone number for working and after hours, and directions to facility including a map [02 NCAC 52J .0803(18)] - Not Applicable
19. If medical treatment provider does not provide after-hours service, then contact information for nearest emergency medical facility providing such service [02 NCAC 52J .0803(18)] - Not Applicable

**General Comments:**

Follow up inspection was performed today for the conditionally approved inspection that took place on 4-22-19. That inspection was a follow up to the shelter's disapproved annual inspection that took place on 1-6-19. During the 4-22-19 inspection I did note some improvement had taken place since the previous inspection, however the main concern was the deteriorating concrete & leaky roof. In addition to these two areas, I also noted rusted and broken metal gates & broken metal vents in the front dog area. During the 4-22-19 inspection I asked Kevin, the maintenance supervisor for Montgomery county, for a written plan of action to address all concerns. On 5-1-19, I did receive an email from Kevin letting me know the roof was fixed, & the gates and vents would be addressed by 5-15-19. In addition to these areas, he also stated that he was waiting for assessment and quotes for the concrete. As of today, only the roof has been fixed. Assessment of the concrete damage was done, and Kevin tells me the years of "hand-aid" addressing the issues, will now cost thousands of dollars to fix. He has discussed with his supervisor several different alternatives to housing, to include creating an outdoor space that will come in AWA compliance. However, no further addressing of the issues has taken place, and no written plan of action has been submitted. When I asked Kevin why the gates and vents had not been addressed by the proposed date, he tells me that instead of spending the money to fix them, that money could go towards addressing a housing area that will come into compliance. Although I do agree with him, without a written plan of action to address all areas, I have to consider them out of compliance with no evidence of moving towards compliance. Before I left the premises today, Kevin tells me he will be in contact with me by the end of the week after he reviews the report and communicates with his supervisor and the county manager.

**Inspection Result:**

**Disapproved**

Inspector's Signature	Date
 Elizabeth Garner	05/29/2019
Facility Representative's Signature	Date
Discussed w/ Kevin	05/29/2019