



King County

KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

May 31, 2007

Ordinance 15801

Proposed No. 2007-0284.2

Sponsors Patterson, Phillips and Ferguson

1 AN ORDINANCE relating to animal care and control; and
2 amending Ordinance 1269, Section 1, as amended, and
3 K.C.C. 11.02.010, Ordinance 1269, Section 3, as amended,
4 and K.C.C. 11.02.020, Ordinance 1370, Section 1, as
5 amended, and K.C.C. 11.02.030, Ordinance 1396, Article I
6 Section 2, as amended, and K.C.C. 11.04.010, Ordinance
7 1396, Article I Section 3, as amended, and K.C.C.
8 11.04.020, Ordinance 1396, Article II Section 1, as
9 amended, and K.C.C. 11.04.030, Ordinance 10423, Section
10 3, and K.C.C. 11.04.033, Ordinance 7416, Section 2, as
11 amended, and K.C.C. 11.04.035, Ordinance 1396, Article II
12 Section 3, as amended, and K.C.C. 11.04.050, Ordinance
13 1396, Article II Section 4, as amended, and K.C.C.
14 11.04.060, Ordinance 1396, Article II Section 5, as
15 amended, and K.C.C. 11.04.070, Ordinance 1396, Article II
16 Section 6, as amended, and K.C.C. 11.04.080, Ordinance
17 1396, Article II Section 12, as amended, and K.C.C.

18 11.04.140, Ordinance 1396, Article II Section 13, as
19 amended, and K.C.C. 11.04.150, Ordinance 1396, Article II
20 Section 14, as amended, and K.C.C. 11.04.160, Ordinance
21 10809, Section 3, as amended, and K.C.C. 11.04.165,
22 Ordinance 10809, Section 4, as amended, and
23 K.C.C.11.04.167, Ordinance 1396, Article III Section 1, as
24 amended, and K.C.C. 11.04.170, Ordinance 1396, Article
25 2, and K.C.C. 11.04.180, Ordinance 1396, Article III
26 Section 4, as amended, and K.C.C. 11.04.200, Ordinance
27 1396, Article III Section 5, as amended, and K.C.C.
28 11.04.210 ,Ordinance 1396, Article II Section 6, and
29 K.C.C. 11.04.220, Ordinance 1396, Article III Section 7, as
30 amended, and K.C.C. 11.04.230, Ordinance 1396, Article
31 III Section 8, as amended, and K.C.C. 11.04.250,
32 Ordinance 1396, Article III Section 9, as amended, and
33 K.C.C. 11.04.260, Ordinance 1396, Article III Section 10,
34 and K.C.C. 11.04.270, Ordinance 1396, Article III Section
35 2, as amended, and K.C.C. 11.04.290, Ordinance 6370,
36 Section 11, and K.C.C. 11.04.320, Ordinance 7986, Section
37 3, as amended, and K.C.C. 11.04.335, Ordinance 10423,
38 Section 24, and K.C.C. 11.04.410, Ordinance 10423,
39 Section 6, and K.C.C. 11.04.500, Ordinance 10423, Section
40 21, and K.C.C. 11.04.540, Ordinance 10423, Section 22,

41 and K.C.C. 11.04.550, Ordinance 10423, Section 25, and
42 K.C.C. 11.04.560, Ordinance 10423, Section 26, and
43 K.C.C. 11.04.570, Ordinance 10423, Section 27, and
44 K.C.C. 11.04.580, Ordinance 10423, Section 10, as
45 amended, and K.C.C. 11.04.590, Ordinance 9464, Section
46 1, and K.C.C. 11.06.010, Ordinance 9464, Section 2, as
47 amended, and K.C.C. 11.06.020, Ordinance 9464, Section
48 3, and K.C.C. 11.06.030, Ordinance 3548, Section 1, and
49 K.C.C. 11.08.010, Ordinance 3732, Section 1, as amended,
50 and K.C.C. 11.08.040, Ordinance 3548, Section 4, as
51 amended, and K.C.C. 11.08.050, Ordinance 3548, Section
52 5, as amended, and K.C.C. 11.08.060, Resolution 27312,
53 Section 1, as amended, and K.C.C. 11.12.010, Resolution
54 27312, Section 2, and K.C.C. 11.12.020, Resolution 27312,
55 Section 4, and K.C.C. 11.12.040, Resolution 27312,
56 Section 5, and K.C.C. 11.12.050, Ordinance 2473, Section
57 2, as amended, and K.C.C. 11.28.020, Ordinance 2473,
58 Section 3, as amended, and K.C.C. 11.28.030, Ordinance
59 2473, Section 4, as amended, and K.C.C. 11.28.040,
60 Ordinance 2473, Section 5, and K.C.C. 11.28.050,
61 Ordinance 2473, Section 6, and K.C.C. 11.28.060,
62 Ordinance 2473, Section 7, and K.C.C. 11.28.070,
63 Ordinance 2473, Section 8, and K.C.C. 11.28.080,

64 Ordinance 2473, Section 10, and K.C.C. 11.28.100,
65 Ordinance 3232, Section 2, as amended, and K.C.C.
66 11.32.020, Ordinance 3232, Section 3, and K.C.C.
67 11.32.030, Ordinance 3232, Section 4, and K.C.C.
68 11.32.040, Ordinance 3232, Section 5, and K.C.C.
69 11.32.050, Ordinance 3232, Section 6, and K.C.C.
70 11.32.060, Ordinance 3232, Section 7, as amended, and
71 K.C.C. 11.32.070, Ordinance 3232, Section 8, and K.C.C.
72 11.32.080, Ordinance 3232, Section 9, and K.C.C.
73 11.32.090 and Ordinance 3232, Section 13, and K.C.C.
74 11.32.100 and adding a new section to K.C.C. chapter
75 11.04.

76
77 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

78 SECTION 1. Ordinance 1269, Section 1, as amended, and K.C.C. 11.02.010 are
79 each hereby amended to read as follows:

80 There is established an animal care and control section in the records, elections and
81 licensing services division. The animal care and control section is by this chapter
82 designated the agency authorized to provide animal care services and enforce animal
83 control laws.

84 SECTION 2. Ordinance 1269, Section 3, as amended, and K.C.C. 11.02.020 are
85 each hereby amended to read as follows:

86 There is established within the animal care and control section the position of
87 ((⁽⁼⁾))manager ((-)) of the animal care and control section((⁽⁼⁾)), to be compensated at a rate
88 established in accordance with county personnel policies.

89 SECTION 3. Ordinance 1370, Section 1, as amended, and K.C.C. 11.02.030 are
90 each hereby amended to read as follows:

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

95 SECTION 4. Ordinance 1396, Article I Section 2, as amended, and K.C.C.
96 11.04.010 are each hereby amended to read as follows:

97 A. It is declared the public policy of the county to secure and maintain such levels
98 of animal care and control as will protect animal and human health and safety, and to the
99 greatest degree practicable to prevent injury to property and cruelty to animal life. To this
100 end, it is the purpose of this chapter to provide a means of caring for animals, licensing
101 dogs, cats, animal shelters, hobby kennels, kennels and pet shops and controlling errant
102 animal behavior so that it shall not become a public nuisance and to prevent cruelty to
103 animals.

104 B. If there is a conflict between a provision of this chapter and a provision
105 ((~~contained~~)) in K.C.C. Title 21A, the provision in K.C.C. Title 21A shall control.

106 SECTION 5. Ordinance 1396, Article I Section 3, as amended, and K.C.C.
107 11.04.020 are each hereby amended to read as follows:

108 In construing ~~((the provisions of))~~ this chapter, except where otherwise plainly
109 declared or clearly apparent from the context, words shall be given their common and
110 ordinary meaning. In addition, the following definitions ~~((shall))~~ apply to this chapter:

111 A. "Abate" means to terminate any violation by reasonable and lawful means
112 determined by the manager of the animal care and control authority in order that an owner
113 or a person presumed to be the owner shall comply with this chapter.

114 B. "Animal" means any living creature except Homo sapiens, insects and worms.

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

119 D. "Animal care and control officer" means any individual employed, contracted or
120 appointed by the animal care and control authority for the purpose of aiding in the
121 enforcement of this chapter or any other law or ordinance relating to the care and licensing
122 of animals, control of animals or seizure and impoundment of animals, and includes any
123 state or municipal peace officer, sheriff, constable or other employee whose duties in whole
124 or in part include assignments that involve the seizure and taking into custody of any
125 animal.

126 E. "Cattery" means a place where four or more adult cats are kept, whether by
127 owners of the cats or by persons providing facilities and care, whether or not for
128 compensation, but not including a pet shop. An adult cat is one of either sex, altered or
129 unaltered, that ~~((has reached the age of))~~ is at least six months old.

130 F. "Domesticated animal" means ((those)) a domestic beast((s)), such as any dog,
131 cat, rabbit, horse, mule, ass, bovine animal, lamb, goat, sheep, hog or other animal made to
132 be domestic.

133 G. "Euthanasia" means the humane destruction of an animal accomplished by a
134 method that involves instantaneous unconsciousness and immediate death or by a method
135 that causes painless loss of consciousness and death during the loss of consciousness.

136 H. "Fostering" means obtaining unwanted dogs or cats and locating adoptive
137 homes for those licensed and spayed or neutered dogs or cats. Individuals who wish to
138 foster dogs and cats, and who through the activity shall routinely or from time to time
139 harbor, keep or maintain more dogs and cats than allowed in K.C.C. Title 21A, must obtain
140 either an individual or organizational private animal placement permit.

141 I. "Grooming service" means any place or establishment, public or private, where
142 animals are bathed, clipped or combed for the purpose of enhancing either their aesthetic
143 value or health, or both, and for which a fee is charged.

144 J. "Harbored, kept or maintained" means performing any of the acts of providing
145 care, shelter, protection, refuge, food or nourishment in such a manner as to control the
146 animal's actions, or that the animal or animals are treated as living at one's house by the
147 homeowner.

148 K. "Hobby cattery" means a noncommercial cattery at or adjoining a private
149 residence where four or more adult cats are bred or kept for exhibition for organized shows
150 or for the enjoyment of the species. However, a combination hobby cattery/kennel license
151 may be issued where the total number of cats and dogs exceeds the number allowed in
152 K.C.C. Title 21A.

153 L. "Hobby kennel" means a noncommercial kennel at or adjoining a private
154 residence where four or more adult dogs are bred or kept for any combination of hunting,
155 training and exhibition for organized shows, for field, working or obedience trials(~~(s)~~) or for
156 the enjoyment of the species. However, a combination hobby cattery/kennel license may
157 be issued where the total number of cats and dogs exceeds the number allowed in K.C.C.
158 Title 21A.

159 M. "Juvenile" means any dog or cat, altered or unaltered, that is under (~~(the age~~
160 ~~of)~~) six months old.

161 N. "Kennel" means a place where four or more adult dogs are kept, whether by
162 owners of the dogs or by persons providing facilities and care, whether or not for
163 compensation, but not including a pet shop. An adult dog is one of either sex, altered or
164 unaltered, that (~~(has reached the age of)~~) is at least six months old.

165 O. "Livestock" has the same meaning as in K.C.C. 21A.06.695.

166 P. "Owner" means any person having an interest in or right of possession to an
167 animal (~~(of)~~). "Owner" also means any person having control, custody or possession of
168 any animal, or by reason of the animal being seen residing consistently at a location, (~~(shall~~
169 be)) to an extent such that the person could be presumed to be the owner.

170 Q. "Pack" means a group of two or more animals running upon either public or
171 private property not that of its owner in a state in which either its control or ownership is in
172 doubt or cannot readily be ascertained and when the animals are not restrained or
173 controlled.

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

176 S. "Pet" means a dog or a cat or any other animal required to be licensed by this
177 chapter. "Dog," "cat" and "pet" may be used interchangeably.

178 T. "Pet shop" means any person, establishment, store or department of any store
179 that acquires live animals, including birds, reptiles, fowl and fish, and sells or rents, or
180 offers to sell or rent, the live animals to the public or to retail outlets.

181 U. "Private animal placement permit - individual" means a permit issued to persons
182 engaged in fostering dogs and cats who meet certain requirements to allow the persons to
183 possess more dogs and cats than is specified in K.C.C. Title 21A. Persons holding an
184 individual private animal placement permit and fostering dogs and cats must locate an
185 adoptive home for a dog or cat within six months of acquisition of the dog or cat.

186 V. "Private animal placement permit - organizational" means permits issued to
187 organizations engaged in fostering dogs and cats, the organizations having first met certain
188 requirements. These organizations may distribute these permits to individuals who will
189 foster the dogs and cats in their homes. The permits will allow the individuals to possess
190 more dogs and cats than is specified in K.C.C. Title 21A. The organizations must be
191 approved by the ~~((director))~~ manager of the animal control section, and their permit holders
192 must locate an adoptive home for a dog or cat within six months of acquisition of the dog
193 or cat.

194 W. "Running at large" means to be off the premises of the owner and not under the
195 control of the owner, or competent person authorized by the owner, either by leash, verbal
196 voice or signal control.

197 X. "Service animal" means any animal that is trained or being trained to aid a
198 person who is blind, hearing impaired or otherwise disabled and is used for that purpose
199 and is registered with a recognized service animal organization.

200 Y. "Shelter" means a facility that is used to house or contain stray, homeless,
201 abandoned or unwanted animals and that is owned, operated or maintained by a public
202 body, an established humane society, animal welfare society, society for the prevention
203 of cruelty to animals or other nonprofit organization or person devoted to the welfare,
204 protection and humane treatment of animals.

205 Z. "Special hobby kennel license" means a license issued under certain
206 conditions to pet owners, who do not meet the requirements for a hobby kennel license,
207 to allow them to retain only those specific dogs and cats then in their possession until
208 such time as the death or transfer of the animals reduces the number they possess to the
209 legal limit in K.C.C. Title 21A, the King County zoning code.

210 AA. "Under control" means the animal is either under competent voice control or
211 competent signal control, or both, so as to be restrained from approaching any bystander
212 or other animal and from causing or being the cause of physical property damage when
213 off a leash or off the premises of the owner.

214 BB. "Vicious" means having performed the act of, or having the propensity to do
215 any act, endangering the safety of any person, animal or property of another, including,
216 but not limited to, biting a human being((;)) or attacking a human being or domesticated
217 animal without provocation.

218 SECTION 6. Ordinance 1396, Article II Section 1, as amended, and K.C.C.
219 11.04.030 are each hereby amended to read as follows:

220 A. ~~((LICENSE REQUIREMENTS:))~~ All dogs and cats eight weeks ~~((and over~~
221 ~~which))~~ old and older that are harbored, kept or maintained in King County shall be
222 licensed and registered annually.

223 B. ~~((LICENSE ISSUANCE:))~~ Pet licenses shall be issued by the animal care and
224 control section and may be issued by veterinarians, pet shops, catteries~~((;))~~ and kennels
225 and other approved locations upon application and the payment of a license fee made
226 payable to the department of finance according to the schedule provided in K.C.C.
227 11.04.035 of this chapter~~((;))~~.

228 1. Pet licenses for unaltered dogs and cats ~~((will))~~ shall be valid for a term of
229 one year from ~~((the date of))~~ issuance, expiring on the last day of the twelfth month. Pet
230 licenses for altered dogs and cats ~~((will))~~ shall be valid for one year, expiring on the last
231 day of the twelfth month. There is no proration of any license fees. Renewal licenses
232 ~~((will))~~ shall retain the original expiration period whether renewed ~~((prior to))~~ before,
233 ~~on((;))~~ or after their respective renewal months.

234 2. Juvenile licenses must be obtained for pets from eight weeks to six months
235 ~~((of age))~~ old.

236 3. King County residents sixty-five years ~~((of age))~~ old or older may purchase a
237 special permanent license for the lifetime of cats or dogs ~~((which))~~ that are neutered or
238 spayed and for which they are the registered owners when ~~((said))~~ the animals are
239 maintained at ~~((said owner's))~~ the owners' registered addresses. ~~((Such))~~ Those residents
240 shall not be required to annually purchase a new license for the lifetime of ~~((such))~~ the
241 licensed animals~~((; provided, that))~~ though no person shall be issued more than three

242 ~~((3))~~ special permanent animal licenses for any combination of three ~~((3))~~ cats and
243 dogs for which ~~((they are))~~ the person is the registered owner.

244 4. Applications for a pet license shall be on forms provided by the animal care
245 and control section.

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

250 6. Owners of dogs ~~((and/))~~ or cats ~~((which))~~ who hold valid licenses from other
251 jurisdictions and who move into King County may transfer the license by paying a
252 transfer fee. ~~((Such))~~ The license shall maintain the original license's expiration date.

253 7. It ~~((shall be))~~ is a violation of this chapter for any person to sell or transfer
254 ownership of any pet without a pet license. The King County animal care and control
255 authority shall be notified of the name, address~~((s))~~ and telephone number of the new
256 owner by the person who sold or transferred the pet.

257 8. An applicant may be denied the issuance or renewal of a pet license, if the
258 applicant was previously found in violation of the animal cruelty provisions of K.C.C.
259 11.04.250 or convicted of animal cruelty under RCW 16.52.205 or 16.52.207.

260 a. An applicant may be denied the issuance or renewal of a pet license for up
261 to:

262 (1) four years, if found in violation of the animal cruelty provisions of K.C.C.
263 11.04.250 or convicted of a misdemeanor under RCW 16.52.207; or

264 (2) indefinitely, if convicted of a felony under RCW 16.52.205.

265 b. Any applicant who is either or both the subject of a notice and order under
266 K.C.C. 11.04.250 or charged with animal cruelty under RCW 16.52.205 or 16.52.207, or
267 both, may have the issuance or renewal of their pet license denied pending the final result
268 of either the notice and order or charge, or both.

269 9. The denial of the issuance or renewal of a pet license is subject to appeal, in
270 accordance with K.C.C. 11.04.270.

271 C. ~~((PENALTY-))~~ A late penalty shall be charged on all pet license applications,
272 according to the schedule provided in ~~((Section))~~ K.C.C. 11.04.035 ~~((of this chapter))~~.

273 D. ~~((FEES COLLECTED-))~~ All fees and fines collected under this chapter shall
274 be deposited in the county current expense fund and shall be distributed according to
275 ~~((the provisions in))~~ K.C.C. 11.04.035.

276 E. ~~((CHECKS-))~~ It ~~((shall be))~~ is a violation of this chapter for any person to
277 knowingly issue a check for which funds are insufficient or to stop payment on any check
278 written in payment of fees ~~((contained))~~ in this chapter. Any license~~((s))~~ or ~~((penalties))~~
279 penalty paid for with ~~((such))~~ those types of checks are, in the case of the license, invalid;
280 and in the case of the penalty, still outstanding. Costs incurred by the county in
281 collecting checks of this nature shall be considered a cost of abatement and are personal
282 obligations of the animal owner under K.C.C. 11.04.300.

283 F. ~~((NONAPPLICABILITY- The provisions of t))~~ This section shall not apply to
284 dogs or cats in the custody of a veterinarian or animal shelter or whose owners are
285 nonresidents temporarily within the county for a period not exceeding thirty days.

286 SECTION 7. Ordinance 10423, Section 3, and K.C.C. 11.04.033 are each hereby
287 amended to read as follows:

288 All animal shelters, kennels, catteries, hobby kennels, hobby catteries, pet
289 shops(;) and grooming services must be licensed by the animal care and control
290 authority. Licenses ((will)) shall be valid for one year from the date of application. Fees
291 shall be assessed as provided in K.C.C. 11.04.035. There is no proration of the license
292 fee. Renewal licenses shall retain the original expiration date whether renewed ((prior
293 to)), on(;) or after their respective renewal month. Any person(((s))) or persons who
294 engage((s)) in more than one of the services or maintains more than one of the types of
295 facilities cited in this section shall pay license fees as provided in K.C.C. 11.04.035.
296 Veterinarians shall obtain the required licenses for any service other than ((one which)) a
297 service that by law may be performed only by a veterinarian((; provided, that)), but no
298 such a license shall be required for ((his or her)) veterinarians' possession of animals
299 solely for the purposes of veterinary care.

300 SECTION 8. Ordinance 7416, Section 2, as amended, and K.C.C. 11.04.035 are
301 each hereby amended to read as follows:

302 A. The following fees are applicable as provided in this chapter:

- | | | | |
|-----|----|--|---------|
| 303 | 1. | Pet license | |
| 304 | | a. Unaltered (dog or cat) | \$60.00 |
| 305 | | b. Altered | \$20.00 |
| 306 | 2. | Juvenile pet license | \$5.00 |
| 307 | 3. | Senior citizen - lifetime license | |
| 308 | | a. Senior citizen - lifetime license - dog | \$20.00 |
| 309 | | b. Senior citizen - lifetime license - cat | \$12.00 |
| 310 | 4. | Replacement tag | \$5.00 |

311	5.	Transfer fee	\$3.00
312	6.	Animal shelter	\$250.00
313	7.	Kennel and cattery	
314	a.	Hobby	\$50.00
315	b.	Commercial	\$250.00
316	8.	Pet shop	\$250.00
317	9.	Grooming service	
318	a.	Operating alone	\$150.00
319	b.	When operated in conjunction with pet shop or	\$150.00
320		kennel or veterinarian	
321	10	Guard dog registration	\$100.00
322	11.	Exotic pet	
323	a.	New	\$500.00
324	b.	Renewal	\$250.00
325	12.	Service animal	no charge
326	13.	K-9 police dog	no charge
327	14.	Individual private animal placement permit	\$25.00
328	15.	Organizational private animal placement permit	\$10.00

329 B. The following late fees are applicable to license renewal applications as
330 provided in this chapter:

- 331 1. Received after forty-five days of license expiration, \$15.00
332 but before ninety days or failure to comply with
333 K.C.C. 11.04.030_C

- 334 2. Received after ninety days of license expiration, \$20.00
- 335 but before one hundred thirty-five days
- 336 3. Received after one hundred thirty-five \$40.00
- 337 days of license expiration

338 C. The following penalties shall be assessed:

- 339 1. Dog leash law violations
- 340 a. First notice \$25.00
- 341 b. Successive violations within one year \$50.00
- 342 2. Civil penalties maximum \$1,000.00
- 343 3. Animal abandonment \$500.00

344 D. The following service fees apply as provided in this chapter:

- 345 1. Adoptions - per animal \$75.00

346 This is a one-price fee that includes the fee for adopting an animal, the license fee
347 and the spaying or neutering of the animal.

- 348 2. Spay or neuter deposit - per animal as required
- 349 in K.C.C. 11.04.210B.1.a \$50.00
- 350 3. Impound or redemption
- 351 a. Dog, cats other small animals ((F))first offense \$45.00
- 352 Second offense, within one year \$85.00
- 353 Third offense within one year \$90.00
- 354 b. Livestock \$100.00
- 355 4. Kenneling - per 24 hours or portion thereof \$12.00
- 356 5. In-field pick up of an owner's deceased \$20.00

- 357 unlicensed pet or pick up of an unlicensed
358 pet released voluntarily to animal care and control
- 359 6. Owner-requested euthanasia (unlicensed pets) \$20.00
- 360 7. Optional microchipping for adopted pets \$25.00

361 SECTION 9. Ordinance 1396, Article II Section 3, as amended, and K.C.C.

362 11.04.050 are each hereby amended to read as follows:

363 A. The applicant for an original animal shelter, cattery, pet shop, grooming
364 service((s)) or kennel license shall present to the animal care and control authority a
365 written statement from the county department of development and environmental services
366 that the establishment of the animal shelter, cattery, pet shop, grooming service or kennel
367 at the proposed site is not in violation of K.C.C. Title 21A, the King County zoning code,
368 or has a legal nonconforming zoning status, or a conditional use permit has been issued
369 for the intended use.

370 B. Before an animal shelter, cattery, pet shop, grooming service or kennel license
371 may be issued by the animal care and control authority, a certificate of inspection from
372 the Seattle-King County health department or King County animal care and control
373 section must be issued showing that the animal shelter, cattery, pet shop, grooming
374 service or kennel is in compliance with K.C.C. 11.04.080, 11.04.090, 11.04.100 and
375 11.04.110.

376 SECTION 10. Ordinance 1396, Article II Section 4, as amended, and K.C.C.

377 11.04.060 are each hereby amended to read as follows:

378 A. ((~~LICENSE REQUIRED.~~)) It is unlawful for any person to keep and maintain
379 any dog or cat within the county for the purposes of a hobby kennel or hobby cattery

380 without annually obtaining a valid and subsisting license therefor. The fee for such an
381 annual license shall be assessed upon the owner or keeper of ~~((such))~~ the animals and
382 shall be as provided in K.C.C. 11.04.035. In addition, each animal shall be licensed
383 individually under ~~((provisions of))~~ K.C.C. 11.04.030.B.

384 B. ~~((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.))~~ Any
385 hobby kennel or hobby cattery license shall limit the total number of dogs and cats over
386 six months ~~((of age))~~ old kept by ~~((such))~~ the hobby kennel or hobby cattery based on the
387 following guidelines:

388 1. Animal size;
389 2. Type and characteristics of the breed;
390 3. The amount of lot area ~~((; provided, that))~~, though the maximum number shall
391 not exceed:

392 a. twenty-five where the lot area contains five acres or more;

393 b. ~~((the maximum number shall not exceed))~~ ten where the lot area contains
394 thirty-five thousand square feet but less than five acres; and

395 c. ~~((the maximum number shall not exceed))~~ five where the lot area is less than
396 thirty-five thousand square feet;

397 4. The facility specifications ~~((f))~~ and dimensions in which the dogs and cats are
398 to be maintained;

399 5. The zoning classification in which the hobby kennel or hobby cattery would
400 be maintained.

401 C. ~~((REQUIREMENTS.))~~ The following are requirements for ~~((H))~~ hobby
402 kennels and hobby catteries ~~((:))~~:

403 1. All open run areas shall be completely surrounded by a six-foot fence set
404 back at least twenty feet from all property lines(~~(; provided)~~), though this requirement
405 may be modified for hobby catteries as long as the open run area contains the cats and
406 prohibits the entrance of children. For purposes of this section "~~((Θ))~~open run area"
407 means that area, within the property lines of the premises on which the hobby kennel or
408 hobby cattery is to be maintained, where the dogs and cats are sheltered or maintained. If
409 there is no area set aside for sheltering or maintaining the dogs within the property lines
410 of the premises the twenty foot setback does not apply. The property lines of premises not
411 containing an open run area must be completely surrounded by a six-foot fence;

412 2. No commercial signs or other appearances advertising the hobby kennel or
413 hobby cattery are permitted on the property except for the sale of the allowable offspring
414 set forth in this section;

415 3. The ~~((director))~~ manager of the animal care and control section may require
416 setback, additional setback, fencing, screening or soundproofing as ~~((she or he))~~ the
417 manager deems necessary to ~~((insure))~~ ensure the compatibility of the hobby kennel or
418 hobby cattery with the surrounding neighborhood. Factors to be considered in determining
419 ~~((such))~~ the compatibility are:

420 a. ~~((S))~~statements regarding approval~~((f))~~ or disapproval of surrounding
421 neighbors relative to maintenance of a hobby kennel or hobby cattery at the address applied
422 for;

423 b. ~~((Past-h))~~History of animal care and control complaints relating to the dogs
424 and cats of the applicant at the address for which the hobby kennel or hobby cattery is
425 applied for;

426 c. ~~((F))~~ facility specifications ~~((f))~~ and dimensions in which the dogs and cats are
427 to be maintained;

428 d. ~~((A))~~ animal size, type and characteristics of breed; and

429 e. ~~((F))~~ the zoning classification of the premises on which the hobby kennel or
430 hobby cattery is maintained ~~((-))~~;

431 4. The hobby kennel or hobby cattery shall limit dog and cat reproduction to no
432 more than one litter per license year per female dog and two litters per license year per
433 female cat; and

434 5. Each dog and cat in the hobby kennel or hobby cattery shall have current and
435 proper immunization from disease according to the dog's and cat's species and age.

436 ~~((Such))~~ The immunizations shall consist of distemper, hepatitis, leptospirosis,
437 parainfluenza and parvo virus (DHLPP) inoculation for dogs over three months ~~((of age))~~
438 old and feline herpesvirus 1, calicivirus and panleukopenia virus (FVRCP) inoculation for
439 cats over two months ~~((of age,))~~ old and rabies inoculations for all dogs and cats over six
440 months ~~((of age))~~ old.

441 D. ~~((LICENSE ISSUANCE AND MAINTENANCE.))~~ Only when the ~~((director))~~
442 manager of the animal care and control section is satisfied that the requirements of K.C.C.
443 11.04.060C.1, through 5, have been met, a hobby kennel or hobby cattery license may be
444 issued. The license ~~((with))~~ shall continue in full force throughout the license year unless,
445 at anytime, the hobby kennel or hobby cattery is maintained in such a manner as to:

446 1. Exceed the number of dogs and cats allowed at the hobby kennel by the animal
447 care and control section; or ~~((-))~~

448 2. Fail to comply with any of the requirements of K.C.C. 11.04.060 C.1. through
449 5.

450 E. ~~((SPECIAL HOBBY KENNEL LICENSE))~~ 1. Persons owning a total number
451 of dogs and cats exceeding three, who do not meet the requirements for a hobby kennel
452 license, may be eligible for a special hobby kennel license to be issued at no cost by the
453 animal care and control authority, which ~~((will))~~ shall allow them to retain the specific
454 animals then in their possession~~((; provided that))~~, but only if the following conditions are
455 met:

456 a. ~~((F))~~the applicant must apply for the special hobby kennel license and
457 individual licenses for each dog and cat ~~((within 30 days of the enactment of Ordinance
458 10423))~~ by July 6, 1992, or at the time they are contacted by an ~~((A))~~animal care and
459 ~~((C))~~control ~~((O))~~officer, King County ~~((L))~~license ~~((I))~~inspector~~((;))~~ or King County
460 ~~((P))~~pet ~~((L))~~license ~~((C))~~canvasser~~((;))~~; and

461 b. ~~((F))~~the applicant is keeping the dogs and cats for the enjoyment of the
462 species, and not as a commercial enterprise.

463 2. The special hobby kennel license shall only be valid for those specific dogs and
464 cats in the possession of the applicant at the time of issuance, and is intended to allow pet
465 owners to possess animals beyond the limits imposed by K.C.C. Title 21A ~~((of the K.C.C.))~~
466 until such a time as the death or transfer of ~~((such))~~ the animals reduces the number
467 possessed to the legal limit set forth in K.C.C. Title 21A ~~((of the K.C.C.))~~.

468 3. The ~~((director))~~ manager of the animal care and control section may deny any
469 application for a special hobby kennel license:

- 470 a. based on past Animal Care and Control Code violations by the applicant's dogs
471 and cats((;)) or complaints from neighbors regarding the applicant's dogs and cats; or
472 b. if the animal(((s))) or animals is maintained in inhumane conditions.

473 SECTION 11. Ordinance 1396, Article II Section 5, as amended, and K.C.C.
474 11.04.070 are each hereby amended to read as follows:

475 Each animal shelter, kennel, hobby kennel, cattery, hobby cattery or pet shop shall
476 provide a list to the animal care and control authority, quarterly, based upon the calendar
477 year, of all dogs and cats given away or sold. The list shall include the origin, the age and
478 type of dog or cat((;)) and the name and address of the person to whom the dog(((s) or)),
479 dogs ((or)), cat(((s))) or cats was given or sold.

480 SECTION 12. Ordinance 1396, Article II Section 6, as amended, and K.C.C.
481 11.04.080 are each hereby amended to read as follows:

482 A. ((INSPECTION)) It shall be the duty of the director ((or his agent)) of the
483 Seattle-King County department of public health or the director's agent or the manager of
484 the animal care and control ((authority)) section or the manager's agent to make or cause to
485 be made such an inspections as may be necessary to ((insure)) ensure compliance with
486 ((Sections)) K.C.C. 11.04.090, 11.04.100 and 11.04.110. The owner or keeper of an
487 animal shelter, kennel, cattery, grooming service or pet shop shall admit to the premises,
488 for the purpose of making an inspection, any officer, agent or employee of the Seattle-King
489 County department of public health or animal care and control authority at any reasonable
490 time that admission is requested.

491 B. ((UNSANITARY CONDITIONS UNLAWFUL)) It is unlawful to keep, use
492 or maintain within King County any animal shelter, kennel, cattery, grooming service or

493 pet shop that is unsanitary, nauseous, foul or offensive, or in any way detrimental to public
494 health ~~((and/))~~ or safety and not in compliance with ~~((Sections))~~ K.C.C. 11.04.070,
495 11.04.090, 11.04.100 and 11.04.110 and may be cause for revocation or denial of ~~((such))~~
496 the license.

497 SECTION 13. Ordinance 1396, Article II Section 12, as amended, and K.C.C.
498 11.04.140 are each hereby amended to read as follows:

499 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section is
500 authorized to promulgate rules and regulations not in conflict with this title as they pertain
501 to the conditions and operations of animal shelters, hobby kennels, kennels, pet shops~~((;))~~
502 and grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners.
503 ~~((Such))~~ The rules and regulations may be enacted only after a public hearing has been held
504 ~~((for such purpose))~~ regarding the rules and regulations. Enforcement of these rules and
505 regulations may be appealed to the county board of appeals.

506 SECTION 14. Ordinance 1396, Article II Section 13, as amended, and K.C.C.
507 11.04.150 are each hereby amended to read as follows:

508 The animal care and control authority may, in addition to other penalties provided
509 in this title, revoke, suspend or refuse to renew any animal shelter, hobby kennel, kennel,
510 grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog
511 registration upon good cause or for failure to comply with any provision of this title~~((;~~
512 ~~provided,))~~. ~~((h))~~ However, enforcement of such a revocation, suspension or refusal shall
513 be stayed during the pendency of an appeal filed ~~((pursuant to Section))~~ in accordance with
514 K.C.C. 11.04.260.

515 SECTION 15. Ordinance 1396, Article II Section 14, as amended, and K.C.C.

516 11.04.160 are each hereby amended to read as follows:

517 No applicant shall be issued an animal shelter, hobby kennel, kennel, grooming
518 parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration
519 who has previously had ~~((such))~~ the license or registration revoked or a renewal refused,
520 for a period of one year after the ~~((date of))~~ revocation or refusal and until ~~((such))~~ the
521 applicant meets the requirements ~~((contained))~~ in ~~((Sections))~~ K.C.C. 11.04.070 through
522 11.04.110 or any other provision of this title to the satisfaction of the animal care and
523 control authority.

524 SECTION 16. Ordinance 10809, Section 3, as amended, and K.C.C. 11.04.165 are
525 each hereby amended to read as follows:

526 A. ~~((PERMIT REQUIRED:))~~ Any person independently engaged in the fostering
527 of dogs and cats who routinely possesses more dogs and cats than are allowed in K.C.C.
528 Title 21A ~~((K.C.C.))~~ must obtain an ~~((I))~~individual ~~((P))~~private ~~((A))~~animal ~~((P))~~placement
529 ~~((P))~~permit from animal care and control. Permits shall be valid for one year from ~~((the~~
530 ~~date of))~~ issuance~~((;))~~ and may not be transferred.

531 B. ~~((QUALIFICATIONS:))~~ In order to qualify for an ~~((I))~~individual ~~((P))~~private
532 ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit an applicant must:

533 1. Maintain and care for dogs and cats in a humane and sanitary fashion in
534 compliance with ~~((the provisions of))~~ K.C.C. 11.04.090.

535 2. Reside where the fostering of dogs and cats is compatible with the surrounding
536 neighborhood.

537 3. Agree to return stray or lost animals to their owners in accordance with ((the
538 requirements of)) K.C.C. 11.04.210 before placing ((such)) the animals in an adoptive
539 home.

540 4. Agree to spay((/)) or neuter and license each dog or cat before placement into
541 its new home and transfer the license of each animal to its adoptive owner.

542 5. Agree to coordinate their adoption process with animal care and control,
543 including reporting on the disposition of each animal, and only adopting to owners who
544 would qualify to adopt an animal from a King County ((A))animal care and ((C))control
545 ((S))shelter based on the adoption procedures and guidelines used by the animal care and
546 control authority.

547 C. ~~((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.))~~ Those
548 holding an ((F))individual ((P))private ((A))animal ((P))placement ((P))permit shall be
549 allowed to possess five foster animals above the limit that would normally apply to their
550 property under K.C.C. Title 21A.

551 Permit holders are required to locate an adoptive home for each dog or cat within
552 six months of acquiring the dog or cat. If, after six months, an adoptive home has not been
553 found for a dog or cat, the animal care and control authority ((will)) shall review the
554 situation to determine if the permit holder is complying with the ((requirements of the))
555 permit. If the ((director)) manager of the animal care and control section ascertains that a
556 good faith effort is being made to locate adoptive homes, a six-month extension may be
557 granted.

558 The presence of juvenile animals shall not necessarily place a permit holder over
559 their limit unless the ((director)) manager of the animal care and control section determines

560 that juvenile animals are present in such large numbers as to place the permit holder out of
561 compliance with the ~~((requirements of the))~~ permit.

562 Holders of hobby kennel licenses shall be allowed to possess and foster five more
563 animals than are allowed by the conditions of a hobby kennel permit.

564 D. ~~((INSPECTION, DENIAL AND REVOCATION OF PERMIT.))~~ The animal
565 care and control authority ~~((shall have the right to))~~ may inspect the facilities of an
566 applicant for an ~~((I))~~individual ~~((P))~~priate ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit to
567 determine whether or not such a permit shall be issued. In addition, the animal care and
568 control authority ~~((shall have the right to))~~ may periodically inspect the facilities of holders
569 of ~~((I))~~individual ~~((P))~~priate ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to ~~((insure))~~ ensure
570 compliance with this section. The animal care and control authority ~~((shall))~~ may also
571 ~~((have the right to))~~ deny or revoke permits based on any one or more of the following:

- 572 1. ~~((a))~~A failure to meet the ~~((above))~~ qualifications listed in subsections A.
573 through C. of this section;
- 574 2. ~~((a))~~Animal care and control complaints ~~((past, present or future))~~; and ~~((or))~~
- 575 3. ~~((e))~~Complaints regarding the maintenance of the ~~((I))~~individual ~~((P))~~priate
576 ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit by neighbors.

577 SECTION 17. Ordinance 10809, Section 4, as amended, and K.C.C.11.04.167 are
578 each hereby amended to read as follows:

579 A. ~~((PERMIT REQUIRED.))~~ Any organization engaged in the fostering of dogs
580 and cats whose members routinely or from time to time have in their possession up to five
581 more dogs and cats than are allowed in K.C.C. Title 21A ~~((K.C.C.))~~ must obtain
582 ~~((O))~~Organizational ~~((P))~~Priate ~~((A))~~Animal ~~((P))~~Placement ~~((P))~~Permits from animal care

583 and control for each of those members. Organizations may purchase up to ~~((5))~~ five
584 ~~((P))~~permits, or up to ~~((20))~~ twenty ~~((P))~~permits per year. ~~((Provided, h))~~However, ~~((that))~~
585 the ~~((director has the authority to))~~ manager of the animal care and control section may
586 issue more than ~~((20))~~ twenty ~~((P))~~permits to an organization~~((;))~~ when to do so would
587 further the goals of the animal care and control section and be in the public interest.
588 Permits shall be valid for one year from ~~((the date of))~~ issuance~~((;))~~ and may be transferred
589 between members of the organization.

590 B. ~~((QUALIFICATIONS;))~~ In order to qualify to distribute ~~((O))~~organizational
591 ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to its members an organization must:

592 1. Be of a reputable nature~~((;))~~ and engaged in the fostering of animals solely for
593 the benefit of the animals involved, and not as a commercial enterprise~~((;))~~;

594 2. Agree to furnish animal care and control with the names, addresses and phone
595 numbers of each of the holders of its permits; including immediately furnishing this
596 information when a transfer takes place~~((;))~~; and

597 3. Agree that to the best of their ability they shall only issue permits to individuals
598 who will:

599 a. ~~((M))~~maintain and care for dogs and cats in a humane and sanitary fashion in
600 compliance with ~~((the provisions of))~~ K.C.C. 11.04.090~~((;))~~;

601 b. ~~((R))~~reside where the fostering of dogs and cats is compatible with the
602 surrounding neighborhood~~((;))~~;

603 c. ~~((A))~~agree to return stray or lost animals to their owners in accordance with
604 ~~((the requirements of))~~ K.C.C. 11.04.210 before placing ~~((such))~~ the animals in an adoptive
605 home~~((;))~~;

606 d. ~~((S))~~spay~~((A))~~ or neuter and license each dog or cat and transfer the license of
607 each animal to its adoptive owner~~((:))~~; and

608 e. ~~((C))~~coordinate their adoption process with animal care and control, including
609 reporting on the disposition of each animal, and only adopting to owners who would
610 qualify to adopt an animal from a King County ~~((A))~~animal care and ~~((C))~~control
611 ~~((S))~~shelter based on the adoption procedures and guidelines used by the animal care and
612 control authority.

613 C. ~~((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.))~~ Those
614 holding an ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits shall
615 be allowed to foster up to five more dogs or cats above the limit that would normally
616 apply to their property under K.C.C. Title 21A ~~((King County Code))~~. Holders of hobby
617 kennel licenses shall be allowed to foster five more animals than are allowed by conditions
618 of a hobby kennel permit.

619 Permit holders are required to locate an adoptive home for each dog or cat within
620 six months of acquiring the dog or cat. If, after six months, an adoptive home has not been
621 found for a dog or cat the animal care and control authority ~~((will))~~ shall review the
622 situation to determine if the permit holder is complying with the ~~((requirements of the))~~
623 permit. If the ~~((director))~~ manager of the animal care and control section ascertains that a
624 good faith effort is being made to locate adoptive homes, a six-month extension may be
625 granted.

626 The presence of juvenile animals shall not necessarily place a permit holder over
627 the limit of five foster animals beyond the limit that would normally apply to their property
628 under K.C.C. 21A.30.020 unless the ~~((director))~~ manager of the animal care and control

629 section determines that juvenile animals are present in such large numbers as to place the
630 permit holder out of compliance with the ~~((requirements of the))~~ permit.

631 D. ~~((INSPECTION, DENIAL AND REVOCATION OF PERMIT.))~~ The animal
632 care and control authority ~~((shall have the right to))~~ may inspect the facilities of an
633 applicant for an ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit to
634 determine whether or not such a permit shall be issued. In addition, the animal care and
635 control authority ~~((shall have the right to))~~ may periodically inspect the facilities of holders
636 of ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to ~~((insure))~~
637 ensure compliance with this ~~((S))~~section, and to determine whether or not the organization
638 as a whole ~~((will))~~ shall be allowed to continue fostering dogs and cats. The animal care
639 and control authority ~~((shall))~~ may also ~~((have the right to))~~ deny or revoke permits based
640 on any one or more of the following:

641 1. ~~((a))~~A failure to meet the ~~((above))~~ qualifications in subsections A. through C.
642 of this section;

643 2. ~~((a))~~Animal care and control complaints ~~((past, present or future))~~; and ~~((/or))~~

644 3. ~~((e))~~Complaints regarding the maintenance of the ~~((O))~~organizational
645 ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit by neighbors.

646 SECTION 18. Ordinance 1396, Article III Section 1, as amended, and K.C.C.
647 11.04.170 are each hereby amended to read as follows:

648 A. The manager of the animal care and control authority and ~~((his or her~~
649 authorized)) the animal care and control officers are authorized to take such lawful action
650 as may be required to enforce ~~((the provisions of))~~ this chapter, Ordinance 10870, as
651 amended, and K.C.C. Title 21A, as ~~((the provisions))~~ they pertain to the keeping of

652 animals, and the laws of the state of Washington as the laws pertain to animal cruelty,
653 shelter, welfare and enforcement of control.

654 B. The manager of the animal care and control authority or ~~((his or her authorized))~~
655 animal care and control officers shall not enter a building designated for and used for
656 private purposes, unless a proper warrant has first been issued upon a showing that the
657 officer has reasonable cause to believe an animal is being maintained in the building in
658 violation of this chapter.

659 C. The manager of the animal care and control authority and ~~((his or her~~
660 ~~authorized))~~ animal care and control officers, while pursuing or observing any animal in
661 violation of this chapter, may enter upon any public or private property, except any
662 building designated for and used for private purposes, for the purpose of abating the animal
663 violation being pursued or observed.

664 D. No person shall deny, prevent, obstruct or attempt to deny, prevent or obstruct
665 an animal care and control officer from pursuing any animal observed to be in violation of
666 this chapter. Further, no person shall fail or neglect, after a proper warrant has been
667 presented, to promptly permit the manager of the animal care and control section or ~~((the~~
668 ~~authorized))~~ an animal care and control officer to enter private property to perform any
669 duty imposed by this chapter. Any person violating this subsection is guilty of a
670 misdemeanor.

671 SECTION 19. Ordinance 1396, Article 2, and K.C.C. 11.04.180 are each hereby
672 amended to read as follows:

673 All violations of this chapter are detrimental to the public health, safety~~(,)~~ and
674 welfare and are public nuisances. All conditions ~~((which))~~ that are determined after review

675 by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section to be in
676 violation of this chapter shall be abated.

677 SECTION 20. Ordinance 1396, Article III Section 4, as amended, and K.C.C.
678 11.04.200 are each hereby amended to read as follows:

679 In addition to or as an alternative to any other penalty provided in this chapter or by
680 law, any person whose animal is maintained in violation of this chapter shall incur a civil
681 penalty in an amount not to exceed one thousand dollars per violation to be directly
682 assessed by the ~~((director))~~ manager of the animal care and control authority plus billable
683 costs of the animal care and control authority. The ~~((director))~~ manager, in a reasonable
684 manner, may vary the amount of the penalty assessed to consider the appropriateness of the
685 penalty to the nature and type of violation; the gravity of the violation; the number of past
686 and present violations committed and the good faith of the violator in attempting to achieve
687 compliance with prescribed requirements or after notification of a violation. All civil
688 penalties assessed ~~((will))~~ shall be enforced and collected in accordance with the procedure
689 specified in this chapter.

690 SECTION 21. Ordinance 1396, Article III Section 5, as amended, and K.C.C.
691 11.04.210 are each hereby amended to read as follows:

692 A. The ~~((director))~~ of the animal care and control ~~((authority))~~ section and ~~((his))~~
693 the manager's authorized representatives may apprehend any animals found doing any of
694 the acts defined as a public nuisance ~~((and/))~~ or being subjected to cruel treatment as
695 defined by law. After ~~((such))~~ the animals are apprehended, the animal care and control
696 authority shall ascertain whether they are licensed~~((,))~~ or otherwise identifiable. If
697 reasonably possible, the animal care and control authority shall return the animal to the

698 owner together with a notice of violation of this chapter. If it is not reasonably possible to
699 immediately return a currently licensed animal to its owner, the animal care and control
700 authority shall notify the owner within a reasonable time by regular mail or telephone that
701 the animal has been impounded and may be redeemed. Any currently licensed animal
702 impounded (~~((pursuant to))~~) in accordance with this chapter shall be held for the owner at
703 least one hundred twenty hours, after telephone contact by the impounding agency or for at
704 least two weeks after posting of the notification of impoundment by regular mail; any other
705 animal impounded (~~((pursuant to))~~) in accordance with this chapter shall be held for its
706 owner at least seventy-two hours from the time of impoundment. The county shall not sell
707 any animals to research institutes or licensed dealers for research purposes. Any animal
708 suffering from serious injury or disease may be (~~((humanely destroyed,))~~) euthanized or, in
709 the discretion of the impounding authority, may be held for a longer period and redeemed
710 by any person on payment of charges not exceeding those prescribed (~~((herein))~~) in this
711 chapter.

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

713 1. Made available for adoption at a fee of (~~((\$7.50))~~) seven dollars and fifty cents
714 per animal as provided in K.C.C. 11.04.035.

715 a. Any person may adopt an animal impounded (~~((pursuant to the provisions~~
716 ~~contained))~~) in accordance with this chapter when all billable costs, redemption fees,
717 penalties(~~((;))~~) and boarding costs incurred in (~~((such))~~) the impoundment are made payable to
718 the (~~((county finance director))~~) manager of finance and business operations, which may be
719 accepted by the animal care and control authority acting as agent for the county. As
720 provided in K.C.C. 11.04.035, all dogs and cats over (~~((the age of))~~) six months old adopted

721 from the King County animal shelter shall be spayed or neutered ~~((prior to))~~ before
722 adoption. A spay~~((/))~~ or neuter deposit shall be charged for dogs and cats under ~~((the age~~
723 ~~of))~~ six months ~~((which))~~ old that are too young to be spayed~~((/))~~ or neutered ~~((prior to))~~
724 before adoption. This deposit ~~((will))~~ shall be returned to the adopting person upon
725 submission of proof that the sterilization was performed within six months from the ~~((date~~
726 ~~of))~~ adoption. Failure to spay~~((/))~~ or neuter such a dog or cat is a violation of this chapter
727 and a breach of the adoption contract and ~~((will))~~ shall result in the forfeiture of the
728 adoption and return of the dog or cat to King County animal care and control for the
729 required spaying~~((/))~~ or neutering.

730 b. The ~~((director shall have the authority to))~~ manager of the animal care and
731 control section may set administrative rules regarding the adoption of animals from King
732 County shelters~~((;))~~ or

733 2. ~~((Humanely destroyed by euthanasia))~~ Euthanized.

734 C. The county shall not sell any animals for the purposes of medical research to
735 any research institute or any other purchasers.

736 D.1. Any unaltered dog or cat impounded more than once shall be spayed or
737 neutered by either:

738 a. the animal care and control authority ~~((prior to))~~ before the release of the
739 dog or cat~~((;))~~; or~~((;))~~

740 b. at the request of the owner, by the owner of the dog or cat, ~~((provided))~~ but
741 only if the owner agrees to pay a cash deposit of ~~((250))~~ two hundred fifty dollars and
742 provide proof of neutering or spaying on a form provided by the county. In order for the
743 deposit to be refunded to the owner the form must be certified by a licensed veterinarian

744 within five days of release of the dog or cat to the owner. If proof of neutering or spaying
745 is not provided within five days, the animal care and control authority ~~((will have the~~
746 ~~right to))~~ may again impound the dog or cat to ensure that it is spayed or neutered.

747 2. If the dog or cat is spayed or neutered by the animal care and control
748 authority, the cost of the spay or neuter shall be charged to the owner upon redemption
749 but shall be deducted from the impound~~((f))~~ and redemption fees otherwise required
750 under this chapter.

751 SECTION 22. Ordinance 1396, Article III Section 6, and K.C.C. 11.04.220 are
752 each hereby amended to read as follows:

753 Notwithstanding the existence or use of any other remedy, the ~~((director))~~ manager
754 of the animal care and control ~~((authority))~~ section may seek legal or equitable relief to
755 enjoin acts or practices and abate any conditions ~~((which))~~ that constitute a violation of this
756 chapter or other regulations ~~((herein))~~ adopted under this chapter.

757 SECTION 23. Ordinance 1396, Article III Section 7, as amended, and K.C.C.
758 11.04.230 are each hereby amended to read as follows:

759 For purposes of this chapter, nuisances are violations of this chapter and shall be
760 defined as follows:

761 A. Any public nuisance relating to animal care and control known at common law
762 or in equity jurisprudence;

763 B. A dog running at large within the county;

764 C. Any domesticated animal, whether licensed or not, ~~((which))~~ that runs at large
765 in any park or enters any public beach, pond, fountain or stream~~((s))~~ or upon any public
766 playground or school ground. However, this ~~((section))~~ subsection shall not prohibit a

767 person from walking or exercising an animal in a public park or on any public beach when
768 the animal is on a leash, tether or chain not to exceed eight feet in length. Also, this
769 ~~((section))~~ subsection shall not apply to any ~~((blind))~~ person using a trained ~~((seeing-eye))~~
770 service animal ~~((dog))~~, to animal shows, exhibitions or organized dog-training classes if at
771 least twenty-four hours' advance notice has been given to the animal care and control
772 authority by those persons requesting to hold the animal shows, exhibitions or organized
773 dog-training classes;

774 D. Any domesticated animal that enters any place where food is stored, prepared,
775 served or sold to the public, or any other public building or hall. However, this ~~((section))~~
776 subsection shall not apply to any ~~((blind))~~ person using a trained ~~((seeing-eye))~~ service
777 animal ~~((dog))~~, to veterinary offices or hospitals or to animal shows, exhibitions or
778 organized dog-training classes if at least twenty-four hours' advance notice has been given
779 to the animal care and control authority by the persons requesting to hold the animal shows,
780 exhibitions or organized dog-training classes;

781 E. ~~((A))~~ Any female domesticated animal, whether licensed or not, while in heat
782 and accessible to other animals for purposes other than controlled and planned breeding;

783 F. Any domesticated animal that chases, runs after or jumps at vehicles using the
784 public streets and alleys;

785 G. Any domesticated animal that habitually snaps, growls, snarls, jumps upon or
786 otherwise threatens persons lawfully using the public sidewalks, streets, alleys or other
787 public ways;

788 H. Any animal that has exhibited vicious propensities and constitutes a danger to
789 the safety of persons or property off the animal's premises or lawfully on the animal's

790 premises. However, in addition to other remedies and penalties, the provisions of this
791 chapter relating to vicious animals shall apply;

792 I. ~~((A))~~ Any vicious animal or animal with vicious propensities that runs at large at
793 any time is off the owner's premises not securely leashed on a line or confined and in the
794 control of a person of suitable age and discretion to control or restrain the animal.

795 However, in addition to other remedies and penalties, the provisions of this chapter relating
796 to vicious animals shall apply;

797 J. Any domesticated animal that howls, yelps, whines, barks or makes other oral
798 noises, in such a manner as to disturb any person or neighborhood to an unreasonable
799 degree;

800 K. Any domesticated animal that enters upon a person's property without the
801 permission of that person;

802 L. Animals staked, tethered or kept on public property without prior written
803 consent of the animal care and control authority;

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

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

808 O. Animals running in packs.

809 SECTION 24. Ordinance 1396, Article III Section 8, as amended, and K.C.C.

810 11.04.250 are each hereby amended to read as follows:

811 A. It is unlawful for any person to:

812 ~~((A-))~~ 1. Willfully and cruelly injure or kill any animal by any means causing it
813 fright or pain;

814 ~~((B-))~~ 2. By reason of neglect or intent to cause or allow any animal to endure
815 pain, suffering or injury or to fail or neglect to aid or attempt alleviation of pain, suffering
816 or injury the person has so caused to any animal;

817 ~~((C-))~~ 3. Lay out or expose any kind of poison, or to leave exposed any poison
818 food or drink for humans, animals or fowl, or any substance or fluid whatever whereon or
819 wherein there is or shall be deposited or mingled, any kind of poison or deadly substance or
820 fluid whatever, on any premises, or in any unenclosed place, or to aid or abet any person in
821 so doing, unless in accordance with RCW 16.52.190; and

822 ~~((D-))~~ 4. Abandon any domesticated animal by dropping off or leaving the animal
823 on the street, road or highway, in any other public place~~((;))~~ or on the private property of
824 another.

825 B. The animal care and control section shall keep a database containing the names
826 of all persons who are either or both found in violation of K.C.C. 11.04.250 or charged or
827 convicted of animal cruelty under either RCW 16.52.205 or 16.52.207, or both. Further,
828 the animal care and control section shall coordinate with law enforcement, when necessary,
829 to keep this database current.

830 SECTION 25. Ordinance 1396, Article III Section 9, as amended, and K.C.C.
831 11.04.260 are each hereby amended to read as follows:

832 A. Whenever the ~~((director))~~ manager of the animal care and control section or
833 ~~((authorized))~~ animal care and control officer has found an animal maintained in violation

834 of this chapter, the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section
835 shall commence proceedings to cause the abatement of each violation.

836 B. The ~~((director))~~ manager of the animal care and control section or ~~((authorized))~~
837 animal care and control officer shall issue a notice of violation and an order directed to the
838 owner or the person presumed to be the owner of the animal maintained in violation of this
839 chapter. The notice and order shall contain:

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

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

844 3. A statement to the effect that the ~~((director))~~ manager or ~~((authorized))~~ animal
845 care and control officer has found the animal maintained illegally with a brief and concise
846 description of the conditions, which caused the animal to be in violation of this chapter;

847 4. A statement of the action required to be taken to abate the violation, as
848 determined by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section.

849 a. If the ~~((director has))~~ manager determined the animal in violation must be
850 disposed with, the order shall require that the abatement be completed within a specified
851 ~~((period of))~~ time from the ~~((date of the))~~ order as determined by the ~~((director))~~ manager
852 to be reasonable;

853 b. If the ~~((director))~~ manager of the animal care and control ~~((authority has))~~
854 section determined to assess a civil penalty, the order shall require that the penalty shall be
855 paid within fourteen days from the ~~((date of the))~~ order.

856 5. Statements advising that if any required abatement is not commenced within
857 the time specified, the ~~((director))~~ manager of the animal care and control ~~((authority will))~~
858 section shall proceed to cause abatement and charge the costs thereof against the owner;

859 6. Statements advising:

860 a. ~~((F))~~that a person having a legal interest in the animal may appeal from the
861 notice of violation and order or any action of the ~~((director))~~ manager of the animal care
862 and control ~~((authority))~~ section to the board of appeals, ~~((provided))~~ but only if the appeal
863 is made in writing as provided by this chapter~~((s))~~ and filed with the ~~((director))~~ manager of
864 the animal care and control ~~((authority))~~ section within fourteen days from the ~~((date of))~~
865 service of ~~((such))~~ the notice of violation and order~~((s))~~; and

866 b. ~~((F))~~that failure to appeal ~~((will))~~ constitutes a waiver of all right to an
867 administrative hearing and determination of the matter;

868 C. The notice and order shall be served on the owner or presumed owner of the
869 animal in violation.

870 D. Service of the notice of violation and order shall be made upon all persons
871 entitled thereto:

872 1. Personally; ~~((or,))~~

873 2. By mailing a copy of ~~((such))~~ the notice of violation and order by certified
874 mail, postage prepaid, return receipt requested, to the person at ~~((his))~~ the person's last
875 known address; or~~((s))~~

876 3. By ~~((P))~~posting the notice of violation and order on the front door of the living
877 unit of the owner or person with right to control the animal if ~~((said))~~ the owner or person is
878 not home.

879 E. Proof of service of the notice of violation and order shall be made at the time of
880 service by a written declaration under penalty of perjury executed by the person effecting
881 service, declaring the time, date and manner in which service was made.

882 F. ~~((The standards of t))~~ This chapter shall be followed by the ~~((director))~~ manager
883 of the animal care and control ~~((authority))~~ section in determining the existence of an
884 animal care and control violation and in determining the abatement action required.

885 SECTION 26. Ordinance 1396, Article III Section 10, and K.C.C. 11.04.270 are
886 each hereby amended to read as follows:

887 A. ~~((APPEALS:))~~ The King County board of appeals as established by Article 7 of
888 the King County Charter is designated to hear appeals by parties aggrieved by actions of
889 the ~~((director))~~ manager of the animal care and control ~~((authority pursuant to))~~ section
890 under this chapter. The board may adopt reasonable rules or regulations for conducting its
891 business. Copies of all rules and regulations adopted by the board shall be delivered to the
892 ~~((director))~~ of the animal care and control ~~((authority))~~ section, who shall make them freely
893 accessible to the public. All decisions and findings of the board shall be rendered to the
894 appellant in writing with a copy to the ~~((director))~~ manager of the animal care and control
895 ~~((authority))~~ section.

896 B. ~~((FORM OF APPEAL:))~~ Any person entitled to service under ~~((Section))~~
897 K.C.C. 11.04.260.B. may appeal from any notice and order or any action of the ~~((director))~~
898 manager of the animal care and control ~~((authority))~~ section under this chapter by filing at
899 the office of the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section
900 within fourteen days from the ~~((date of the))~~ service of ~~((such))~~ the order, a written appeal
901 containing:

- 902 1. A heading in the words: "Before the Board of Appeals of the County of King";
- 903 2. A caption reading: "Appeal of _____ giving the names of all appellants
- 904 participating in the appeal;
- 905 3. A brief statement setting forth the legal interest of each of the appellants in the
- 906 animal involved in the notice and order;
- 907 4. A brief statement in concise language of the specific order or action protested,
- 908 together with any material facts claimed to support the contentions of the appellant;
- 909 5. A brief statement in concise language of the relief sought, and the reasons why
- 910 it is claimed the protested order or action should be reversed, modified((;)) or otherwise set
- 911 aside;
- 912 6. The signatures of all parties' names as appellants, and their official mailing
- 913 addresses;
- 914 7. The verification ((f)), by declaration under penalty of perjury((h)), of at least
- 915 one appellant as to the truth of the matters stated in the appeal.
- 916 C. ~~((SCHEDULING AND NOTICING APPEAL-))~~ The board of appeals shall set
- 917 a time and place, not more than thirty days from ~~((such))~~ the notice of appeal for a hearing
- 918 ~~((thereon))~~ on the appeal. Written notice of the time and place of hearing shall be given at
- 919 least ten days ~~((prior to the date of))~~ before the hearing to each appellant by the manager-
- 920 clerk of the board.
- 921 D. At the hearing, the appellant shall be entitled to appear in person ~~((and))~~, to be
- 922 represented by counsel and to offer ~~((such))~~ evidence that is pertinent and material to the
- 923 action of the ~~((director))~~ manager of the animal care and control authority. Only those

924 matters or issues specifically raised by the appellant in the written notice of appeal shall be
925 considered.

926 E. Failure of any person to file an appeal in accordance with this section shall
927 constitute a waiver of ~~((his))~~ the right to an administrative hearing.

928 F. Enforcement of any notice and order of the ~~((director))~~ manager of the animal
929 care and control ~~((authority))~~ section issued under this chapter shall be stayed during the
930 pending of an appeal, except impoundment of an animal ~~((which))~~ that is vicious or
931 dangerous or cruelly treated.

932 SECTION 27. Ordinance 1396, Article III Section 2, as amended, and K.C.C.
933 11.04.290 are each hereby amended to read as follows:

934 A. ~~((Vicious animals.))~~ 1. An animal, declared by the ~~((director))~~ manager of the
935 animal care and control section to be vicious ~~((pursuant to the definition in this chapter)),~~
936 may be ~~((kept,))~~ harbored, kept or maintained in King County only upon compliance with
937 those requirements prescribed by the ~~((director))~~ manager. In prescribing ~~((these))~~ the
938 requirements, the ~~((director))~~ manager must take into consideration the following factors:

939 a. ~~((F))~~ the breed of the animal and its characteristics;

940 b. ~~((F))~~ the physical size of the animal;

941 c. ~~((F))~~ the number of animals in the owner's home;

942 d. ~~((F))~~ the zoning involved~~((;))~~ size of the lot where the animal resides~~((;))~~ and
943 the number and proximity of neighbors;

944 e. ~~((F))~~ the existing control factors, including, but not limited to, fencing,

945 caging, runs~~((;))~~ and staking locations; and

946 f. ~~((F))~~the nature of the behavior giving rise to the ~~((director's))~~ manager's
947 determination that the animal is vicious, including:

948 (1) extent of injury~~((ies))~~ or injuries;

949 (2) circumstance, ~~((e.g.,))~~ such as time of day, ~~((on/off))~~ if it was on or off the
950 property~~((s))~~ and provocation instinct; and

951 (3) circumstances surrounding the result and complaint, ~~((e.g.))~~ such as
952 neighborhood disputes, identification, credibility of complainants and witnesses.

953 2. Requirements ~~((which))~~ that may be prescribed include, but are not limited to,
954 the following:

955 a. Erection of additional or new fencing adequate to keep the animal within the
956 confines of its property;

957 b. Construction of a run within which the animal is to be kept. Dimensions of
958 the run ~~((will))~~ shall be consistent with the size of the animal;

959 c. Keeping the animal on a leash adequate to control the animal, the length and
960 location to be determined by the ~~((director))~~ manager. When unattended the leash must
961 be securely fastened to a secure object;

962 d. Maintenance of the animal indoors at all times, except when personally
963 controlled on a leash adequate to control the animal by the owner or a competent person
964 at least fifteen ~~((15))~~ years ~~((of age))~~ old; and

965 e. Removal of the animal from the county within forty-eight ~~((48))~~ hours
966 from receipt of such a notice.

967 3. Failure to comply with any requirement prescribed by the ~~((director pursuant~~
968 ~~to))~~ manager in accordance with this ~~((S))~~section. ~~((11.04.290 of this chapter))~~ constitutes

969 a misdemeanor. Such an animal shall not be kept in unincorporated King County after
970 forty-eight hours after receiving written notice from the ~~((director))~~ manager. Such an
971 animal or animals found in violation of this section ~~((will))~~ shall be impounded and
972 disposed of as an unredeemed animal, and the owner or keeper of ~~((such))~~ the
973 animal~~((s))~~ or animals has no right to redeem ~~((such))~~ the animal or animals.

974 B. ~~((Removal-))~~ 1. Any animal constituting a public nuisance as provided
975 ~~((herein))~~ in this chapter shall be abated and removed from the county by the owner or by
976 the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section, upon the
977 receipt of three notices and orders of violation by the owner in any one-year period~~((;~~
978 ~~provided, however, that))~~, though this removal procedure shall not apply to the vicious
979 animal removal procedure set out in ~~((Section))~~ K.C.C. 11.04.290 A.3 ~~((of this chapter))~~.
980 Where it is established by record ~~((pursuant to))~~ in accordance with this chapter and no
981 finding was entered showing that the owner will be able to provide reasonable restraints
982 to protect the public from repetitions of violations, the ~~((director))~~ manager of the animal
983 care and control ~~((authority))~~ section shall notify and direct the owner of the animal to
984 abate or remove the same from the county within ninety-six hours from the ~~((date of))~~
985 notice. If ~~((such))~~ the animal is found to be within the confines of King County after
986 ninety-six hours have elapsed from the ~~((date of))~~ notice, the same shall be abated and
987 removed by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section.
988 Animals removed ~~((pursuant to the provisions of))~~ in accordance with this section shall
989 be removed from King County or be subjected to euthanasia by the animal care and
990 control authority.

991 2. Any ~~((dog or other))~~ animal ~~((which))~~ that bites, attacks~~((;))~~ or attempts to
992 bite one or more persons two or more times within a two-year period is declared to be a
993 public nuisance and shall not be kept within unincorporated King County forty-eight
994 hours after receiving written notice from the ~~((director))~~ manager. Such an animal or
995 animals found in violation of this section ~~((with))~~ shall be impounded and disposed of as
996 an unredeemed animal, and the owner or keeper of ~~((such))~~ animal~~((s))~~ or animals has
997 no right to redeem ~~((such dog or))~~ the animal.

998 SECTION 28. Ordinance 6370, Section 11, and K.C.C. 11.04.320 are each hereby
999 amended to read as follows:

1000 The King County animal care and control section is hereby authorized to collect the
1001 following charges for animal care and control related services:

1002 Lost or stolen license tag replacement \$2.00

1003 SECTION 29. Ordinance 7986, Section 3, as amended, and K.C.C. 11.04.335 are
1004 each hereby amended to read as follows:

1005 A. The ~~((director has the authority to))~~ manager of the animal care and control
1006 section may waive licensing fees, late licensing penalty fees, adoption fees~~((;))~~ and
1007 redemption and sheltering fees, in whole or in part, when to do so would further the goals
1008 of the animal care and control section and be in the public interest.

1009 B. In determining whether a waiver should apply, the ~~((director))~~ manager of the
1010 animal care and control section must take into consideration the following elements:

1011 1. The reason the animal was impounded;

1012 2. The reason or basis for the violation, the nature of the violation, the duration of
1013 the violation~~((;))~~ and the likelihood the violation will not recur;

1014 3. The total amount of the fees charged as compared with the gravity of the
1015 violation;

1016 4. The effect on the owner, the animal's welfare and the animal care and control
1017 section if the fee(~~((s))~~) or fees or penalties are not waived and no payment is received.

1018 SECTION 30. Ordinance 10423, Section 24, and K.C.C. 11.04.410 are each
1019 hereby amended to read as follows:

1020 When issuing a license for an unaltered pet the animal care and control authority
1021 shall also provide to the applicant a voucher with a value not to exceed twenty-five dollars
1022 for the payment of all or part of the cost of a spay or neuter operation by a licensed
1023 veterinarian on (~~((such))~~) the pet. The animal care and control authority shall compile,
1024 maintain and make available to the public a list of veterinarians who accept (~~((such))~~) the
1025 vouchers as full or partial payment for spay or neuter operations. Spay(~~((/))~~) or neuter
1026 vouchers shall be redeemed through the King County office of finance by veterinarians
1027 who have performed a spay or neuter operation on a pet licensed in King County as an
1028 unaltered pet.

1029 SECTION 31. Ordinance 10423, Section 6, and K.C.C. 11.04.500 are each hereby
1030 amended to read as follows:

1031 A. It shall be the policy of King County that (~~((the following))~~) a maximum
1032 euthanasia rate target(~~((s are used))~~) is set to measure the progress towards reducing the rates
1033 of (~~((unwanted, healthy pet))~~) cats and dogs (~~((destroyed))~~) ethanized by the animal care and
1034 control authority (~~((and/))~~) or its designees. The euthanasia rates shall (~~((not include animals~~
1035 ~~that are destroyed because they are feral, medically or temperamentally unsuitable for~~
1036 ~~adoption or have been released by their owners for owner requested euthanasia. The~~

1037 computation of the euthanasia rates shall be based on a population which is defined as all of
1038 King County, except the City of Seattle)) be calculated based on the total number of live
1039 cats and dogs taken in to King County custody to include stray, homeless, abandoned
1040 unwanted or surrendered animals, and animals euthanized at an owner's request. The
1041 euthanasia rates shall exclude animals euthanized at the order of the director of the Seattle-
1042 King County department of public health and those animals who are not in the custody of
1043 King County but are brought to a King County shelter by their owner or guardian for the
1044 purposes of licensing, or clinic services, such as spaying, neutering and vaccinations should
1045 such services be made available to the public by King County animal care and control.

1046 ~~((1. The number of healthy dogs and cats destroyed by King County animal~~
1047 ~~control and its designees exceeds 11 cats per 1,000 persons living in the county and 6.6~~
1048 ~~dogs per 1,000 persons living in the county for any given year ending December 31st, or~~

1049 ~~2. The number of healthy dogs and cats destroyed by King County animal control~~
1050 ~~or its designees exceeds 5.5 cats per 1,000 persons living in the county and 3.3 dogs per~~
1051 ~~1,000 persons living in the county for the year ending December 31, 1996, or~~

1052 ~~3. The number of healthy dogs and cats destroyed by King County animal control~~
1053 ~~or its designees exceeds 1.7 cats per 1,000 persons living in the county and 1.0 dogs per~~
1054 ~~1,000 persons living in the county for the year ending December 31, 2000.~~

1055 ~~B. The animal control authority shall report annually to the council about the~~
1056 ~~number of unwanted, healthy pets destroyed and what additional measures or programs~~
1057 ~~might be recommended for council approval to reduce the euthanasia rates.))~~

1058 B. The total number of cats and dogs euthanized by King County animal care and
1059 control is not to exceed twenty percent in the year ending December 31, 2008.

1060 C. The total number of cats and dogs euthanized by King County animal care and
1061 control is not to exceed fifteen percent in the years following 2008.

1062 SECTION 32. Ordinance 10423, Section 21, and K.C.C. 11.04.540 are each
1063 hereby amended to read as follows:

1064 No person other than the owner or person authorized by the owner of the animal
1065 shall release any animal from any confinement, vehicle or restraint unless ~~((such))~~ the
1066 release is necessary for the immediate health and safety of the animal~~((; provided))~~, though
1067 this section shall not apply to peace officers and animal care and control or humane
1068 officers.

1069 SECTION 33. Ordinance 10423, Section 22, and K.C.C. 11.04.550 are each
1070 hereby amended to read as follows:

1071 The animal care and control authority shall report to the council no later than
1072 ~~((twelve months from the adoption of Ordinance 10423 (June 15, 1992), and annually~~
1073 ~~thereafter,)) July 15 each year on the number of animals taken in to King County's custody,
1074 the number of animals redeemed by their owners, the number of animals ((pets)) adopted,
1075 the number of animals transferred to other animal welfare organizations or agencies, the
1076 number of animals euthanized, the number of animals euthanized at an owner's request, the
1077 number of animals euthanized due to a determination of vicious temperament, the number
1078 of animals euthanized due to a determination that the animal had a poor or grave prognosis
1079 of health and was irremediably suffering, the number of animals that die of causes other
1080 than an administered method of euthanasia, ((an estimate of the number of pets killed
1081 annually due to abandonment)) the number of animals spayed or neutered, the number of
1082 animal cruelty cases, the number and type of pet licenses issued((;)) and the number of~~

1083 spay((f)) or neuter vouchers issued and redeemed. Eleven copies of the report shall be filed
1084 with the clerk of the council, for distribution to all councilmembers.

1085 SECTION 34. Ordinance 10423, Section 25, and K.C.C. 11.04.560 are each
1086 hereby amended to read as follows:

1087 ((A-)) The animal care and control authority in conjunction with the King County
1088 animal care and control citizen's advisory committee shall develop a public information and
1089 education campaign about responsible pet ownership, pet adoption((g)) and the benefits of
1090 spay and neuter operations. The campaign should be coordinated with other animal interest
1091 groups. The materials shall be made available to the general public and provided to each
1092 person obtaining a license or redeeming a pet. Materials shall be made available to and
1093 disseminated through veterinarians, pet shops, catteries, kennels((g)) and the media. The
1094 use of pro bono assistance from entities having expertise in public advertising or
1095 information campaigns is encouraged. ~~((The education program shall be reviewed by the
1096 animal control authority, and a report shall be made to the council within twelve months
1097 after the adoption of Ordinance 10423 (June 15, 1992). Funding for subsequent years shall
1098 be reviewed annually based upon an evaluation of the efficacy of the education program))~~

1099 SECTION 35. Ordinance 10423, Section 26, and K.C.C. 11.04.570 are each
1100 hereby amended to read as follows:

1101 The animal care and control authority in conjunction with the King County animal
1102 care and control citizen's advisory committee shall develop a breeder certification program,
1103 including a definition of the term "breeder,"((g)) to promote the "best management
1104 practices" for the breeding and caring of animals. The proposed breeder certification
1105 program shall be submitted to the county council for approval.

1106 SECTION 36. Ordinance 10423, Section 27, and K.C.C. 11.04.580 are each
1107 hereby amended to read as follows:

1108 The animal care and control authority shall develop and implement a twelve-month
1109 program to canvass for compliance with the licensing requirements of this chapter. The
1110 program shall be directed at households within unincorporated areas of King County and
1111 cities under contract with King County for animal care and control services. Animal care
1112 and control authority employees and persons or organizations under contract to the animal
1113 care and control authority performing the canvassing (~~((shall have the authority to))~~) may
1114 issue pet licenses and collect license fees. The canvassing program shall be reviewed by
1115 the animal care and control authority(~~(, and a report shall be made to the council within~~
1116 ~~twelve months after the adoption of Ordinance 10423 (June 15, 1992))~~). Funding for
1117 subsequent years shall be reviewed annually based upon an evaluation of the efficacy of the
1118 canvassing program.

1119 SECTION 37. Ordinance 10423, Section 10, as amended, and K.C.C. 11.04.590
1120 are each hereby amended to read as follows:

1121 Funds collected from the animal care and control license canvassing program and
1122 the sale of juvenile licenses should be used for the following purposes:

1123 A. Fifty percent to pay for or provide reimbursements for the cost of spaying and
1124 neutering of cats and dogs. Although the subsidy shall be available to all people who own
1125 unaltered dogs or cats, the emphasis should be for pets owned or harbored by low-income
1126 or fixed-income residents or senior citizens on a low or fixed income to make spaying and
1127 neutering affordable and convenient for them.

1128 B. Fifty percent to provide public education to prevent the overpopulation of dogs
1129 and cats and to encourage licensing and the responsible treatment of cats and dogs. The
1130 education program shall include but not be limited to public advertising and informational
1131 campaigns.

1132 C. If the records, elections and licensing services division cannot adhere to the
1133 expenditure targets listed in subsections A₂ and B₂ of this section, it shall be noted in the
1134 annual budget proposed by the King County executive.

1135 SECTION 38. Ordinance 9464, Section 1, and K.C.C. 11.06.010 are each hereby
1136 amended to read as follows:

1137 It is the intent of the King County council to create an ((A))animal care and
1138 ((C))control ((C))citizen's ((A))advisory ((C))committee to provide a mechanism for King
1139 County citizens and consumers of animal care and control services to provide information
1140 and advice about animal care and control needs, goals and services to the King County
1141 executive, council((;)) and animal care and control section.

1142 SECTION 39. Ordinance 9464, Section 2, as amended, and K.C.C. 11.06.020 are
1143 each hereby amended to read as follows:

1144 The King County ((A))animal care and ((C))control ((C))citizen's ((A))advisory
1145 ((C))committee shall be composed of ~~((eleven))~~ thirteen members who are residents of
1146 King County((;)) and who represent a diversity of interests. Composition ~~((will))~~ shall
1147 include: one representative from the ~~((Humane Society, Inc., Society for the Prevention of~~
1148 ~~Cruelty to Animals of))~~ Humane Society for Seattle/King County; one representative from
1149 the Progressive Animal Welfare Society, Lynnwood, Washington; one representative from
1150 Friends of King County Animal Control; one representative from the Coalition for a No

1151 Kill King County; one representative of the Seattle-King County Veterinary Medical
1152 Association; two representatives from ~~((non-profit))~~ nonprofit or professional organizations
1153 representing animal-related ~~((business))~~ interests; three citizens, nominated by the
1154 Suburban Cities Association, to represent municipalities ~~((which))~~ that contract with King
1155 County for animal care and control services; and three citizens representing unincorporated
1156 King County. To the extent possible, the six citizen representatives should be selected to
1157 provide geographically balanced representation and a mix of pet owners and non-pet
1158 owners. The director of the King County department of executive services or his or her
1159 designee and a representative of the King County council shall serve as ~~((an))~~ ex officio
1160 members of the committee and a member of Seattle Animal Control shall serve as a
1161 nonvoting, ex officio member of the committee.

1162 SECTION 40. Ordinance 9464, Section 3, and K.C.C. 11.06.030 are each hereby
1163 amended to read as follows:

1164 A. The King County ~~((A))~~animal care and ~~((C))~~control ~~((C))~~citizen's ~~((A))~~advisory
1165 ~~((C))~~committee shall~~((, in the first six months of operation, carry out))~~ be responsible for
1166 the following ~~((tasks))~~:

1167 1. Identify the goals, program components and characteristics, ~~((and))~~anticipated
1168 outcomes of and potential barriers to implementing a model animal care and control
1169 program;

1170 2. ~~((Assess community service needs, for contracting municipalities and~~
1171 ~~unincorporated King County (both urban and rural), identify issues, and identify potential~~
1172 service standards;

1173 3-)) Evaluate and make recommendations on the ((~~organizational structure,~~
1174 ~~facilities,)) program goals and objectives, and program policies necessary to address
1175 service ((~~issues~~)) needs and attain a model animal care and control program ((~~-~~
1176 ~~Recommendations should be divided into low cost changes which could be implemented~~
1177 ~~quickly, and changes which would require significant additional funding. The~~
1178 ~~recommendations should also identify actions required for implementation and propose~~
1179 ~~financing mechanisms to carry out an enhanced animal control program)), including the
1180 prevention of animal cruelty, the humane care and welfare of animals in King County
1181 custody, the reduction of euthanasia, the increase of adoptions and the strengthening of
1182 community partnerships and volunteer programs;~~~~

1183 3. Evaluate and make recommendations on best management practices,
1184 performance measures, organizational structure, staffing levels and staffing needs, facilities
1185 and capital improvements;

1186 4. Assist the animal care and control authority with a public information and
1187 education campaign about responsible pet ownership, the prevention of animal cruelty, the
1188 benefits of pet spaying, neutering and adoption;

1189 ((4-)) 5. Evaluate the adequacy of the types and level of funding for King
1190 County's animal care and control program, including fees, licenses, contracts((~~-~~)) and
1191 general tax support from the county and contracting municipalities, and make
1192 recommendations;

1193 6. Make recommendations that identify actions required for implementation,
1194 including the estimated costs associated with implementing the recommendations, how
1195 animal care and control might leverage private funds, donations and grants, how animal

1196 care and control might best spend privately donated funds and propose financing
1197 mechanisms to attain a model animal care and control program; and
1198 ~~((5.))~~ 7. ((The committee shall s))Submit ((its completed)) an annual report of its
1199 recommendations to the King County executive and the clerk of the council by February 28
1200 of each year. The executive shall review the report and ((then submit it, with his)) make
1201 recommendations and plans for implementing any of the committee's recommendations, to
1202 the ((King County)) clerk of the council((-)), in the form of twelve copies, for distribution
1203 to all councilmembers and the lead staff of the general government and labor relations
1204 committee, or its successor.

- 1205 B. ~~((Following the initial report, t))~~The committee shall meet monthly to:
- 1206 1. ~~((r))~~Receive periodic reports from the animal care and control section;
 - 1207 2. ~~((a))~~Advise the county executive and county council on all aspects of animal
1208 care and control and the welfare and safety of all animals;
 - 1209 3. ~~((a))~~Assist the county executive and county council in the development of
1210 programs and policies concerning animal care and control; and
 - 1211 4. ~~((r))~~Review and comment on proposed animal care and control rules,
1212 policies((-)) or ordinances ((prior to)) before their adoption;
 - 1213 5. Review the animal care and control section's progress in implementing adopted
1214 policies; and
 - 1215 6. Develop the annual report to the King County executive and council.

1216 SECTION 41. Ordinance 3548, Section 1, and K.C.C. 11.08.010 are each hereby
1217 amended to read as follows:

1218 Under ~~((the authority of RCW))~~ chapter 16.10 RCW, it is the intention of King County to
1219 enforce a dog leash law in selected areas of King County. It is the intention of King
1220 County to administer a dog leash law in conjunction with the rules and regulations of the
1221 animal care and control authority ~~((contained))~~ in ~~((Title II, King County Code, as~~
1222 ~~amended))~~ this title.

1223 SECTION 42. Ordinance 3732, Section 1, as amended, and K.C.C. 11.08.040 are
1224 each hereby amended to read as follows:

1225 A. Petitions requesting the King County council to create a dog control zone shall
1226 be submitted to the office of the clerk of the council. The clerk of the council shall forward
1227 copies of the petitions and other materials to:

1228 1. The office of the councilmember in whose district the proposed zone is
1229 requested;

1230 2. The animal care and control section of the records, elections and licensing
1231 services division; and

1232 3. The manager of the records, elections and licensing services division.

1233 B. Petitions shall be accompanied by a map and should include a legal description
1234 of the proposed zone. In addition, the petitions should contain:

1235 1. The signatures, both written and printed legibly, of at least ten percent of the
1236 registered voters within the proposed zone; and

1237 2. The popular addresses of the petitioners.

1238 C. Upon receipt of the copy of the filed petition, the animal care and control
1239 section shall conduct a comprehensive review of the enforceability of the proposed

1240 boundaries and if necessary recommend alternative boundaries to the director of the
1241 department of executive services and the affected councilmember.

1242 D. The records, elections and licensing services division shall:

1243 1. Determine the approximate number of registered voters within the proposed
1244 zone;

1245 2. Determine the number of signatures of registered voters (~~contained~~) in the
1246 petition; and

1247 3. Forward the conclusions regarding the number of signatures of registered
1248 voters and total number of registered voters residing within the proposed zone to the office
1249 of the affected councilmember and the director of the department of executive services.

1250 E. The executive may recommend by ordinance a proposed dog control zone to the
1251 council based on the recommendation of the director of the department of executive
1252 services.

1253 F. In addition to other statutory requirements, the council may cause to occur any
1254 public meetings or notification through the local media as it considers necessary to
1255 (~~insure~~) ensure that affected citizens are aware of the proposed ordinance to create a dog
1256 control zone.

1257 G. If the King County council finds the formation of the petitioned area to be
1258 beneficial to be public health, safety and general welfare, it shall establish such a dog
1259 control zone by ordinance. The council shall consider, but is not limited to considering, the
1260 location, terrain and surrounding land use of the petitioned area.

1261 SECTION 43. Ordinance 3548, Section 4, as amended, and K.C.C. 11.08.050 are
1262 each hereby amended to read as follows:

1263 Any owner of an animal in violation of this chapter is guilty of a misdemeanor
1264 punishable by either a fine of not more than two hundred fifty dollars ~~((and/))~~ or
1265 imprisonment for a term not to exceed ninety days ~~((; provided, that))~~, or both. However,
1266 for the first thirty days following the enactment of each individual dog control zone, no
1267 penalty shall be assessed in those cases where a licensed animal is maintained in violation
1268 of this chapter and the animal care and control officer is able to determine the owner and, if
1269 impounded, return ~~((such))~~ the animal to its owner directly from the site in which it was
1270 impounded.

1271 SECTION 44. Ordinance 3548, Section 5, as amended, and K.C.C. 11.08.060 are
1272 each hereby amended to read as follows:

1273 In addition to, or as an alternate to, any other penalty provided in ~~((Title 11 of the~~
1274 ~~King County Code as amended,))~~ this title or by general law, any person whose animal is
1275 maintained in violation of this chapter shall incur a civil penalty plus billable costs of the
1276 animal care and control authority. The penalty for a violation shall be as provided in
1277 ~~((Section))~~ K.C.C. 11.04.035 ~~((; provided, that))~~. However, for the first thirty days
1278 following the enactment of each individual dog control zone, no penalty shall be assessed
1279 in those cases where a licensed animal is maintained in violation of this chapter and the
1280 animal care and control officer is able to determine the owner and, if impounded, return
1281 ~~((such))~~ the animal to its owner directly from the site in which it was impounded ~~((;~~
1282 ~~provided further, that))~~. Also, on the thirty-first day following the enactment of each
1283 individual dog control zone and thereafter, one-half the normal penalty shall be assessed in
1284 those cases where a licensed animal is maintained in violation of this chapter and the

1285 animal care and control officer is unable to determine the owner and, if impounded, return
1286 ((such)) the animal to its owner directly from the site in which it was impounded.

1287 SECTION 45. Resolution 27312, Section 1, as amended, and K.C.C. 11.12.010 are
1288 each hereby amended to read as follows:

1289 Whenever the director of the Seattle-King County department of public health has
1290 cause to suspect that an animal capable of transmitting rabies is infected with the disease,
1291 the director shall order a period of quarantine of not less than ten days. The director shall
1292 notify in writing the owner or keeper of the infected animal of the quarantine order. The
1293 infected animal shall be quarantined by the animal care and control section in the records,
1294 elections and licensing services division in its shelter or upon the premises of the owner or
1295 licensed veterinarian where conditions of quarantine are strictly kept. The place of
1296 quarantine shall be at the discretion of the director, unless the animal had been exposed to
1297 rabies by contact, in which case K.C.C. 11.12.040 shall apply. Delivery of a copy of the
1298 quarantine order to some person of suitable age and discretion residing upon the premises
1299 where the animal is found shall be notice of the quarantine. Good cause for such an order
1300 of quarantine shall include, but is not limited to, evidence that the animal has bitten, or that
1301 there is reasonable certainty that the animal has bitten, a human being. During the period
1302 of quarantine, the officers, agents and employees of the animal care and control section,
1303 and other police officers, are authorized to enter any premises for the purpose of
1304 apprehending any such an animal and impounding the animal, except where the animal is
1305 kept upon the premises of the owner or licensed veterinarian as provided in this section.

1306 SECTION 46. Resolution 27312, Section 2, and K.C.C. 11.12.020 are each hereby
1307 amended to read as follows:

1308 Whenever ~~((said))~~ the director of the Seattle-King County department of public
1309 health determines that rabies is currently a hazard to the public health in King County, or
1310 any part thereof, incorporated or unincorporated, excepting cities of the first class, by
1311 reason of the fact that a case of rabies has been diagnosed in any canine or feline animal,
1312 ~~((he))~~ the director shall cause a notice of ~~((such))~~ the hazard to be published in a newspaper
1313 of general circulation in the area for three successive days, which determination and notice
1314 shall declare the quarantine period and area. The quarantine period shall be thirty days
1315 after the last publication of notice; and it is a misdemeanor and is unlawful for any owner,
1316 or person entitled to custody of such an animal, to keep or harbor any animal capable of
1317 transmitting rabies unless securely confined by a leash or tight enclosure from which it
1318 cannot escape. Any animal capable of transmitting rabies found running at large during
1319 such a period shall be impounded and ~~((humanely destroyed))~~ euthanized by order of the
1320 director of the Seattle-King County department of public health or ~~((his))~~ the director's
1321 agent named in ~~((Section))~~ K.C.C. 11.12.060. If apprehension and impounding by safe
1322 means is not possible, ~~((such))~~ the animal may be ~~((humanely destroyed))~~ euthanized
1323 summarily by ~~((said))~~ the agent. ~~((Said))~~ The director of the Seattle-King County
1324 department of public health may extend any such a quarantine period if deemed necessary
1325 by like additional determinations and notices.

1326 SECTION 47. Resolution 27312, Section 4, and K.C.C. 11.12.040 are each hereby
1327 amended to read as follows:

1328 Any animal bitten by an animal found to be rabid by appropriate laboratory tests
1329 shall be ~~((humanely destroyed))~~ euthanized by order of the director of the Seattle-King
1330 County department of ~~((P))~~ public ~~((H))~~ health.

1331 SECTION 48. Resolution 27312, Section 5, and K.C.C. 11.12.050 are each hereby
1332 amended to read as follows:

1333 Whenever the director of the Seattle-King County department of ~~((P))~~public
1334 ~~((H))~~health by order published in a newspaper of general circulation in the area for three
1335 successive days determines that conditions exist as indicated in ~~((Section))~~ K.C.C.
1336 11.12.020 in a specified area wherein it is necessary for the protection of the public health
1337 that animals capable of transmitting rabies be vaccinated within thirty days with antirabies
1338 vaccine, ~~((he))~~ the director shall order that all such animals four months old or ~~((over~~
1339 ~~shall))~~ older be so vaccinated or ~~((humanely destroyed))~~ euthanized, at the option of the
1340 owner or keeper, and it is a misdemeanor and is unlawful for any owner, or person charged
1341 with the custody of such an animal, to fail or refuse to procure ~~((said))~~ the vaccination
1342 within ~~((said))~~ the specified time.

1343 SECTION 49. Ordinance 2473, Section 2, as amended, and K.C.C. 11.28.020 are
1344 each hereby amended to read as follows:

1345 The definitions in this section apply throughout this chapter unless the context
1346 clearly requires otherwise.

1347 A. "Animal care and control authority" means the animal care and control section
1348 in the records, elections and licensing services division, acting alone or in concert with
1349 other municipalities for enforcement of the animal care and control laws of the county and
1350 state and the shelter and welfare of animals.

1351 B. "Director" means director of the department of executive services.

1352 C. "Exotic animal" means any of the following:

- 1353 1. Venomous species of snakes capable of inflicting serious physical harm or
1354 death to human beings;
- 1355 2. Nonhuman primates and prosimians;
- 1356 3. Bears;
- 1357 4. Nondomesticated species of felines;
- 1358 5. Nondomesticated species of canines and their hybrids, including wolf and
1359 coyote hybrids; and
- 1360 6. The order Crocodylia, including alligators, crocodiles, caimans and gavials.

1361 SECTION 50. Ordinance 2473, Section 3, as amended, and K.C.C. 11.28.030 are
1362 each hereby amended to read as follows:

1363 The possession or maintenance of an exotic animal within King County by private
1364 citizens as pets is prohibited unless the owner possessed or maintained the exotic animal on
1365 or before ~~((the effective date of this Ordinance 11340-))~~ June 10, 1994~~((;))~~ and agrees to
1366 promptly act to satisfy the licensing requirements ~~((contained))~~ in K.C.C. 11.28.040
1367 through 11.28.090 and such rules and regulations as the animal care and control authority
1368 may adopt as provided in K.C.C. ~~((C))~~chapter 2.98 regarding the maintenance of ~~((such))~~
1369 the animals.

1370 SECTION 51. Ordinance 2473, Section 4, as amended, and K.C.C. 11.28.040 are
1371 each hereby amended to read as follows:

1372 The animal care and control authority may cause to be issued an exotic animal
1373 owner's license that shall authorize the licensee to possess or maintain all or some of such
1374 species of exotic animals as are specified according to ~~((Section))~~ K.C.C. 11.28.030
1375 ~~((herein)), ((provided))~~ if the application is accompanied by payment of the license fee,

1376 contains the information required by ((Section)) K.C.C. 11.28.050((;)) and meets the cage
1377 or confinement rules and regulations of the animal care and control authority((; provided,
1378 however, that no exotic animal owner licenses, except annual renewals of current licenses,
1379 shall be issued for a period of one year and a half from the effective date of Ordinance
1380 10671 (1/2/93) during which time the Animal Control Citizens Advisory Committee shall
1381 review the King County exotic pet ordinance. Upon completion of this review, the Animal
1382 Control Citizens Advisory Committee shall transmit its recommendations for possible
1383 changes in the exotic pet ordinance to the county executive and the county council)).

1384 The fee for ((such)) the license shall be as provided for in ((Section)) K.C.C.
1385 11.04.035. All licenses shall expire one year from the ((date of the)) original application.

1386 SECTION 52. Ordinance 2473, Section 5, and K.C.C. 11.28.050 are each hereby
1387 amended to read as follows:

1388 A verified application for ((such)) an exotic animal owner's license made in
1389 triplicate shall be filed by the applicant with the animal care and control authority.
1390 ((which)) The application shall contain the following:

1391 A. A legal or otherwise adequately precise description of the premises ((which))
1392 that the applicant desires to use under the required license;

1393 B. ((w))Whether the applicant owns or rents the premises to be used;

1394 C. ((i))If the applicant rents the premises, a written acknowledgment by the
1395 property owner that the applicant has the owner's permission to carry on the activity as
1396 described in the license application for the duration of the license;

1397 D. ((i))The extent of improvement upon ((such)) the premises;

1398 E. ~~((a))~~A map or diagram of ~~((such))~~ the premises showing where the
1399 improvements are located thereon;

1400 F. ~~((a))~~A statement indicating the species of exotic animal ~~((which))~~ that the
1401 applicant desires to possess or maintain;

1402 G. ~~((a))~~A statement indicating how the animal will be caged or otherwise confined,
1403 accompanied with a drawing detailing the dimensions of and the materials used for the
1404 cage or similar confinement; and

1405 H. ~~((s))~~Such further information as may be required by rules and regulations of the
1406 animal care and control authority.

1407 SECTION 53. Ordinance 2473, Section 6, and K.C.C. 11.28.060 are each hereby
1408 amended to read as follows:

1409 If, after investigation by the ~~((director))~~ manager of the animal care and control
1410 ~~((authority))~~ section, it appears that the applicant is the owner or tenant of or has a
1411 possessory interest in the property shown in the application; if applicable, has the written
1412 permission of the property owner as specified in ~~((Section))~~ K.C.C. 11.28.050~~((;))~~ and that
1413 the applicant intends in good faith to possess or maintain an exotic animal in accordance
1414 with the law and the rules and regulations of the animal care and control authority~~((;))~~, the
1415 animal care and control authority shall issue a license to the applicant describing therein the
1416 premises to be used by the licensee and certifying that the licensee is lawfully entitled to
1417 use the same for the possession or maintenance of the exotic animal~~((s))~~ or animals
1418 specified in ~~((such))~~ the license~~((; provided that prior to))~~. However, before issuing the
1419 license, the animal care and control authority shall inspect the cage or other confinement as
1420 required by rule or regulation and specified in the licensee's application in order to

1421 determine whether the cage or confinement meets the standard specifications for the
1422 classification of the exotic animal. If the cage or confinement is deemed inadequate, the
1423 applicant shall make such changes as are necessary to meet the standard specifications
1424 before the license shall ~~((issue))~~ be issued.

1425 SECTION 54. Ordinance 2473, Section 7, and K.C.C. 11.28.070 are each hereby
1426 amended to read as follows:

1427 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section, or any
1428 other officer authorized by ~~((him))~~ the manager, may make routine periodic inspections of
1429 a licensee's premises and records in order to determine the number, kind, weight and
1430 condition of exotic animals possessed by the licensee, and for purposes of enforcing ~~((the~~
1431 ~~provisions of))~~ this chapter and the rules and regulations of the animal care and control
1432 authority.

1433 SECTION 55. Ordinance 2473, Section 8, and K.C.C. 11.28.080 are each hereby
1434 amended to read as follows:

1435 The animal care and control authority may revoke, suspend or refuse to renew any
1436 exotic animal owner's license upon good cause for failure to comply with any provision of
1437 this chapter or the rules and regulations of the animal care and control authority authorized
1438 by this chapter~~((; provided, that))~~, though the violator shall be first notified of the specific
1439 violation or violations~~((;))~~ and, if the violation can be remedied, the violator shall have
1440 fifteen days after receiving the notice of violation to correct the violation~~((; provided~~
1441 ~~further, that))~~. Also, enforcement of such a revocation, suspension or refusal shall be
1442 stayed during the pendency of an appeal filed in the manner provided by ~~((Section))~~ K.C.C.
1443 11.04.270.

1444 SECTION 56. Ordinance 2473, Section 10, and K.C.C. 11.28.100 are each hereby
1445 amended to read as follows:

1446 An exotic animal possessed or maintained in violation of this chapter or the rules
1447 and regulations of the animal care and control authority may be subject to euthanasia as
1448 defined in ~~((Section))~~ K.C.C. 11.04.020_F if any one of the following exigent
1449 circumstances is deemed to exist by the ~~((director))~~ manager of the animal care and control
1450 ~~((authority))~~ section:

1451 A. The exotic animal presents an imminent likelihood of serious physical harm to
1452 the public and there is no other reasonably available means of abatement; ~~((or))~~

1453 B. There is no reasonable basis to believe that the violation can be or in good faith
1454 will be corrected and after reasonable search or inquiry by the animal care and control
1455 authority no facility as authorized by local, state or federal law is available to house the
1456 exotic animal; or

1457 C. The exotic animal suffers from a communicable disease injurious to other
1458 animals or human beings~~((; provided, that))~~, though this ~~((section))~~ subsection shall not
1459 apply if the animal is under treatment by a licensed veterinarian and may reasonably be
1460 expected to recover without infecting other animals or human beings.

1461 SECTION 57. Ordinance 3232, Section 2, as amended, and K.C.C. 11.32.020 are
1462 each hereby amended to read as follows:

1463 The definitions in this section apply throughout this chapter unless the context
1464 clearly requires otherwise.

1465 A. "Animal care and control authority" means the animal care and control section
1466 in the records, elections and licensing services division, acting alone or in concert with

1467 other municipalities in the enforcement of the animal care and control laws of the county
1468 and state.

1469 B. "Director" means director of the department of executive services.

1470 C. "Guard dog" means any member of the dog family Canidae that has been
1471 trained or represented as trained to protect either person or property, or both, by virtue of
1472 exhibiting hostile propensities and aggressiveness to unauthorized persons.

1473 D. "Guard dog purveyor" means any person, firm or corporation supplying guard
1474 dogs to members of the public.

1475 E. "Guard dog trainer" means any person, either as an individual or as an employee
1476 of a guard dog purveyor, whose prime function is the training of dogs as guard dogs.

1477 F. "Rules and regulations of the animal care and control authority" means such
1478 rules and regulations, ~~((not inconsistent))~~ consistent with the intent of this chapter, as may
1479 be adopted by the animal care and control authority under K.C.C. chapter 2.98.

1480 SECTION 58. Ordinance 3232, Section 3, and K.C.C. 11.32.030 are each hereby
1481 amended to read as follows:

1482 A. It is unlawful for any person, firm or corporation to supply guard dogs to the
1483 public without a valid license so to do issued to ~~((said))~~ the person, firm or corporation by
1484 the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority. Only a person who complies with
1485 ~~((the requirements of))~~ this chapter and such rules and regulations of the ~~((A))~~animal care
1486 and ~~((C))~~control ~~((A))~~authority as may be adopted ~~((pursuant hereto))~~ in accordance with
1487 this chapter shall be entitled to receive and retain such a license. Licenses shall not be
1488 transferable and shall be valid only for the person and place for which issued. ~~((Said))~~ The
1489 licenses shall be valid for one year from ~~((date of))~~ issue.

1490 B. The fee for ~~((such))~~ the license shall be two hundred fifty dollars per year~~((;~~
1491 ~~provided, that)), but~~ if the guard dog purveyor is in possession of a valid animal shelter,
1492 kennel and pet shop license, the fee for ~~((said))~~ the guard dog purveyor license shall be
1493 reduced by the amount of the animal shelter, kennel and pet shop license.

1494 SECTION 59. Ordinance 3232, Section 4, and K.C.C. 11.32.040 are each hereby
1495 amended to read s follows:

1496 Any person desiring to supply guard dogs to the public shall make written
1497 application for a license on a form to be provided by the ~~((A))~~animal care and ~~((C))~~control
1498 ~~((A))~~authority. ~~((Such))~~ The application shall be filed with the ~~((A))~~animal care and
1499 ~~((C))~~control ~~((A))~~authority and shall include the following:

1500 A. A legal description of the premises or the business address of the office from
1501 which ~~((said))~~ the applicant desires to supply guard dogs;

1502 B. A statement of whether the applicant owns or rents the premises to be used for
1503 the purpose of purveying guard dogs. If the applicant rents the premises, the application
1504 shall be accompanied by a written statement of acknowledgment by the property owner
1505 that the applicant has the property owner's permission to purvey guard dogs on the
1506 premises for the duration of the license; and

1507 C. A written acknowledgment by the applicant that ~~((prior to))~~ before the actual
1508 commercial sale or purveyance of any and all guard dogs the licensee shall coordinate with
1509 the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority in properly marking the guard dog and
1510 in notifying all customers of the guard dog purveyor that the customer is required to
1511 register the guard dog and pay the appropriate registration fee to King County ~~((prior to))~~
1512 before the animal performing guard dog functions.

1513 SECTION 60. Ordinance 3232, Section 5, and K.C.C. 11.32.050 are each hereby
1514 amended to read as follows:

1515 A. It is unlawful for anyone to engage in the training of dogs as guard dogs without
1516 a valid license so to do issued to ~~((him/her))~~ the person by the ~~((A))~~animal care and
1517 ~~((C))~~control ~~((A))~~authority. Only a person who complies with ~~((the requirements of))~~ this
1518 chapter and the rules and regulations of the ~~((A))~~animal care and ~~((C))~~control
1519 ~~((A))~~authority shall be entitled to receive and retain such a license. Licenses shall not be
1520 transferable and shall be valid only for the person for which they were issued. Licenses
1521 shall be valid for one year from ~~((date of))~~ issue.

1522 B. The cost of ~~((such))~~ the license to each guard dog trainer shall be fifty dollars
1523 per year.

1524 SECTION 61. Ordinance 3232, Section 6, and K.C.C. 11.32.060 are each hereby
1525 amended to read as follows:

1526 Any person desiring to train dogs as guard dogs shall make written application for a
1527 license on a form to be provided by the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority.
1528 All such applications shall be filed with the ~~((A))~~animal care and ~~((C))~~control
1529 ~~((A))~~authority and shall contain the following:

1530 A. A legal description or business address of the premises at which the applicant
1531 desires to train the guard dogs;

1532 B. A statement of whether the applicant is self-employed or a member of a
1533 business, firm, corporation or organization ~~((which))~~ that trains guard dogs. If the applicant
1534 is a member of such a business, firm, corporation or organization, the applicant shall state

1535 the name of ~~((said))~~ the entity and shall provide the name of the major executive officer of
1536 ~~((said))~~ the entity; and

1537 C. If the premises at which the applicant proposes to train dogs as guard dogs is
1538 rented, the application must be accompanied by a written statement of acknowledgment
1539 from the property owner that the applicant has the owner's permission to carry on the
1540 activity of guard dog training at ~~((said))~~ the location for the duration of the license.

1541 SECTION 62. Ordinance 3232, Section 7, as amended, and K.C.C. 11.32.070 are
1542 each hereby amended to read as follows:

1543 All persons using dogs as guard dogs shall register the dogs with the animal care
1544 and control authority. The cost of ~~((such))~~ the registration shall be as provided in
1545 ~~((Section))~~ K.C.C. 11.04.035. ~~((Said))~~ The registrations shall be valid for one year from
1546 date of issue. All registrations shall be affixed on the guard dog in such a manner so as to
1547 be readily identifiable.

1548 SECTION 63. Ordinance 3232, Section 8, and K.C.C. 11.32.080 are each hereby
1549 amended to read as follows:

1550 Any person desiring to use a guard dog shall register ~~((said))~~ the dog with the
1551 ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority and ~~((said))~~ the registration shall be
1552 accompanied by the following information:

1553 A. A legal description or business address of the premises ~~((which))~~ that the
1554 applicant desires to employ a registered guard dog to prevent unauthorized intrusion;

1555 B. A statement whether the applicant owns or rents the premises to be guarded. If
1556 the applicant rents the premises, the application must be accompanied by a written
1557 statement of acknowledgment from the property owner that the applicant has the owner's

1558 permission to use a guard dog on the premises to prevent unauthorized intrusion for the
1559 duration of the registration;

1560 C. A description of the guard dog for purposes of identification;

1561 D. Acknowledgment by the applicant of whether the guard dog has been trained as
1562 a guard dog to exhibit hostile propensities;

1563 E. Acknowledgment by the applicant that the premises to be guarded has devices,
1564 such as fencing, to prevent general access by the public during those times the guard dog is
1565 used for purposes of protecting ~~((said))~~ the premises and persons for unauthorized
1566 intrusion. ~~((Said))~~ The acknowledgment shall contain a statement that the premises is
1567 properly signed to forewarn the public of the presence of a guard dog; and

1568 F. Acknowledgment by the applicant that the guard dog will be maintained in such
1569 a manner as to ~~((insure))~~ ensure the safety of the public and the welfare of the animal.

1570 SECTION 64. Ordinance 3232, Section 9, and K.C.C. 11.32.090 are each hereby
1571 amended to read as follows:

1572 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section or
1573 ~~((his))~~ the manager's authorized representative shall inspect all premises ~~((which))~~ that are
1574 the subject of the licenses and registrations required ~~((herein prior to))~~ in this chapter before
1575 the issuance of ~~((said))~~ licenses ~~((and/))~~ or registrations. ~~((Said))~~ The inspections shall
1576 include, but not be limited to, a verification that adequate measures are being taken to
1577 protect the health, welfare and safety of the general public and to ~~((insure))~~ ensure the
1578 humane treatment of the guard dogs. If the premises are deemed inadequate, the animal
1579 care and control authority shall direct the applicant to make such changes as are necessary
1580 before the license or registration is issued. The ~~((director))~~ manager of the animal care and

1581 control ~~((authority))~~ section or ~~((his))~~ the manager's authorized representative may make
1582 ~~((such routine periodic))~~ the inspections of a licensee's premises or the premises of an area
1583 guarded by a registered guard dog for the purpose of enforcing ~~((the provisions of))~~ this
1584 chapter and the rules and regulations of the animal care and control authority.

1585 SECTION 65. Ordinance 3232, Section 13, and K.C.C. 11.32.100 are each hereby
1586 amended to read as follows:

1587 In protecting the health, safety and welfare of the public; to enforce the laws of the
1588 state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of
1589 control; the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section and
1590 ~~((his))~~ the manager's authorized officers are authorized to take such lawful action in
1591 exercising appropriate powers and responsibilities ~~((contained))~~ in Article III of Ordinance
1592 ~~((No.))~~ 1396 and K.C.C. ((C))chapter 11.04 ~~((of this code))~~.

1593 NEW SECTION. SECTION 66. There is hereby added to K.C.C. chapter 11.04 a
1594 new section to read as follows:

1595 A. The manager of the animal care and control authority may prohibit a person
1596 who is issued a notice and order for violation of K.C.C. 11.04.250 or who is either
1597 charged or convicted of animal cruelty under either RCW 16.52.205 or 16.52.207 from
1598 owning, harboring, keeping or maintaining any animal if the manager determines that the
1599 enforcement furthers the purposes of this chapter, in accordance with the following: a
1600 person may be prohibited from owning, harboring, keeping or maintaining any animal:

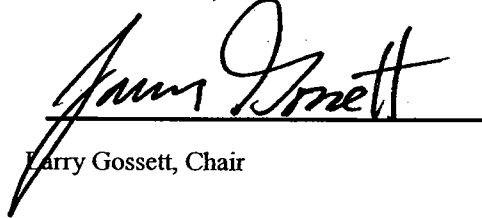
- 1601 1. For up to four years, if the person is found in violation of the animal cruelty
1602 provisions of K.C.C. 11.04.250 or convicted of a misdemeanor under RCW 16.52.207;
- 1603 2. Indefinitely, if the person is convicted of a felony under RCW 16.52.205; or

1604 3. Pending the final adjudication of either a notice and order issued under
1605 K.C.C. 11.04.250 or a charge under RCW 16.52.205 or 16.52.207.
1606 B. The director or authorized animal care and control officer may enforce this
1607 section through the notice and order process in K.C.C. 11.04.260. A notice and order
1608 issued to enforce this section is subject to appeal, in accordance with K.C.C. 11.04.270.
1609


Ordinance 15801 was introduced on 4/30/2007 and passed as amended by the Metropolitan King County Council on 5/29/2007, by the following vote:

Yes: 5 - Mr. Gossett, Ms. Patterson, Mr. Ferguson, Mr. Phillips and Mr. Constantine
No: 3 - Ms. Lambert, Mr. von Reichbauer and Mr. Dunn
Excused: 1 - Ms. Hague

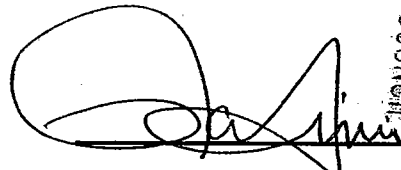
KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Gossett, Chair

ATTEST:


Anne Noris, Clerk of the Council

APPROVED this 11 day of June, 2007.


Ron Sims, County Executive

RECEIVED
2007 JUN 11 PM 4:00
KING COUNTY COUNCIL CLERK

Attachments None



King County

Ron Sims

King County Executive

701 Fifth Avenue, Suite 3210
Seattle, WA 98104

206-296-4040 Fax 206-296-0194

TTY Relay: 711

www.metrokc.gov

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2007 JUN 11 PM 4:00

CLERK
KING COUNTY COUNCIL

June 11, 2007

The Honorable Larry Gossett
Chair, King County Council
Room 1200
COURTHOUSE

Dear Councilmember Gossett:

Thank you for forwarding Ordinance 15801 for my consideration. I commend the council on their leadership in this area. As you know, as a councilmember, I sponsored legislation in the early 1990's, to improve the King County Animal Control program. This effort led to the passage of Ordinance 10423 which substantially amended and revised then existing animal control policies and called for the reduction in the rate at which dogs and cats were being euthanized, and the development of a nationally recognized Animal Control Program. At the time nearly 68% of animals handled by our shelter were euthanized. Today, that number is down to 38%.

This result was achieved through King County Animal Control working collaboratively with the animal welfare community and on advice received by the Animal Control Citizen Advisory Committee. The Model Animal Control Program was the culmination of those efforts. Elements of the program that helped decrease the number of animals euthanized included:

- Development of an aggressive spay/neuter program for all animals adopted from the shelter;
- Increased fees for unaltered licenses to encourage owners to spay or neuter their pet;
- Distribution of \$25 vouchers redeemable by King County if an owner altered their licensed pet;
- Construction of a spay/neuter clinic and addition of veterinary staff at the Kent shelter to ensure every adoptable animal leaving the shelter was spayed or neutered and that animals receive needed medical attention; and
- A pet licensing canvassing program to increase the number of animals licensed and identified so they could be returned to their owner without first visiting our shelter. This program has more than doubled the number of animals licensed in our service area.



The Honorable Larry Gossett

June 11, 2007

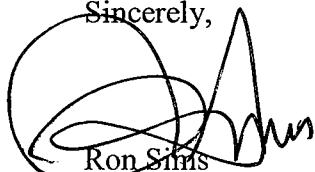
Page 2

Even with all the successes we have realized to date, I believe we can do more. I fully support the goals identified in Ordinance 15801, which requires King County Animal Control to again evaluate their program to find ways to further improve the care of animals at our shelters, reduce euthanasia and prevent people from owning or harboring animals if they are found guilty of animal cruelty. However, fulfilling the goals of this measure requires we also provide adequate resources and support to the program to ensure successful implementation of this legislation.

Staff have reported to me that based on initial assessments of other jurisdictions who have adopted similar legislation, these ambitious policies require a strong commitment of resources both from within King County as well as the community. My staff will be working with the Animal Control Citizen Advisory Committee, once formed, to develop a plan to achieve the objectives of this ordinance. Likely initiatives will include facility improvements as well as staffing and programmatic changes aimed at caring for more animals in our shelters, increasing adoptions, preventing the spread of disease, and ensuring every animal is provided with appropriate health care. We will be seeking assistance from other local animal agencies and the community to help with this worthy effort.

Once that work is complete, we look forward to working closely with the council to identify and provide the funds and facility resources necessary to make KC Animal Control a model animal control agency capable of achieving the objectives set out in ordinance. I would expect the council will support these worthwhile initiatives associated with Ordinance 15801.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Sims". The signature is stylized with a large loop on the left side and a sharp peak on the right.

Ron Sims
King County Executive

cc: King County Councilmembers

ATTN: Ross Baker, Chief of Staff

Shelley Sutton, Policy Staff Director

Anne Noris, Clerk of the Council

Bob Cowan, Director, Office of Management and Budget

Jim Buck, County Administrative Officer Designee, Department of Executive Services (DES)

Anne Brusklund, Interim Deputy Director, Records, Elections and Licensing Services, DES