

ORDINANCE NO. 676-A

Introduced by Commissioner John T. Davis

AN ORDINANCE REGULATING THE RUNNING AT LARGE OF DOGS; PROVIDING FOR THE IMPOUNDING OR DESTRUCTION OF DOGS; PROVIDING PENALTIES FOR VIOLATIONS OF THIS ORDINANCE; AND REPEALING ORDINANCE NO. 210A.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. Dogs not to be at large. It shall be unlawful for a dog to run at large or be permitted to run at large.

Section 2. Definition of Terms. As used in this ordinance:

- (a) "Dog" shall mean either male or female of the species.
- (b) "Owner" shall mean a person, firm, association or corporation owning, keeping or harboring or having the custody or possession of a dog.
- (c) "At large" shall mean off the premises of the owner of the dog while the dog is not under the complete control of the owner.
- (d) "Control" shall mean to have power over, or to exercise restraining or directing influence over.

Section 3. Dogs Which Are Nuisances. A dog is a public nuisance if it;

- (1) Bites a person.
- (2) Habitually chases vehicles or persons.
- (3) Damages or destroys property of persons other than the owner of the dog.
- (4) Scatters garbage.
- (5) Habitually trespasses on private property of persons other than the owner of the dog.
- (6) Disturbs any person by frequent or prolonged noises.
- (7) Is a female in heat and running at large.

Section 4. Seizing Certain Dogs. A dog found biting a person or showing a propensity to bite persons may be summarily seized by any person and promptly delivered to the police department, humane officers, or any other authorized law enforcement department or officer for impounding.

Section 5. Killing Certain Dogs. A dog which is rabid may be summarily killed by any person.

Section 6. Dogs Required to Be Licensed. A dog shall be licensed according to the laws of the state or county, and no person shall own or have custody of a dog not so licensed.

Section 7 Impounding. A dog which is running at large, is a nuisance, or is unlicensed is in violation of the ordinance and shall be impounded by the chief of police, humane officer or any other authorized law enforcement officer. Such officer shall impound it or cite the owner or keeper to court.

Section 8. Pound Regulations.

(a) Whenever a dog is impounded pursuant to the provisions of this ordinance, in case the owner or custodian of the dog is known to the impounding official, he shall forthwith give notice of the impounding by personal service or by mail upon the owner or custodian; and if the owner or custodian does not, within five days after the date of service of the notice, claim the dog and pay a redemption fee as established by the Clatsop County dog pound, the dog may be humanely killed or disposed of to a person agreeing to provide it a suitable home.

(b) In case the owner or custodian of the dog is not known to the county dog pound, a notice of impoundment shall be placed on the bulletin board at city hall; and if at the expiration of five days after notice is posted neither the owner nor custodian claims the dog and pays a redemption fee as established by Clatsop County dog pound, it may be humanely killed or disposed of to a person agreeing to provide it a suitable home.

Section 9. Right of Appeal. A dog owner, believing himself aggrieved by the seizure and impounding of his dog, may apply to the municipal judge for the release of his dog, and the municipal judge shall thereupon set a time and place for hearing the application and notify the enforcing officer; and upon a summary hearing at such time and place, the municipal judgment shall have full power to determine whether the dog has been wrongfully impounded, and whether he shall be returned to his owner and upon what terms.

Section 10. Ordinance 210A is hereby repealed.

First reading, June 6th, 1979.

Passed by the City Commission of the City of Warrenton this 20th day June, 1979.

Approved by the Mayor of the City of Warrenton this 20th day June, 1979.



Mayor

ATTEST:



Auditor and Police Judge