

May 31, 1994
123 AMEND.ORD (CMM)

Introduced By: Brian Derdowski

Proposed No.: 93-677

ORDINANCE NO. **11404**

AN ORDINANCE Relating to animal control and amending Ordinance 1396, Sections 1, and 3, as amended, Ordinance 7416, Section 2 and K.C.C. 11.04.020, 11.04.030, AND 11.04.035; and amending Ordinance 10423, Section 10 and K.C.C. 11.04.590.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 1396, Section 3 as amended and K.C.C. 1104.020 are hereby amended to read as follows:

Definitions. In construing the provisions of this chapter, except where otherwise plainly declared or clearly apparent from the context, words used herein shall be given their common and ordinary meaning; in addition, the following definitions shall apply:

A. "Abatement" means the termination of any violation by reasonable and lawful means determined by the director of the animal control authority in order that an owner or a person presumed to be the owner shall comply with this chapter.

B. "Animal" means any living creature except homosapiens, insects and worms.

C. "Animal control authority" means the county animal control section, division of licensing and regulatory services, acting alone or in concert with other municipalities for enforcement of the animal control laws of the county and state and the shelter and welfare of animals.

D. "Animal control officer" means any individual employed, contracted or appointed by the animal control authority for the purpose of aiding in the enforcement of this chapter or any other law or ordinance relating to the licensing of animals, control of animals or seizure and impoundment of animals, and includes any state or municipal

1 peace officer, sheriff, constable or other employee whose
2 duties in whole or in part include assignments which involve
3 the seizure and taking into custody of any animal.

4 E. "Cattery" means a place where four or more adult cats
5 are kept, whether by owners of the cats or by persons
6 providing facilities and care, whether or not for
7 compensation, but not including (~~small animal hospital,~~
8 ~~clinic or~~) a pet shop((s)). An adult cat is one of either
9 sex altered or unaltered, that has reached the age of six
10 months.

11 F. "Domesticated animal" means those domestic beasts as
12 any dog, cat, rabbit, horse, mule, ass, bovine animal, lamb,
13 goat, sheep or hog, or other animal made to be domestic.

14 G. "Euthanasia" means the humane destruction of an
15 animal accomplished by a method that involves instantaneous
16 unconsciousness and immediate death, or by a method that
17 causes painless loss of consciousness, and death during such
18 loss of consciousness.

19 H. "Fostering" means obtaining unwanted dogs or cats and
20 locating adoptive homes for those licensed and spayed or
21 neutered dogs or cats. Individuals who wish to foster dogs
22 and cats, and who through such activity shall routinely or
23 from time to time harbor, keep or maintain more dogs and cats
24 than allowed in Title 21 K.C.C., must obtain either an
25 Individual or Organizational Private Animal Placement Permit.

26 I. "Grooming service" means any place or establishment,
27 public or private, where animals are bathed, clipped or
28 combed for the purpose of enhancing their aesthetic value
29 and/or health and for which a fee is charged.

30 J. "Harboring, keeping, or maintaining a dog or cat"
31 means performing any of the acts of providing care, shelter,
32 protection, refuge, food, or nourishment in such manner as to

1 control the animals actions, or, that the animal(s) is
2 treated as living at one's house by the homeowner.

3 K. "Hobby cattery" means a noncommercial cattery at or
4 adjoining a private residence where four or more adult cats
5 are bred or kept for exhibition for organized shows or for
6 the enjoyment of the species provided, however, a combination
7 hobby cattery/kennel license may be issued where the total
8 number of cats and dogs exceeds the number allowed in Title
9 21.

10 L. "Hobby kennel" means a noncommercial kennel at or
11 adjoining a private residence where four or more adult dogs
12 are bred or kept for hunting, training and exhibition for
13 organized shows, field, working and/or obedience trials, or
14 for enjoyment of the species provided, however, a combination
15 hobby cattery/kennel license may be issued where the total
16 number of cats and dogs exceeds the number allowed in Title
17 21.

18 M. "Juvenile" means any dog or cat, altered or unaltered,
19 that is under the age of six months.

20 N. "Kennel" means a place where four or more adult dogs
21 are kept, whether by owners of the dogs or by persons
22 providing facilities and care, whether or not for
23 compensation, but not including a a (~~small animal hospitals or~~
24 ~~clinics or~~) pet shop ((s)). An adult dog is one of either
25 sex, altered or unaltered, that has reached the age of six
26 months.

27 O. "Livestock" means as defined in K.C.C. 21.04.540.

28 P. "Owner" means any person having an interest in or
29 right of possession to an animal or any person having
30 control, custody or possession of any animal, or by reason of
31 the animal possession residing consistently at a location,
32 shall be presumed to be the owner.

33

1 Q. "Packs of dogs" means a group of two or more dogs
2 running upon either public or private property not that of
3 its owner in a state in which either its control or ownership
4 is in doubt or cannot readily be ascertained, and when such
5 dogs are not restrained or controlled.

6 R. "Person" means any individual, partnership, firm,
7 joint stock company, corporation, association, trust, estate
8 or other legal entity.

9 S. "Pet" shall mean a dog or a cat or any other animal
10 required to be licensed by the provisions of this chapter.
11 The terms "dog" or "cat" and "pet" may be used
12 interchangeably.

13 T. "Pet shop" means any person, establishment, store or
14 department of any store that acquires live animals, including
15 birds, reptiles, fowl and fish, and sells, or offers to sell
16 or rent such live animals to the public or to retail outlets.

17 U. "Private Animal Placement Permit - Individual" means
18 a permit issued to persons engaged in fostering dogs and cats
19 who meet certain requirements to allow such persons to
20 possess more dogs and cats than is specified in Title 21
21 K.C.C. Persons holding an Individual Private Placement
22 Permit and fostering dogs and cats must locate an adoptive
23 home for dog or cat within six months of acquisition.

24 V. "Private Animal Placement Permit - Organizational"
25 means permits issued to organizations engaged in fostering
26 dogs and cats, such organizations having first met certain
27 requirements. These organizations may distribute these
28 permits to individuals who will foster these dogs and cats in
29 their homes. The permits will allow such persons to possess
30 more dogs and cats than is specified in Title 21 K.C.C. Such
31 organizations must be approved by the director, and their
32 permit holders must locate an adoptive home for a dog or cat
33 within six months of acquisition.

1 W. "Running at large" means to be off the premises of
2 the owner and not under the control of the owner or competent
3 person authorized by the owner, either by leash or verbal
4 voice and/or signal control.

5 X. "Service animal" means any animal, which is trained
6 or being trained to aid a person who is blind, hearing
7 impaired, or otherwise disabled and is used for that purpose
8 and is registered with a recognized service animal
9 organization.

10 Y. "Shelter" means a facility which is a public body, an
11 established humane society, animal welfare society, society
12 for the prevention of cruelty to animals or other nonprofit
13 organization or person devoted to the welfare, protection and
14 humane treatment of animals.

15 Z. "Special Hobby Kennel License" means a license issued
16 to pet owners under certain conditions, who do not meet the
17 requirements for a Hobby Kennel License, to allow them to
18 retain only those specific dogs and cats then in their
19 possession until such time as the death or transfer of such
20 animals reduces the number they possess to the legal limit
21 set forth in the King County Zoning Code.

22 AA. "Under control" means the animal is under competent
23 voice and/or signal control so as to be thereby restrained
24 from approaching any bystander or other animal and from
25 causing or being the cause of physical property damage when
26 off of a leash or off the premises of the owner.

27 BB. "Vicious" means the act of, or the propensity to do
28 any act endangering the safety of any person, animal or
29 property of another, including, but not limited to, biting a
30 human being, and/or an attack on human beings or domestic
31 animals without provocation.

32 SECTION 2. Ordinance 1396, Section 1 as amended and
33 K.C.C. 11.04.030 are hereby amended to read as follows:

1 Pet licenses required. A. LICENSE REQUIREMENTS. All dogs
2 and cats eight weeks and over which are harbored, kept or
3 maintained in King County shall be licensed an registered
4 annually (~~(, provided that an altered two year license may be~~
5 ~~purchased)~~).

6 B. LICENSED ISSUANCE. Pet licenses shall be issued by
7 the animal control section and may be issued by
8 veterinarians, pet shops, catteries, and kennels and other
9 approved locations upon application and the payment of a
10 license fee made payable to the department of finance
11 according to the schedule provided in Section 11.04.035 of
12 this chapter:

13 1. Pet licenses for unaltered dogs and cats will be
14 valid for a term of one year from the date of issuance,
15 expiring on the last day of the twelfth month. Pet licenses
16 for altered dogs and cats will be valid for (~~(two)~~) one year
17 (~~(s)~~), expiring on the last day of the (~~(twenty-fourth)~~)
18 twelfth month. There is no proration of any license fees.
19 Renewal licenses will retain the original expiration period
20 whether renewed prior to, on, or after their respective
21 renewal month.

22 2. Juvenile licenses must be obtained for pets from
23 eight weeks to six months of age.

24 3. King County residents sixty-five years of age or
25 older may purchase a special permanent license for the
26 lifetime of cats or dogs which are neutered or spayed an for
27 which they are the registered owners when said animals are
28 maintained a said owner's registered address. Such residents
29 shall not be required to annually purchase a new license for
30 the lifetime of such licensed animals; provided, that no
31 person shall be issued more than three (3) special permanent
32 animal licenses for any combination of three (3) cats and
33 dogs for which they are the registered owner.

1 4. Applications for a pet license shall be on forms
2 provided by the animal control section.

3 5. License tags shall be worn by dogs at all times. As
4 an alternative to a license tag, a dog or cat may be
5 identified as licensed by being tattooed on its right ear or
6 on its inside right thigh or groin with a license number
7 approved or issued by the animal control section.

8 6. Owners of dogs and/or cats which hold valid licenses
9 from other jurisdictions and who move into King County may
10 transfer the license by paying a transfer fee. Such license
11 shall maintain the original expiration date.

12 7. It shall be a violation of this chapter for any
13 person to sell or transfer ownership of any pet without a pet
14 license. The King County animal control authority shall be
15 notified of the name, address, and telephone number of the
16 new owner by the person who sold or transferred the pet.

17 C. PENALTY. (~~1.~~) A late penalty shall be charged on
18 all pet license applications, according to the schedule
19 provided in Section 11.04.035 of this chapter. (~~+~~

20 ~~2. No late penalty shall be charged on new license~~
21 ~~applications if"~~

22 ~~a. The owner submits proof of purchase or~~
23 ~~acquisition of the animal within the preceding thirty (30)~~
24 ~~days; or~~

25 ~~b. The owner has moved into the county within the~~
26 ~~preceding thirty (30) days, or~~

27 ~~c. The animal is currently or has been within the~~
28 ~~preceding thirty (30) days, under the age which requires a~~
29 ~~license; or~~

30 ~~d. The owner purchases the license(s) voluntarily,~~
31 ~~prior to in person or field contact by animal control~~
32 ~~personnel; or~~

1 ~~e. The owner submits other proof deemed acceptable~~
2 ~~in the section's administrative rules and regulations.))~~

3 D. FEES COLLECTED. All fees and fines collected under
4 this chapter shall be deposited in the county current expense
5 fund and shall be distributed according to the provisions in
6 K.C.C. 11.04.035.

7 E. CHECKS. It shall be a violation of this chapter for
8 any person to knowingly issue a check for which funds are
9 insufficient or to stop payment on any check written in
10 payment of fees contained in this chapter. Any license(s) or
11 penalties paid for with such checks are, in the case of the
12 license, invalid; and in the case of the penalty, still
13 outstanding. Costs incurred by the county in collecting
14 checks of this nature shall be considered a cost of abatement
15 and are personal obligations of the animal owner under K.C.C.
16 11.040.300.

17 F. NONAPPLICABILITY. The provisions of this sections
18 shall not apply to dogs or cats in the custody of a
19 veterinarian or animal shelter or whose owners are
20 nonresidents temporarily within the county for a period no
21 exceeding thirty days.

22 SECTION 3. Ordinance 7416, Section 2, as amended, and
23 K.C.C. 11.04.035 are hereby amended to read as follows:

24 License fees and penalties.

25 A. Fees. The following fees are applicable as provided
26 in this chapter:

- 27 1. Pet license -
 - 28 a. unaltered (dog or cat).....55.00
 - 29 b. altered.....10.00
- 30 2. Juvenile pet license.....5.00
- 31 3.a. Senior Citizen/Lifetime license - dog
 - 3220.00

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b. Senior Citizen/Lifetime license - cat	12.00
4. Replacement tag	3.00
5. Transfer fee	3.00
6. Animal Shelter	200.00
7. Kennel and Cattery	
a. Hobby	50.00
b. Commercial	200.00
8. Pet shop	200.00
9. Grooming Service	
a. Operating one	100.00
b. When operating in conjunction with pet shop or kennel or veterinarian	100.00
10. Guard Dog registration	100.00
11. Exotic pet	
a. New	500.00
b. Renewals	250.00
12. Service animal	no charge
13. K-9 Police Dog	no charge
14. Animal Rescuer License	25.00
15. Organizational Private Animal Placement Permit	10.00

B. Late fees. The following late fees are applicable in the cases of late registration and licensing as provided in this chapter:

License renewal applications:

1. Received after thirty days of license expiration, but before sixty days or failure to comply with K.C.C. 11.04.030(C)	10.00
2. Received after sixty days of license expiration, but before ninety days	20.00

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- 3. Received after ninety days of license expiration.....40.00
- C. Penalties. The following penalties shall be assessed:
 - 1. Dog leash law violations
 - a. 1st notice.....25.00
 - b. Successive violations within one year.....50.00
 - 2. Civil Penalties.....max 1000.00
 - 3. Animal abandonment.....500.00
- D. Service Fees
 - 1. Adoptions - per animal.....7.50
 - 2. Spay/neuter deposit - per animal as required in Section 23(B)(1)(a)35.00
 - ~~((2-))~~ 3. Impound/Redemption
 - a. Dogs, cats, other small animals)
 - First Offense.....30.00
 - Second Offense, within 1 year.....60.00
 - Third Offense, within 1 year.....90.00
 - b. Livestock.....100.00
 - ~~((3-))~~ 4. Kenneling - per 24 hours or portion thereof.....7.00
 - ~~((4-))~~ 5. Recovery of deceased domestic pets from doctors of veterinary medicine, per pet.....7.00

SECTION 4. Ordinance 10423, Section 10, as amended, and K.C.C. 11.04.590 are hereby amended to read as follows:

Use of canvassing revenue. Funds collected from the animal control license canvassing program and the sale of juvenile licenses should be used for the following purposes:

A. Fifty percent (50%) to pay for or provide reimbursements for the cost of spaying and neutering of cats and dogs. Although the subsidy shall be available to all people who own unaltered dogs or cats, the emphasis should be for pets owned or harbored by low-income or fixed-income

1 residents or senior citizens on a low or fixed income to make
2 spaying and neutering affordable and convenient for them.

3 B. Fifty percent (50%) to provide public education to
4 prevent the overpopulation of dogs and cats and to encourage
5 licensing and the responsible treatment of cats and dogs.
6 The education program shall include but not be limited to
7 public advertising and informational campaigns.

8 C. If the ((general services division)) licensing and
9 regulatory services division cannot adhere to the expenditure
10 targets listed in A-((C)) B, it shall be noted in the annual
11 budget proposed by the King County executive.

12 INTRODUCED AND READ for the first time this 13th
13 day of September, 1993.

14 PASSED this 11th day of July, 1994.

15 Passed by a vote of 11-0; KING COUNTY COUNCIL
16 KING COUNTY, WASHINGTON

17 Kent Pullen
18 Chair

19 ATTEST:

20 Gerald A. Peterson
21 Clerk of the Council

22 APPROVED this 20th day of ~~July~~ July, 1994

23 Greg Lohme
24 King County Executive

25 Attachments:
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