

ORDINANCE NO. 3548

AN ORDINANCE relating to animal control, creating dog control zones; requiring a dog leash law; prescribing penalties and methods of enforcement; providing expiration date of enforcement; amending Ordinance 1396, Article III, Section 4 and KCC 11.04.200.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Purpose. Under the authority of RCW 16.10, it is the intention of King County to enforce a dog leash law in selected areas of King County. It is the intention of King County to administer a dog leash law in conjunction with the rules and regulations of the animal control authority contained in Title II, King County Code, as amended.

SECTION 2. Definitions. In construing the provisions of this ordinance, 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. AT LARGE means to be off the premises of the owner and not under the control of the owner by leash; PROVIDED THAT an animal within an automobile or other vehicle of its owner shall be deemed to be upon the owner's premises.

b. LEASH includes a cord, thong or chain not more than fifteen feet in length by which an animal is physically controlled by the person accompanying it.

c. RESTRAINT. An animal is considered to be under restraint if it is confined within the property limits of its owner or keeper by a suitable fence or securely restrained within the premises by a leash affixed to a post or other securely fixed object.

d. Lawful training means to be engaged in training on the premises of the owner or on the land of another person by permission or on public land that is set aside for training or is open for hunting or trapping. Provided that the dog is

1 accompanied afield by the owner or trainer. Provided, further,  
2 that a "no shooting" area shall not be interpreted to mean a  
3 "No Training" area.

4 SECTION 3. It shall be unlawful for an owner, residing  
5 within a designated dog control zone, to allow their dogs to  
6 be at large or without restraint, except that this section shall  
7 not apply where the dogs are engaged in lawful hunting activity,  
8 lawful competition sanctioned by a nationally-recognized body  
9 or a local chapter thereof, or lawful training in preparation  
10 for such hunting or competition.

11 SECTION 4. Violations. Misdemeanor penalty. Any owner of  
12 an animal in violation of this chapter is guilty of a misdemeanor  
13 punishable by fine of not more than two hundred fifty dollars  
14 and/or imprisonment for a term not to exceed ninety days;  
15 PROVIDED THAT, for the first thirty days following enactment,  
16 no penalty shall be assessed in those cases where a licensed  
17 animal is maintained in violation of this ordinance and the  
18 Animal Control Officer is able to determine the owner and, if  
19 impounded, return said animal to its owner directly from the site  
20 in which it was impounded.

21 SECTION 5. Violations. Civil penalty. In addition to or,  
22 as an alternate to any other penalty provided in Title II, King  
23 County Code, as amended, or by general law, any person whose  
24 animal is maintained in violation of this chapter shall incur a  
25 civil penalty plus billable costs of the animal control authority.  
26 The penalty for the first notice of violation shall be twenty-five  
27 dollars; and fifty dollars for each successive violation in any  
28 one year period; PROVIDED THAT, for the first thirty days follow-  
29 ing enactment, no penalty shall be assessed in those cases where  
30 a licensed animal is maintained in violation of this ordinance  
31 and the animal control officer is able to determine the owner  
32 and, if impounded, return said animal to its owner directly from  
the site in which it was impounded; PROVIDED FURTHER THAT, on

1 the thirty-first day following enactment and thereafter, one-half  
2 the normal penalty shall be assessed in those cases where a  
3 licensed animal is maintained in violation of this ordinance and  
4 the animal control officer is able to determine the owner and,  
5 if impounded, return said animal to its owner directly from the  
6 site in which it was impounded.

7 SECTION 6. Ordinance 1396, Article III, Section 4, and KCC  
8 11.04.200 are hereby amended as follows:

9 VIOLATIONS - CIVIL PENALTY. In addition to or as an  
10 alternate to any other penalty provided in this chapter or by  
11 law, any person whose animal is maintained in violation of this  
12 chapter shall incur a civil penalty plus billable costs of the  
13 animal control authority. The penalty for the first notice of  
14 violation shall be ten dollars; twenty-five dollars for the  
15 second notice of violation in any one year period; and fifty  
16 dollars for each successive violation in a one year period;  
17 PROVIDED THAT, these provisions shall not apply to specific areas  
18 designated by ordinance as dog control zones under the provisions  
19 of RCW 16.10.

20 SECTION 7. Expiration Date. Unless re-enacted by  
21 ordinance; unlawful acts, violations, and penalties, as specified  
22 in this ordinance shall not have the force of law after  
23 June 30, 1978; PROVIDED THAT, actions, pursuant to any provision  
24 of this ordinance, begun prior to June 30, 1978 shall not be  
25 affected by expiration of this ordinance.

1 SECTION 8, Under the provisions of this ordinance, there is  
2 hereby created a dog control zone in the described areas.

3 1. Dog Control Zone - Fairwood Community

4 The description for the Fairwood Community includes the area  
5 bounded on the north by 140th Place SE and the north margin  
6 of the Transmission Line; on the east by the extension of  
7 164th Avenue SE which is also the east boundary of the pro-  
8 posed plats of Fairwood Park Division 15 and 16; on the south  
9 by the extension of the centerline of SE 176th Street and the  
10 centerline of the Cedar River Pipeline and bounded on the  
11 west by 140th Avenue SE. The legal description is as follows:

12 LEGAL DESCRIPTION:

13 All of Section 26, Township 23 North, Range 5 East, W.M.  
14 lying southerly of the north margin of the Bonneville  
15 Transmission Line and all of the E 1/2 of Section 27 said  
16 Township and Range lying northerly of the centerline of the  
17 Cedar River Pipeline right of way and southerly of the  
18 centerline of 140th Place SE and the north margin of the  
19 Bonneville Transmission line.

20 2. Dog Control Zone - Federal Way Community

21 The description for the Federal Way Zone includes all of the  
22 southwesterly portion of King County bounded by Pierce  
23 County and Puget Sound and lying westerly of 21st Avenue SW,  
24 north of SW 356th Street and westerly of the plats of  
25 Decatur Glen, Country Village No. 3, Lakota Division No. 2  
26 and Lakota, none of which are included in the proposed  
27 zones. The legal description is as follows:

28 LEGAL DESCRIPTION:

29 All of King County, Washington lying east of Puget Sound and  
30 lying westerly of the following described line: Beginning  
31 at the western most corner of Lakota Division No. 2 (Volume  
32 22/12) in Section 1, Township 21 North, Range East, W.M.,  
thence, southeasterly along the southwesterly line of said  
plat to the westerly extension of the north line of Lakota

30  
31  
32

2847

1 Addition (Volume 21/33); thence, east along said extension  
2 to the west line of Lakota Addition; thence southerly along  
3 said west line to the south line of said plat; thence  
4 easterly along said south line to the centerline of Dash  
5 Point Road also known as Dumas Bay Road; thence southerly  
6 along said centerline to its intersection with the northerly  
7 extension of the west line of Country Village No. 3 (Volume  
8 79/53-54); thence southerly along said extension and the  
9 west line of said plat and continuing southerly along the  
10 west line of Decatur Glen (Volume 100/30-31) and said west  
11 line extended south to the south line of Section 12, said  
12 Township and Range; thence easterly along said south  
13 line, which said line is also the centerline of SW  
14 320th Street, to the centerline of 21st Avenue SW; thence  
15 southerly along said centerline to the centerline of SW  
16 356th Street; thence west along said centerline to the  
17 King County/Pierce County line and the terminus of this  
18 described line.  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

1            SECTION 9. Severability. Should any section, subsection,  
2 paragraph, sentence, clause or phrase of this ordinance be  
3 declared unconstitutional or invalid for any reason, such  
4 decision shall not affect the validity of the remaining portions  
5 of this ordinance.

6            INTRODUCED AND READ for the first time this 16th day of  
7 May, 1977.

8            PASSED this 3rd day of January, 1978.

9            KING COUNTY COUNCIL  
10            KING COUNTY, WASHINGTON

11            Mike Lowery  
12            Chairman

13            ATTEST:

14            Donna M. Alvord DEPUTY  
15            Clerk of the Council

16            APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

17  
18  
19            \_\_\_\_\_  
20            King County Executive

21            DEEMED ENACTED WITHOUT  
22            COUNTY EXECUTIVE'S SIGNATURE

23            DATED: January 13, 1978