



City of Roswell
P.O. Box Drawer 1838
Roswell, NM 88202

CITATION AND NOTIFICATION OF PENALTY

We believe that you violated the Animal Welfare Act (7 U.S.C. § 2131 et seq.) (AWA), as described below.

Date of Alleged Violation: July 8, 2021

9 C.F.R. § 3.125(a) Structural strength. The facility must be constructed of such material and of such strength as appropriate for the animals involved. The indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and contain the animals

You failed to construct and maintain enclosure for the animal that you attempted to contain in the facility.

APHIS officials documented that on July 7, 2021, a female black bear housed at Spring River Zoo escaped from her enclosure by pulling the rook fence apart and was standing on top of enclosure. The bear had to be sedated, removed from the roof of enclosure, and placed back in a holding enclosure.

Date of Alleged Violation: July 15, 2021

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care. Daily observation of all animals to access their health and well-being... that a mechanism of direct and frequent communication is required so that timely and accurate information on problems of animal health, behavior and well-being is conveyed to the attending veterinarian.

You failed to conduct daily observations of animals at your facility to assess their health and well-being.

APHIS officials observed a long-horn steer housed at Spring Creek Zoo with overgrown curling hooves and the animal appeared to have a decreased muscle volume.



Date of Alleged Violation: July 23, 2021

9 C.F.R. § 2.40(b)(1) Attending veterinarian and adequate veterinary care. The availability of appropriate facilities, personnel, equipment, and services to comply with the provisions of this subchapter.

You failed to provide adequate veterinary care for an animal.

APHIS officials observed a Longhorn steer who appeared thin and had chipped and curling hooves.

Date of Alleged Violation: October 11, 2020

9 C.F.R. § 3.125(a) Structural strength. The facility must be constructed of such material and of such strength as appropriate for the animals involved. The indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and contain the animals

You failed to construct and maintain enclosure for the animal that you attempted to contain in the facility.

During an inspection conducted on July 15, 2021, APHIS officials documented that on October 11, 2020, a beaver being temporarily housed in crane exhibit at Spring River Zoo escaped from its enclosure by digging under two chain link fences and a picket fence. The beaver was not recovered by the facility after the escape.

Date of Alleged Violation: April 28, 2022

9 C.F.R. § 3.125(a) Structural strength. The facility must be constructed of such material and of such strength as appropriate for the animals involved. The indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and contain the animals

You failed to maintain elk enclosure to protect the animal from injury.

APHIS officials documented that on April 28, 2022, a female elk housed at Spring River Zoo was being herded to a separate holding enclosure and had a missing panel. The elk went through the section where the panel was missing and hung her leg fracturing it. The fracture required the animal to be euthanized.

Date of Alleged Violation: December 29, 2022



9 C.F.R. § 3.127(d) Perimeter fence. On or after May 17, 2000, all outdoor housing facilities (i.e., facilities not entirely indoors) must be enclosed by a perimeter fence that is of sufficient height to keep animals and unauthorized persons out. Fences less than 8 feet high for potentially dangerous animals, such as, but not limited to, large felines (e.g., lions, tigers, leopards, cougars, etc.), bears, wolves, rhinoceros, and elephants, or less than 6 feet high for other animals must be approved in writing by the Administrator. The fence must be constructed so that it protects the animals in the facility by restricting animals and unauthorized persons from going through it or under it and having contact with the animals in the facility, and so that it can function as a secondary containment system for the animals in the facility. It must be of sufficient distance from the outside of the primary enclosure to prevent physical contact between animals inside the enclosure and animals or persons outside the perimeter fence. Such fences less than 3 feet in distance from the primary enclosure must be approved in writing by the Administrator.

You failed to construct a perimeter fence in a way that would protect the animals from injury.

APHIS officials documented that on the night on December 28, 2022, or the morning of December 29, 2022, at least three stray dogs entered the park, as well as enclosures housing the animals, and attacked and killed three barbary sheep and one wallaby.

The penalty for the alleged violation(s) described above is \$4,500.