

ORDINANCE NO. 6370

AN ORDINANCE relating to Animal Control; amending Ordinance 1269, Section 3 and K.C.C. 11.02.020; Ordinance 1370, Section 1 and K.C.C. 11.02.030; Ordinance 1396, Article I, Section 3 and K.C.C. 11.04.020; Ordinance 1396, Article II, Sections 1 and 4 and K.C.C. 11.04.030 and 11.04.060; Ordinance 1396, Article III, Sections 4,5,7,9, and 11 and K.C.C. 11.04.200, 11.04.210, 11.04.230, 11.04.260, and 11.04.280; and, adding new sections.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 1269, Section 3 and K.C.C. 11.02.020 are hereby amended as follows:

Office of manager created - Compensation. There is established within the Animal Control Section of the Division of General Services the position of "Manager-Animal Control Section" to be compensated at a rate (~~of one-thousand-fifty-dollars-per-month~~) established by the County Personnel Division.

SECTION 2. Ordinance 1370, Section 1 and K.C.C. 11.02.030 are hereby amended as follows:

Contract - Authorization. The county executive is authorized to enter into agreement with any or all other municipal corporations in King County for the licensing and enforcement of local municipal ordinances relating to animal control, and with other legal entities for the purpose of dead animal disposal.

SECTION 3. Ordinance 1396, Article I, and Section 3 and K.C.C. 11.04.020 are hereby amended 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:

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

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

6 C. "Animal control authority" means the county Animal Control Section,
7 Division of General Services, acting alone or in concert with other munici-
8 palities for enforcement of the animal control laws of the county and state
9 and the shelter and welfare of animals.

10 D. "Animal control officer" means any individual employed, contracted
11 or appointed by the animal control authority for the purpose of aiding in
12 the enforcement of this chapter or any other law or ordinance relating to
13 the licensing of animals, control of animals or seizure and impoundment of
14 animals, and includes any state or municipal peace officer, sheriff,
15 constable or other employee whose duties in whole or in part include
16 assignments which involve the seizure and taking into custody of any
17 animal.

18 E. "Domesticated animal" means those domestic beasts as any dog, cat,
19 rabbit, horse, mule, ass, bovine animal, lamb, goat, sheep or hog, or other
20 animal made to be domestic.

21 F. "Euthanasia" means the humane destruction of an animal accomplished
22 by a method that involves instantaneous unconsciousness and
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1 immediate death, or by a method that causes painless loss of consciousness,
2 and death during such loss of consciousness.

3 G. "Grooming parlor" means any place or establishment, public or
4 private, where animals are bathed, clipped or combed, whether or not for
5 compensation, for the purpose of enhancing their aesthetic value.

6 H. "Harboring, keeping, or maintaining a dog or cat" means performing
7 any of the acts of providing care, shelter, protection, refuge, food, or
8 nourishment in such manner as to control the animals actions, or, that the
9 animal(s) is treated as living at one's house by the homeowner.

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11 ((H)) I. "Hobby kennel" means a noncommercial kennel at or adjoining a
12 private residence where four or more adult ((animals)) dogs or cats are
13 bred ((and/)) or kept for hunting, training and exhibition for organized
14 shows, field, working and/or obedience trials, for enjoyment of the
15 species.

16 ((F)) J. "Kennel" means a place where four or more adult dogs or cats
17 or any combination thereof are kept, whether by owners of the dogs and cats
18 or by persons providing facilities and care, whether or not for compen-
19 sation, but not including a small animal hospital or clinic or pet shop.
20 An adult dog or cat is one of either sex, altered or unaltered, that has
21 reached the age of four months.

22 ((J)) K. "Livestock" means horses, bovine animals, sheep, goats, swine,
23 reindeer, donkeys and mules.

24 ((K)) L. "Owner." Any person having an interest in or right of
25 possession to an animal or any person having control, custody or possession
26 of any animal, or by reason of the animal being seen residing consistently
27 at a location, shall be presumed to be the owner.

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

5 ~~((M-))~~ N. "Person" means any individual, partnership, firm, joint stock
6 company, corporation, association, trust, estate or other legal entity.

7 ~~((N-))~~ O. "Pet shop" means ~~((a))~~ any person ~~((or))~~, establishment,
8 store or department of any store that acquires live animals, including
9 birds, reptiles, fowl and fish, ~~((bred-by-others-whether-as-owner, agent,~~
10 ~~or-an-consignment,))~~ and sells, or offers to sell or rent such live animals
11 ~~((, including birds, reptiles, fowl and fish))~~ to the public or to retail
12 outlets ~~((and/or a person or establishment that derives more than twenty~~
13 ~~percent of gross income from the sale of pet supplies)).~~

14 ~~((O-))~~ P. "Running at large" means to be off the premises of the owner
15 and not under the control of the owner or competent person authorized by the
16 owner ~~((over-fifteen-years-of-age))~~, either by leash or verbal voice and/or
17 signal control.

18 ~~((P-))~~ Q. "Shelter" means a facility which is used to house or contain
19 stray, homeless; abandoned or unwanted animals and which is owned, operated
20 or maintained by a public body, an established humane society, animal
21 welfare society, society for the prevention of cruelty to animals or other
22 nonprofit organization or person devoted to the welfare, protection and
23 humane treatment of animals.

24 ~~((Q-))~~ R. "Under control" means the animal is under voice and/or
25 signal control so as to be thereby restrained from approaching any bystander
26 or other animal and from causing or being the cause of physical property
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1 damage when off of a leash or off the premises of the owner.

2 ((R-)) S. "Vicious" means the propensity to do any act that might
3 endanger the safety of any person, animal or property of another, including,
4 but not limited to, a disposition to mischief or fierceness as might
5 occasionally lead to attack on human beings without provocation, whether in
6 play or outbreak of untrained nature.

7 SECTION 4. Ordinance 1396, Article II, Section 1 and K.C.C. 11.04.030
8 are hereby amended as follows:

9 Dog and cat licenses required. A. LICENSE REQUIREMENTS. All dogs
10 and cats harbored, kept or maintained in King County over ((four)) six
11 months of age shall be licensed and registered annually; provided, however,
12 that dogs kept in kennels need not be licensed as provided in Section
13 11.04.040; provided further, that this section shall not apply to dogs used
14 by the Department of Public Safety for police work.

15 B. FEES. Dog and cat licenses shall be issued by the animal control
16 authority upon application and payment of an annual license fee made
17 payable to the county comptroller according to the following schedule:

18 For the license year beginning April 1, 1982, the sum of eighteen
19 dollars for dogs and ten dollars for cats; provided that when proof is
20 submitted that such dog or cat has been neutered or spayed, the fee shall
21 be eight dollars for dogs and five dollars for cats;

22 For the license year beginning April 1, 1983, the sum of nineteen
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1 dollars for dogs and eleven dollars for cats; provided that when proof is
2 submitted that such dog or cat has been neutered or spayed, the fee shall
3 be nine dollars for dogs and six dollars for cats;

4 For the license year beginning April 1, 1984, the sum of twenty dollars
5 for dogs and twelve dollars for cats; provided that when proof is submitted
6 that such dog or cat has been neutered or spayed, the fee shall be ten
7 dollars for dogs and seven dollars for cats.

8 King County residents sixty-five years of age or older shall be
9 entitled to purchase a special permanent license for the life-time of cats
10 or dogs for which they are the registered owners when said animals are
11 maintained at said owner's registered address. Eligible residents may
12 purchase the special permanent animal licenses according to the following
13 fee schedule:

14 For the license year beginning April 1, 1982, the sum of eighteen
15 dollars per licensed dog and ten dollars per licensed cat;

16 For the license year beginning April 1, 1983, the sum of nineteen
17 dollars per licensed dog and eleven dollars per licensed cat;

18 For the license year beginning April 1, 1984, the sum of twenty dollars
19 per licensed dog and twelve dollars per licensed cat;

1 Such residents shall not be required to annually purchase a new
2 license for the lifetime of such licensed animals; provided, that no person
3 shall be granted more than three permanent animal licenses for any com-
4 bination of three cats and dogs for which they are the registered owner;
5 provided further, that the animal control authority is authorized to enact
6 the necessary rules and procedures to efficiently implement the program.
7 The effective date for such licenses shall be on the first day of May for
8 1977 only. The annual license fee shall become due and payable on April 1st
9 of each subsequent year. Applications for a dog or cat license shall be on
10 forms provided by the animal control authority. No proration of a license
11 fee for a portion of the calendar year shall be made. All license tags
12 issued herein shall be securely affixed to a substantial collar, harness or
13 other means which shall be worn by the dog at all times. As an alternative
14 to a license tag, an animal may be identified as licensed by being tattooed
15 on its right ear or on its inside right thigh or groin with a license
16 number approved or issued by the animal control authority.

17 C. PENALTY. In addition to paying the appropriate license fee, a late
18 penalty in the sum of twenty-five dollars shall be charged on all applica-
19 tions received after April 30th of each year; provided, however, that no
20 late penalty shall be charged if:

21 1. The owner submits proof of purchase of the animal within the pre-
22 ceding thirty days; or
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1 2. The owner has moved into the county within the preceding thirty
2 days; or

3 3. The animal (~~had~~) has been under the age which requires a license
4 (~~four~~) six months); or

5 4. The owner purchases the license(s) voluntarily, prior to in person
6 or field contact by animal control personnel; or,

7 5. The owner submits other proof deemed acceptable in the division's
8 rules and regulations.

9 D. FEES COLLECTED. All fees and fines collected under this chapter
10 shall be deposited in the county current expense fund.

11 E. CHECKS. It shall be a violation of this chapter for any person to
12 knowingly issue a check for which funds are insufficient or to stop payment
13 on any check written in payment of fees contained in this chapter. Any
14 license(s) or penalties paid for with such checks are, in the case of the
15 license, invalid; and in the case of the penalty, still outstanding. Costs
16 incurred by the county in collecting checks of this nature shall be
17 considered a cost of abatement and are personal obligations of the animal
18 owner under K.C.C. 11.04.300.

19 F. NONAPPLICABILITY. The provisions of this section shall not apply
20 to dogs or cats in the custody of a veterinarian or animal shelter or whose
21 owners are nonresidents temporarily within the county for a period not
22 exceeding thirty days. The fees contained herein shall become effective
23 beginning with the 1979 license year.

24 SECTION 5. Ordinance 1396, Article II, Section 4 and K.C.C. 11.04.060
25 are hereby amended as follows:

26 Hobby kennel license - Required. A. LICENSE REQUIRED. It is unlawful
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1 for any person to keep and maintain any dog or cat within the county for
2 the purposes of a hobby kennel without obtaining a valid and subsisting
3 license therefor. The fee for such license shall be assessed upon the owner
4 or keeper of such animals and shall be twenty dollars. In addition, each
5 animal shall be licensed individually under provisions of Section
6 11.04.030(~~(2)~~)B.

7 B. LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED. The total number of
8 dogs and cats over four months of age kept by a hobby kennel shall not
9 exceed the total number authorized by the King County Animal Control
10 Section based on the following guidelines:

11 1. (~~The number of animal permitted shall be established by the King~~
12 ~~County Animal Control Section based on such factors as~~) Animal size;

13 2. Type and characteristics of the breed; (~~and~~)

14 3. The amount of lot area; provided, that the maximum number shall not
15 exceed twenty-five where the lot area contains five acres or more; the
16 maximum number shall not exceed ten where the lot area contains thirty-five
17 thousand square feet(~~-~~);

18 4. The facility specifications/dimensions in which the dogs and cats
19 are to be maintained;

20 5. The zoning classification in which the hobby kennel would be
21 maintained.

22 C. REQUIREMENTS.

23 (~~2-~~) 1. All open run areas shall be completely surrounded by a six-
24 foot fence set back at least twenty feet from all property lines. For pur-
25 poses of this section "Open run area" means that area, within the property
26 lines of the premises on which the hobby kennel is to be maintained, where
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1 the dogs and cats are sheltered or maintained. If there is no area set
2 aside for sheltering or maintaining the dogs and cats within the property
3 lines of the premises the twenty foot setback does not apply. The property
4 lines of premises not containing an open run area must be completely
5 surrounded by a six-foot fence;

6 ((3-)) 2. No commercial signs or other appearances advertising the
7 hobby kennel are permitted on the property ((-)) or in any publication,
8 book or newspaper, except for the sale of the allowable offspring set
9 forthin this section;

10 ((4-)) 3. The director may require setback, additional setback,
11 fencing, screening, or soundproofing requirements as he deems necessary to
12 insure the compatibility of the hobby kennel with the surrounding
13 ((development)) neighborhood. Factors to be considered in determining such
14 compatibility are;

15 a. Statements regarding approval/disapproval of surrounding
16 neighbors relative to maintenance of a hobby kennel at the address applied
17 for;

18 b. Past history of animal control complaints relating to the dogs
19 and cats of the applicant at the address for which the hobby kennel is
20 applied for;

21 c. Facility specifications/dimensions in which the dogs and cats
22 are to be maintained;

23 d. Animal size, type and characteristics of breed;

24 e. The zoning classification of the premises on which the hobby
25 kennel is maintained.

26 ((5-)) 4. The hobby kennel shall limit dog and cat reproduction to no
27 more than twelve offspring per license year((-));

1 ((~~6~~)) 5. Each ((~~animal~~)) dog and cat in the hobby kennel shall have
 2 current and proper immunization from disease according to the ((~~animal's~~))
 3 dog's and cat's species and age. For dogs such shall consist of DHL
 4 inoculation for dogs over three months of age and rabies inoculations for
 5 those over six months of age.

6 D. LICENSE ISSUANCE AND MAINTENANCE. Only when the director is
 7 satisfied that the requirements of K.C.C. 11.04.060C.1. through 5. have
 8 been met, a hobby kennel license may be issued. The license will continue
 9 in full force throughout the license year unless, at anytime, the hobby
 10 kennel is maintained in such a manner as to:

11 1. Exceed the number of dogs and cats allowed at the hobby kennel by
 12 the Animal Control Section; or,

13 2. Fail to comply with any of the requirements of K.C.C. 11.04.060C.1.
 14 through 5.

15 In either case the hobby kennel license shall be suspended or revoked.

16 SECTION 6. Ordinance 1396, Article III, Section 4 and K.C.C. 11.04.200
 17 are hereby amended as follows:

18 Violations - Civil penalty. In addition to or as an ((~~alternate~~))
 19 alternative to any other penalty provided in this chapter or by law, any
 20 person whose animal is maintained in violation of this chapter shall incur a
 21 civil penalty plus billable costs of the animal control authority. The
 22 penalty for the first notice of violation shall be twenty-five
 23 dollars; fifty dollars for the second notice of violation in any
 24 one-year period, and one hundred dollars for each successive violation in
 25 any one-year period;

1 provided, that these provisions shall not apply to specific areas
2 designated by ordinance as dog control zones under the provisions of RCW 16.10

3 SECTION 7. Ordinance 1396, Article III, Section 5 and K.C.C. 11.04.210
4 are hereby amended as follows:

5 Impounding. A. The director of the animal control authority and his
6 authorized representatives may apprehend any animals found doing any of the
7 acts defined as a public nuisance and/or being subjected to cruel treatment
8 as defined by law. After such animals are apprehended, the animal control
9 authority shall ascertain whether they are licensed, or otherwise iden-
10 tifiable. ~~((and))~~ If reasonably possible, the animal control authority
11 shall return the animal to the owner together with a notice of violation of
12 this chapter. ~~((,and))~~ If it is not reasonably possible to immediately
13 return ~~((the))~~ a currently licensed animal to its owner, the animal control
14 authority shall notify the owner within a reasonable time by ~~((certified))~~
15 regular mail or telephone that the animal has been impounded and may be
16 redeemed. Any currently licensed animal impounded pursuant to this chapter
17 shall be held for the owner at least ~~((seventy-two))~~ one hundred twenty
18 hours, after ~~((his receipt))~~ posting of the notification of impoundment by
19 ~~((certified))~~ regular mail or ~~((by))~~ after telephone contact ~~((from))~~ by
20 the impounding agency; any other animal impounded pursuant to this chapter
21 shall be held for its owner at least seventy-two hours from the time of
22 impoundment; provided that any animal sold to a research institute pursuant
23 to this chapter shall be held for an additional one hundred twenty hours
24 over and above the required seventy-two hours specified; provided further,
25 that any animal sold to a licensed dealer, pursuant to this chapter, may be
26 released to the licensed dealer following custody of the animal by the
27 Animal Control Section for a period of seventy-two hours; provided further,
28 that it is the responsibility of the Animal Control Section to monitor and
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1 insure that the licensed dealer will hold the animal for an additional one
2 hundred twenty hours prior to the sale of the animal to a research institute;
3 provided further, that any owner may redeem an animal in the custody of a
4 licensed dealer by complying with the fees and redemption procedure of the
5 Animal Control Section, the Animal Control Section shall return all fees paid
6 by the licensed dealer, and the sale of the animal shall be declared null and
7 void; provided further, that the advisory board may make recommendations to
8 the Animal Control Section which shall, by administrative rule, set the sales
9 price of animals to be sold to licensed dealers and research institutes;
10 provided further, that the Animal Control Section shall, by administrative
11 rules, through required contract to research institutes at a rate in excess
12 of that paid by research institutes purchasing animals directly from the
13 Animal Control Section. Any animal suffering from serious injury or disease
14 may be humanely destroyed, or, in the discretion of the impounding authority,
15 may be held for a longer period and redeemed by any person on payment of
16 charges not exceeding those prescribed herein.

17 B. Any animal not redeemed shall be treated in one of the following
18 ways:

19 ~~((1.--Humanely-destroyed-by-euthanasia--))~~ 1. Made available for
20 adoption.

21 a. Any person may adopt an animal impounded pursuant to the provi-
22 sions contained in this chapter when all billable costs, redemption fees,
23 penalties, and boarding costs incurred in such impoundment are made payable
24 to the county comptroller, which may be accepted by the animal control
25 authority acting as agent for the county.

26 b. There shall be a spay/neuter deposit of \$25.00 on all adopted
27 animals. This deposit will be returned to the adopting person upon submission
28 of proof that the sterilization was performed within 180 days of the date
29 of the adoption.

30 2. Sold to a dealer licensed pursuant to 7 U.S.C. 2131 et seq., as
31 now or hereafter amended; provided, however, that said dealer shall comply
32 with the following requirements:

1 a. He shall sell animals purchased from the county only to research
2 laboratories located in the state of Washington licensed pursuant to 7
3 U.S.C. 2131 et seq., accredited under the American Association for
4 Accreditation of Laboratory Animal Care, or to state or federal research
5 laboratories exempted from the provisions of 7 U.S.C. 2131 et seq.

6 b. All animals purchased from the county by said dealer shall be
7 identified by breed, color, age, and any other information deemed necessary
8 for a reliable identification of the animal.

9 c. He shall provide evidence to the county that each animal
10 purchased from the county was sold to a research laboratory fully licensed,
11 accredited or exempted in the manner described in subsection B 2. of this
12 section.

13 d. He shall be a resident of the state of Washington for a period
14 of one year prior to his purchase of animals from the county.

15 e. No animal bearing a tattoo identification, affixed in a manner
16 as prescribed in Section 11.04.030 B., shall be sold to a licensed dealer
17 or research medical institute, without the written permission of the
18 registered owner.

19 3. Sold to a research laboratory licensed pursuant to 7 U.S.C. 2131
20 et seq., accredited under the American Association for Accreditation of
21 Laboratory Animal Care, or exempted from the provisions of 7 U.S.C. 2131
22 et seq.; provided, however, that said research laboratory shall comply with
23 the following requirements:

24 a. All animals purchased from the county by said research laboratory
25 shall be identified by breed, color, age, and any other information deemed
26 necessary for a reliable identification of the animal.

27 b. Provide evidence to the county as to each animal's disposition
28 or use by the research laboratory.

29 c. Shall be available, at all reasonable times, for inspection by
30 the King County Animal Control Section. Such inspection shall be performed
31 in the same manner as inspection performed under Sections 11.04.100, 11.04.110,
32 and 11.04.250.

1 d. Shall be physically located within the state of Washington.

2 e. No animal bearing a tattoo identification, affixed in a manner
3 as prescribed in Section 11.04.030 b., shall be sold to a licensed dealer
4 or research medical institute, as defined in this chapter, without the
5 written permission of the registered owner.

6 ~~((4.--Made available for adoption:--a.--The owner of any animal
7 impounded pursuant to the provisions contained in this chapter may recover
8 said animal or animals when all billable costs, redemption fees, penalties,
9 and boarding costs incurred in such impoundment are made payable to the
10 county comptroller; which may be accepted by the animal control authority
11 acting as agent for the county.~~

12 ~~b.--There shall be a spay/neuter deposit of \$25.00 on all adopted
13 animals.--This deposit will be returned to the adopting person upon submission
14 of proof that the sterilization was performed within 180 days of the date
15 of the adoption.))~~

16 4. Humanely destroyed by euthanasia.

17 c. There is created an advisory board for the sale of animals by the
18 county to licensed research institutes and dealers, consisting of five members
19 one of whom shall be licensed veterinarian, to be appointed by the county
20 executive and confirmed by the county council. No member of the board shall
21 be employed by King County. Members of the advisory board shall serve for two
22 years without compensation. The board shall meet at least once every three
23 months to examine inspection reports under subsection B. 3. c. of this section,
24 and make recommendations as to the qualifications of dealers and research
25 laboratories under subsection B 2. and B 3. of this section; provided, under
26 the provision of the Animal Welfare Act, as amended, or as part of negotiated
27 contract provision compliance, the advisory board shall be empowered to
28 conduct such inspections of facilities receiving animals under this section,
29 as are necessary to insure that animals are treated humanely. The commission
30 shall have the authority to prohibit the sale of any animal to any dealer
31 or research center when it has found that any such dealer or research center
32 is not treating the animals purchased from the Animal Control Section humanely.

1 D. A copy of all reports and records required to be filed by dealers
2 or research laboratories pursuant to any state or federal law shall be
3 filed with the director of animal control and all such records shall be
4 public record and available for inspection at any reasonable time during
5 normal county working hours.

6 All records required to be filed pursuant to this chapter shall also be
7 public record and shall be available for inspection by an interested person
8 at any reasonable time during normal county working hours.

9 E. No licensed animal shall be made available for research unless
10 written permission is received from said animal's owner. Further, no animal
11 conveyed to the Section by its owner shall be made available for research
12 without written permission.

13 SECTION 8. Ordinance 1396, Article III, Section 7 and K.C.C. 11.04.230
14 are hereby amended as follows:

15 Nuisances defined. For purposes of this chapter, nuisances are
16 violations of this chapter and shall be defined as follows:

17 A. Any public nuisance relating to animal control known at common law
18 or in equity jurisprudence;

19 B. A dog running at large within the county (~~between the hours of~~
20 ~~nine-p.m.-and-six-a.m.-of-the-following-day));~~

21 C. Any domesticated animal, whether licensed or not, which runs at
22 large in any park, or enters any public beach, pond, fountain, or stream
23 therein, or upon any public playground or school ground; provided, however,
24 that this section shall not prohibit a person from walking or exercising an
25 animal in a public park or on any public beach when such animal is on a
26 leash, tether or chain not to exceed eight feet in length. Provided,
27 however, that this section shall not apply to any blind person using a
28 trained seeing-eye dog, to animal shows, exhibitions or organized dog
29 training classes where at least twenty-four hours' advance notice has been
30 given to the animal control authority, by such persons requesting to hold
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1 such animal shows, exhibitions or dog training classes;

2 D. Any domesticated animal which enters any place where food is
3 stored, prepared, served or sold to the public, or any other public
4 building or hall. Provided, however, that this section shall not apply to
5 any blind person using a trained seeing-eye dog, to veterinary offices or
6 hospitals, or to animal shows, exhibitions or organized dog-training
7 classes where at least twenty-four hour's advance notice has been given to
8 the animal control authority, by such persons requesting to hold such ani-
9 mal shows, exhibitions or dog-training classes;

10 E. A female domesticated animal whether licensed or not, while in
11 heat, accessible to other animals for purposes other than controlled and
12 planned breeding;

13 F. Any domesticated animal which chases, runs after, or jumps at
14 vehicles using the public streets and alleys;

15 G. Any domesticated animal which habitually snaps, growls, snarls,
16 jumps upon or otherwise threatens persons lawfully using the public
17 sidewalks, streets, alleys, or other public ways;

18 H. Any animal which has exhibited vicious propensities and which
19 constitutes a danger to the safety of persons or property off his premises
20 or lawfully on his premises;

21 I. A vicious animal or animal with vicious propensities which runs at
22 large at any time, or such animal is off the owner's premises not securely
23 leashed on a line or confined and in the control of a person of suitable
24 age and discretion to control or restrain such animal;

25 J. Any domesticated animal which howls, yelps, whines, barks, or makes
26 other oral noises, in such a manner as to disturb any person or neigh-
27 borhood to an unreasonable degree;

28 K. Any domesticated animal which enters upon another person's property
29 without the permission of that person;

30 L. Animals staked, tethered, or kept on public property without prior
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1 written consent of the county animal control authority;

2 M. Animals on any public property not under control by the owner or
3 other competent person;

4 N. Animals kept, harbored, or maintained and known to have a
5 contagious disease unless under the treatment of a licensed veterinarian;

6 O. Animals running in packs.

7 SECTION 9. Ordinance 1396, Article III, Section 9 and K.C.C. 11.04.260
8 are hereby amended as follows:

9 Violations - Notice and order. A. Whenever the director or authorized
10 animal control officer has found an animal maintained in violation of this
11 chapter, the director of the animal control authority shall commence
12 proceedings to cause the abatement of each violation.

13 B. The director or authorized animal control officer shall issue a
14 notice of violation and an order directed to the owner or the person
15 presumed to be the owner of the animal maintained in violation of this
16 chapter. The notice of violation and order shall contain:

17 1. The name and address if known of the owner or person presumed to
18 be owner of the animal in violation of this chapter;

19 2. The license number, if available, and description of the animal
20 in violation sufficient for identification;

21 3. A statement to the effect that the director or authorized
22 animal control officer has found the animal maintained illegally with a
23 brief and concise description of the conditions, ~~((found-to-render))~~
24 which caused the animal to be in violation of this chapter;

25 4. A statement of the action required to be taken to abate the
26 violation, as determined by the director of the animal control authority;

27 a. If the director has determined the animal in violation must
28 be ~~((abated))~~ disposed with, the order shall require that the abatement
29 ~~((shall))~~ be completed within a specified period of time ~~((certain))~~ from
30 the date of the order as determined by the director to be reasonable,

31 b. If the director of the animal control authority has determined
32
33

1 to assess a civil penalty, the order shall require that the penalty shall
2 be paid within fourteen days from the date of the order;

3 5. Statements advising that if any required abatement is not com-
4 menced within the time specified, the director of the animal control
5 authority will proceed to cause abatement and charge the costs thereof
6 against the owner;

7 6. Statements advising:

8 a. That a person having a legal interest in the animal may appeal
9 from the notice of violation and order or any action of the director of the
10 animal control authority to the board of appeals, provided the appeal is
11 made in writing as provided by this chapter, and filed with the director of
12 the animal control authority within fourteen days from the date of service
13 of such notice of violation and order, and

14 b. That failure to appeal will constitute a waiver of all right
15 to an administrative hearing and determination of the matter;

16 c. The notice and order shall be served on the owner or presumed owner
17 of the animal in violation.

18 d. Service of the notice of violation and order shall be made upon all
19 persons entitled thereto (~~either~~):

20 1. Personally; or,

21 2. By mailing a copy of such notice of violation and order by cer-
22 tified mail, postage prepaid, return receipt requested, to the person at
23 his last known address (~~as it appears on the last equalized assessment roll~~
24 of the county)); or,

25 3. Posting the notice of violation and order on the front door of
26 the living unit of the owner or person with right to control the animal if
27 said owner or person is not home.

28 e. Proof of service of the notice of violation and order shall be made
29 at the time of service by a written declaration under penalty of perjury
30 executed by the person effecting service, declaring the time, date and
31 manner in which service was made.

1 F. The standards of this chapter shall be followed by the director of
2 the animal control authority in determining the existence of an animal
3 control violation and in determining the abatement action required.

4 SECTION 10. Ordinance 1396, Article III, Section 11 and K.C.C.
5 11.04.280 are hereby amended as follows:

6 Redemption procedures. Any animal impounded pursuant to the provisions
7 of Section 11.04.210 may be redeemed upon payment of the redemption fee as
8 provided herein. The redemption fee for dogs and cats shall be twenty
9 dollars for each such dog or cat, plus an additional fee of five
10 dollars for each twenty-four-hour period, or portion thereof, during which
11 such dog or cat is retained by the impounding agency and shall be made
12 payable to the county comptroller. The redemption fee for livestock shall
13 be ((~~thirty~~)) fifty dollars per animal. Livestock not redeemed may be sold
14 at public auction by the impounding agency. The boarding cost for
15 livestock impounded shall be in accordance with the rate established by
16 contract between the county and the given stock yard used for holding such
17 animal.

1 NEW SECTION. SECTION 11. Miscellaneous Service Charges. The King
2 County Animal Control Section is hereby authorized to collect the following
3 charges for animal control related services:

4 Lost or stolen license tag replacement.....\$2.00;

5 NEW SECTION. SECTION 12. Additional Rules and Regulations.

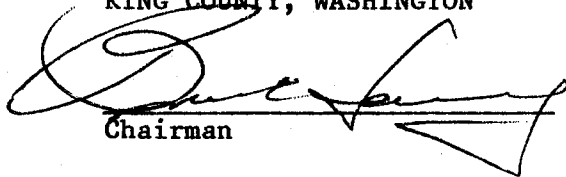
6 The Animal Control Section is authorized to make and enforce rules and
7 regulations, not inconsistent with the provisions of this chapter, and it
8 is unlawful to violate or fail to comply with any of such rules and regula-
9 tions. All of such rules and regulations shall be reduced to writing and
10 adopted pursuant to King County Code, Chapter 2.98.

11 NEW SECTION. SECTION 13. Severability. Should any section, subsec-
12 tion, paragraph, sentence, clause or phrase of this chapter be declared
13 unconstitutional or invalid for any reason, such decision shall not affect
14 the validity of the remaining portion of this chapter.

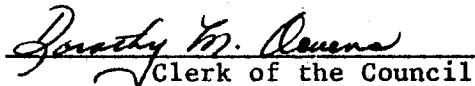
15 INTRODUCED AND READ for the first time this 28th day of Feb., 1983.

16 PASSED this 18th day of April, 1983.

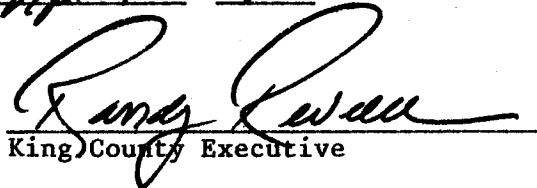
17
18 KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

19 
20 Chairman

21 ATTEST:

22 
23 Clerk of the Council

24 APPROVED this 28th day of April 19 83.

25 
26 King County Executive
27
28
29
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31
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