ORDINANCE NO. 25

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, ADOPTING BY REFERENCE CHAPTERS 11.04, 11.08, 11.12, 11.20, 11.24, 11.28 AND 11.32, OF THE KING COUNTY CODE AS ANIMAL CONTROL REGULATIONS OF THE CITY.

WHEREAS, the City of Shoreline will incorporate on August 31, 1995; and

WHEREAS, pursuant to RCW 39.34 the City has entered into an interlocal agreement with King County for the provision of animal control services; and

WHEREAS, the interlocal agreement requires the City of Shoreline to adopt animal control regulations substantially similar to Title 11 of the King County Code; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Authority to Adopt Animal Control Regulations. Pursuant to RCW 35 35A.13.180 and 35.12.140, the City adopts by reference Chapters 11.04, Animal Control Regulations; 11.08, Dog Leash Law' 11.12, Rabies Control; 11.20 Disposition of Fowl and Rabbits; 11.24, Stock Restricted Area; 11.28, Exotic Animals; and 11.32, Guard Dogs of the King County Code (Exhibit A, hereto), as presently constituted or hereinafter amended, as the Animal Control Code. Exhibit A is hereby incorporated by reference as if fully set forth herein.

Section 2. Adoption of Administrative Rules. There are hereby adopted by reference any and all implementing administrative rules and enforcement remedies now in effect regarding the animal control code that have been adopted either pursuant to King County Code Chapter 2.98, Rules of County Agencies, or Title 23, Enforcement, or elsewhere in the King County Code except that, unless the context requires otherwise, any reference to the "County" or to "King County" shall refer to the City of Shoreline, and any reference to County staff shall refer to the City Manager or designee.

Section 3. Adoption of Certain Other Laws. To the extent that any provision of the King County Code, or any other law, rule or regulation referenced in the attached Animal Control Code, is necessary or convenient to establish the validity, enforceability or interpretation of the Animal Control Code, then such provision of the King County Code, or other law, rule or regulation, is hereby adopted by reference.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not

affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 5. Effective Date and Publication. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full force on the date of incorporation.

PASSED BY THE CITY COUNCIL ON JULY 10, 1995

Mayor Connie King

ATTEST:

Marie K. O'Connell, Interim City Clerk

APPROVED AS TO FORM:

Timothy X. Sullivan, Interim City Attorney

Date of Publication: 7/12/95
Effective Date: 8/31/95

Title 11
ANIMAL CONTROL

Chapters:

11.02 Animal Control Division
11.04 Animal Control Regulations
11.06 Animal Control Citizen's Advisory Committee
11.08 Dog Leash Law
11.12 Rabies Control
11.20 Disposition of Fowl and Rabbits
11.24 Stock Restricted Area
11.28 Exotic Animals
11.32 Guard Dogs

guarded. If the applicant rents the premises, the application must be accompanied by a written statement of acknowledgment from the property owner that the applicant has the owner's permission to use a guard dog on the premises to prevent unauthorized intrusion for the duration of the registration;

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

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

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

F. Acknowledgment by the applicant that the guard dog will be maintained in such a manner as to insure the safety of the public and the welfare of the animal. (Ord. 3232 § 8, 1977).

11.32.090 Inspections. The director of the animal control authority or his authorized representative shall inspect all premises which are the subject of the licenses and registrations required herein prior to the issuance of said licenses and/or registrations. Said inspections shall include, but not be limited to, a verification that adequate measures are being taken to protect the health, welfare and safety of the general public and to insure the humane treatment of the guard dogs. If the premises are deemed inadequate, the animal control authority shall direct the applicant to make such changes as are necessary before the license or registration is issued. The director of the animal control authority or this authorized representative may make such routine periodic inspections of a licensee's premises or the premises of an area guarded by a registered guard dog for the purpose of enforcing the provisions of this chapter and the rules and regulations of the animal control authority. (Ord. 3232 § 9, 1977).

11.32.100 Authorization. In protecting the health, safety and welfare of the public; to enforce the laws of the state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of control; the director of the animal control authority and his authorized officers are authorized to take such lawful action in exercising appropriate powers and responsibilities contained in Article III of Ordinance No. 1396 and Chapter 11.04 of this code. (Ord. 3232 § 13, 1977).

11.32.110 Limitations. The provisions of this chapter shall not apply to any facility possessing or maintaining dogs or guard dogs as defined in this chapter which is owned, and operated or maintained by any city, county, state or the federal government; provided, private parties renting or leasing public facilities for commercial purposes as specified in this chapter shall not be exempt. (Ord. 3232 § 14, 1977).

11.32.120 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this chapter. (Ord. 3232 § 15, 1977).

Chapter 11.02
ANIMAL CONTROL SECTION

Sections:

11.02.010 Established.
11.02.020 Office of manager created - Compensation.
11.02.030 Contract - Authorization.

11.02.010 Established. There is established in the division of general services an animal control section. The animal control section is by this chapter designated the agency authorized to enforce animal control laws. (Ord. 1361 § 4, 1972: Ord. 1269 § 1, 1972).

11.02.020 Office of manager created - Compensation. There is established within the animal control section of the division of general services the position of "manager-animal control section" to be compensated at a rate established by the county personnel division. (Ord. 6370 § 1, 1983: Ord. 1269 § 3, 1972).

11.02.030 Contract - Authorization. The county executive is authorized to enter into agreement with any or all other municipal corporations in King County for the licensing and enforcement of local municipal ordinances relating to animal control, and with other legal entities for the purpose of dead animal disposal. (Ord. 6370 § 2, 1983: Ord. 1370 § 1, 1972).

Chapter 11.04
ANIMAL CONTROL REGULATIONS[1]

Sections:

I. GENERAL PROVISIONS

11.04.010 Purpose and scope.
11.04.020 Definitions.

II. LICENSING

11.04.030 Pet licenses required.
11.04.033 Animal shelter, kennel, grooming service, cattery and pet shop - General licenses - Requirements.
11.04.035 License fees and penalties.
11.04.040 Animal shelter, kennel, grooming service, cattery and pet shop license - Required.
11.04.050 Animal shelter, cattery, pet shop, grooming service and kennel license - Information required.
11.04.060 Hobby kennel or hobby cattery license - Required.
11.04.070 Animal shelters, kennels, hobby kennels, catteries, hobby catteries, and pet shops - Reporting required.
11.04.080 Animal shelters, catteries, grooming services, kennels and pet shops - Inspection.

[1] [For statutory provisions regarding the county dog license tax, see chapter 36.49 RCW; for provisions regarding dog control zones, see chapter 16.10 RCW. For statutory provisions regarding prevention of cruelty to animals, see chapter 16.52 RCW.]

C. A written acknowledgment by the applicant that prior to the actual commercial sale or purveyance of any and all guard dogs the licensee shall coordinate with the Animal Control Authority in properly marking the guard dog and in notifying all customers of the guard dog purveyor that the customer is required to register the guard dog and pay the appropriate registration fee to King County prior to the animal performing guard dog functions. (Ord. 3232 § 4, 1977).

11.32.050 Guard dog trainer - License - Fees. A. It is unlawful for anyone to engage in the training of dogs as guard dogs without a valid license so to do issued to him/her by the Animal Control Authority. Only a person who complies with the requirements of this chapter and the rules and regulations of the Animal Control Authority shall be entitled to receive and retain such a license. Licenses shall not be transferable and shall be valid only for the person for which issued. Licenses shall be valid for one year from date of issue.

B. The cost of such license to each guard dog trainer shall be fifty dollars per year. (Ord. 3232 § 5, 1977).

11.32.060 Guard dog trainer - License - Application - Contents. Any person desiring to train dogs as guard dogs shall make written application for a license on a form to be provided by the Animal Control Authority. All such applications shall be filed with the Animal Control Authority and shall contain the following:

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

B. A statement of whether the applicant is self-employed or a member of a business, firm, corporation or organization which trains guard dogs. If the applicant is a member of such a business, firm, corporation or organization, the applicant shall state the name of said entity and shall provide the name of the major executive officer of said entity; and

C. If the premises at which the applicant proposes to train dogs as guard dogs is rented, the application must be accompanied by a written statement of acknowledgment from the property owner that the applicant has the owner's permission to carry on the activity of guard dog training at said location for the duration of the license. (Ord. 3232 § 6, 1977).

11.32.070 Guard dog - Registration. All persons using dogs as guard dogs shall register the dogs with the animal control authority. The cost of such registration shall be as provided in Section 11.04.035. Said registrations shall be valid for one year from date of issue. All registrations shall be affixed on the guard dog in such a manner so as to be readily identifiable. (Ord. 10168 § 11, 1991: Ord. 3232 § 7, 1977).

11.32.080 Guard dog - Registration - Application - Contents. Any person desiring to use a guard dog shall register said dog with the Animal Control Authority and said registration shall be accompanied by the following information:

A. A legal description or business address of the premises which the applicant desires to employ a registered guard dog to prevent unauthorized intrusion;

B. A statement whether the applicant owns or rents the premises to be

11.04.090 Animal shelters, kennels, grooming services, catteries and pet shops - Conditions.
11.04.100 Animal shelters, kennels, catteries, grooming services and pet shops - Indoor facilities.
11.04.110 Animal shelters, kennels, catteries and pet shops - Outdoor facilities.
11.04.150 Licenses, registration - Revocation, suspension or refusal to renew.
11.04.160 Licenses, registration - Revocation or refusal waiting period.
11.04.165 Private Animal Placement Permit - Individual.
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III. ENFORCEMENT, PENALTIES AND PROCEDURES

11.04.170 Enforcement power.
11.04.180 Violations - Deemed nuisance - Abatement.
11.04.190 Violations - Misdemeanor - Penalty.
11.04.200 Violations - Civil penalty.
11.04.210 Impounding.
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11.04.280 Redemption procedures.
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11.04.320 Miscellaneous service charges.
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11.04.335 Waiver of fees and penalties.
11.04.340 Severability.
11.04.345 Private Animal Placement Permit.

IV. MANDATORY SPAY/NEUTER PROGRAM

11.04.400 Mandatory spaying and neutering.
11.04.410 Spay/neuter vouchers.

V. OTHER PROVISIONS

11.04.500 Euthanasia rate targets.
11.04.510 Unaltered dogs and cats - Advertising requirements.
11.04.520 Rabies vaccination required.
11.04.530 Exemptions from chapter.
11.04.540 Unauthorized release of animals from confinement.
11.04.550 Monitoring and reporting.
11.04.560 Public information education.
11.04.570 Breeder certification program.
11.04.580 Canvassing program.
11.04.590 Use of canvassing revenue.

11.32.020 Definitions. A. "Animal Control Authority" means the King County Animal Control Section, Division of General Services, acting alone or in concert with other municipalities in the enforcement of the animal control laws of the county and state.

B. "Director" means director of the Animal Control Section.

C. "Guard dog" means any member of the dog family (canidae) which has been trained or represented as trained to protect person and/or property by virtue of exhibiting hostile propensities and aggressiveness to unauthorized persons.

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

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

F. "Guard dog owner" means any person, firm or corporation which employs a guard dog to protect person or property from unauthorized intrusion. For purposes of this definition, "owner" includes both the legal owner and any person, firm or corporation who, through arrangement or contract, has secured the use of a guard dog to protect person and/or property from unauthorized intrusion.

G. "Rules and regulations of the Animal Control Authority" means such rules and regulations as may be adopted by the Animal Control Authority pursuant to Chapter 2.98, not inconsistent with the intent of this chapter. (Ord. 3232 § 2, 1977).

11.32.030 Guard dog purveyor - License - Fees. A. It is unlawful for any person, firm or corporation to supply guard dogs to the public without a valid license so to do issued to said person, firm or corporation by the Animal Control Authority. Only a person who complies with the requirements of this chapter and such rules and regulations of the Animal Control Authority as may be adopted pursuant hereto shall be entitled to receive and retain such a license. Licenses shall not be transferable and shall be valid only for the person and place for which issued. Said licenses shall be valid for one year from date of issue.

B. The fee for such license shall be two hundred fifty dollars per year; provided, that if the guard dog purveyor is in possession of a valid animal shelter, kennel and pet shop license, the fee for said guard dog purveyor license shall be reduced by the amount of the animal shelter, kennel and pet shop license. (Ord. 3232 § 3, 1977).

11.32.040 Guard dog purveyor - License - Application - Contents. Any person desiring to supply guard dogs to the public shall make written application for a license on a form to be provided by the Animal Control Authority. Such application shall be filed with the Animal Control Authority and shall include the following:

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

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

I. GENERAL PROVISIONS

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

B. If there is a conflict between a provision of this chapter and provision contained in Title 21A, the provision in Title 21A shall control. (Ord. 13148 § 1, 1998: Ord. 1396 Art. I § 2, 1972).

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

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

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

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

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

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

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

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

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

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

Chapter 11.32
GUARD DOGS

Sections:

11.32.010 Intent.
11.32.020 Definitions.
11.32.030 Guard dog purveyor - License - Fees.
11.32.040 Guard dog purveyor - License - Application - Contents.
11.32.050 Guard dog trainer - License - Fees.
11.32.060 Guard dog trainer - License - Application - Contents.
11.32.070 Guard dog - Registration.
11.32.080 Guard dog - Registration -Application - Contents.
11.32.090 Inspections.
11.32.100 Authorization.
11.32.110 Limitations.
11.32.120 Severability.

11.32.010 Intent. It is the intent of the King County council to set reasonable requirements and conditions governing the training, selling and conveying of guard dogs and the use of such animals for the protection of person and/or property. The council finds such regulation is necessary to preserve the public peace and safety and to insure the humane treatment of said animals. (Ord. 3232 § 1, 1977).

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

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

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

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

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

O. "Livestock" means as defined in K.C.C. 21A.06.695.

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

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

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

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

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

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

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

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

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

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

C. The exotic animal suffers from a communicable disease injurious to other animals or human beings; provided, that this section shall not apply if the animal is under treatment by a licensed veterinarian and may reasonably be expected to recover without infecting other animals or human beings. (Ord. 2473 § 10, 1975).

11.28.110 Chapter limitations. A. The purpose of this chapter is to prohibit the private ownership of exotic animals as pets. Therefore, the provisions of this chapter shall not apply to any facility possessing or maintaining exotic animals as defined in this chapter which is owned, operated or maintained by any city, county, state or the federal government, including but not limited to public zoos, nor shall it apply to museums, laboratories and research facilities maintained by scientific or educational institutions, nor to private or commercial activities such as circuses, fairs, or private zoological parks which are otherwise regulated by law, nor to any recognized program engaged in the training of exotic animals as defined in this chapter for use as service animals by disabled citizens.

B. Breeding, or allowing the reproduction of, exotic animals as defined in this chapter is prohibited, provided that this prohibition shall not apply to any governmental facility possessing or maintaining exotic animals nor shall it apply to private or commercial activities as set forth in section A. (Ord. 11340 § 3, 1994: Ord. 2473 § 11, 1975).

11.28.120 Severability. If any clause, sentence, paragraph, or part of this ordinance codified herein, or the application thereof to any person or circumstance shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of the ordinance codified in this chapter. (Ord. 2473 § 12, 1975).

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

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

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

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

BB. "Vicious" means the act of, or the propensity to do any act endangering the safety of any person, animal or property of another, including, but not limited to, biting a human being, and/or an attack on human beings or domestic animals without provocation. (Ord. 11792 § 4, 1995: Ord. 11404 § 1, 1994: Ord. 10809 § 1, 1992: Ord. 10423 § 1, 1992: Ord. 7923 § 1, 1987: Ord. 6370 § 3, 1983: Ord. 4610 § 1, 1979: Ord. 2428 § 1, 1975: Ord. 2085 § 1, 1974: Ord. 1396 Art. I § 3, 1972).

II. LICENSING

11.04.030 Pet licenses required. A. LICENSE REQUIREMENTS. All dogs and cats eight weeks and over which are harbored, kept or maintained in King County shall be licensed and registered annually.

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

1. Pet licenses for unaltered dogs and cats will be valid for a term of one year from the date of issuance, expiring on the last day of the twelfth month. Pet licenses for altered dogs and cats will be valid for one year, expiring on the last day of the twelfth month. There is no proration of any license fees. Renewal licenses will retain the original expiration period whether renewed prior to, on, or after their respective renewal month.

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

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

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

11.28.060 License - Issuance - Premises inspection. If after investigation by the director of the animal control authority, it appears that the applicant is the owner or tenant of or has a possessory interest in the property shown in the application; if applicable, has the written permission of the property owner as specified in Section 11.28.050; and that the applicant intends in good faith to possess or maintain an exotic animal in accordance with the law and the rules and regulations of the animal control authority; the animal control authority shall issue a license to the applicant describing therein the premises to be used by the licensee and certifying that the licensee is lawfully entitled to use the same for the possession or maintenance of the exotic animal(s) specified in such license; provided that prior to issuing the license the animal control authority shall inspect the cage or other confinement as required by rule or regulation and specified in the licensee's application in order to determine whether the cage or confinement meets the standard specifications for the classification of the exotic animal. If the cage or confinement is deemed inadequate, the applicant shall make such changes as necessary to meet the standard specifications before the license shall issue. (Ord. 2473 § 6, 1975).

11.28.070 Periodic inspection of premises. The director of the animal control authority or any other officer authorized by him, may make routine periodic inspections of a licensee's premises and records in order to determine the number, kind, weight and condition of exotic animals possessed by the licensee, and for purposes of enforcing the provisions of this chapter and the rules and regulations of the animal control authority. (Ord. 2473 § 7, 1975).

11.28.080 License revocation - Notice - Hearing. The animal control authority may revoke, suspend or refuse to renew any exotic animal owner's license upon good cause for failure to comply with any provision of this chapter or the rules and regulations of the animal control authority authorized by this chapter; provided, that the violator shall be first notified of the specific violation or violations, and if the violation can be remedied, the violator shall have fifteen days after receiving the notice of violation to correct the violation; provided further, that enforcement of such revocation, suspension or refusal shall be stayed during the pendency of an appeal filed in the manner provided by Section 11.04.270. (Ord. 2473 § 8, 1975).

11.28.090 Violation - Penalty. Any person possessing or maintaining an exotic animal in King County without an exotic animal owner's license as provided herein, or transferring possession of an exotic animal to a person not licensed as provided by this chapter, is guilty of a misdemeanor and is subject to a fine not to exceed two hundred fifty dollars and/or by imprisonment not to exceed ninety days. (Ord. 2473 § 9, 1975).

11.28.100 Euthanasia in exigent circumstances. An exotic animal possessed or maintained in violation of this chapter or the rules and regulations of the animal control authority may be subject to euthanasia as defined in Section 11.04.020 F if any one of the following exigent circumstances is deemed to exist by the director of the animal control authority:

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

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

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

C. PENALTY. A late penalty shall be charged on all pet license applications, according to the schedule provided in Section 11.04.035 of this chapter.

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

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

F. NONAPPLICABILITY. The provisions of this section shall not apply to dogs or cats in the custody of a veterinarian or animal shelter or whose owners are nonresidents temporarily within the county for a period not exceeding thirty days. (Ord. 11404 § 2, 1994: Ord. 10809 § 2, 1993: Ord. 10423 § 4, 1992: Ord. 10168 § 1, 1991: Ord. 7986 § 1, 1987: Ord. 7416 § 1, 1985: Ord. 6702 § 1, 1984: Ord. 6370 § 4, 1983: Ord. 5805 § 1, 1981: Ord. 4552 § 1, 1979: Ord. 3980 § 1, 1978: Ord. 3187 § 1, 1977: Ord. 2869, 1976: Ord. 2158 § 1, 1974: Ord. 1691 § 1, 1973: Ord. 1396 Art. II § 1, 1972).

11.04.033 Animal shelter, kennel, grooming service, cattery and pet shop -General licenses - Requirements. All animal shelters, kennels, catteries, hobby kennels, hobby catteries, pet shops, and grooming services must be licensed by the animal control authority. Licenses will be valid for one year from the date of application. Fees shall be assessed as provided in K.C.C. 11.04.035. There is no proration of the license fee. Renewal licenses shall retain the original expiration date whether renewed prior to, on, or after their respective renewal month. Any person(s) who engages in more than one of the services or maintains more than one of the types of facilities cited in this section shall pay license fees as provided in K.C.C. 11.04.035. Veterinarians shall obtain the required licenses for any service other than one which by law may be performed only by a veterinarian; provided, that no such license shall be required for his or her possession of animals solely for the purposes of veterinary care. (Ord. 10423 § 3, 1992).

11.04.035 License fees and penalties. A. Fees. The following fees are applicable as provided in this chapter:

1.		Pet license	
	a.	Unaltered (dog or cat)	$ 55.00
	b.	Altered	15.00
2.		Juvenile pet license	5.00
3.	a.	Senior citizen/lifetime license - dog	20.00
	b.	Senior citizen/lifetime license - cat	12.00
4.		Replacement tag	3.00
5.		Transfer fee	3.00
6.		Animal shelter	200.00
7.		Kennel and cattery	
	a.	Hobby	50.00
	b.	Commercial	200.00
8.		Pet shop	200.00

11.28.030 Possession unlawful - Exception - Rules and regulations compliance. The possession or maintenance of an exotic animal within King County by private citizens as pets is prohibited unless the owner possessed or maintained the exotic animal on or before the effective date of this Ordinance 11340 (June 10, 1994), and agrees to promptly act to satisfy the licensing requirements contained in K.C.C. 11.28.040 through 11.28.090 and such rules and regulations as the animal control authority may adopt as provided in Chapter 2.98 regarding the maintenance of such animals. (Ord. 11340 § 2, 1994: Ord. 2473 § 3, 1975).

11.28.040 License - Issuance generally - Fees. The animal control authority may cause to be issued an exotic animal owner's license that shall authorize the licensee to possess or maintain all or some of such species of exotic animals as specified according to Section 11.28.030 herein, provided the application is accompanied by payment of the license fee, contains the information required by Section 11.28.050; and meets the cage or confinement rules and regulations of the animal control authority; provided, however, that no exotic animal owner licenses, except annual renewals of current licenses, shall be issued for a period of one year and a half from the effective date of Ordinance 10671 (1/2/93) during which time the Animal Control Citizens Advisory Committee shall review the King County exotic pet ordinance. Upon completion of this review, the Animal Control Citizens Advisory Committee shall transmit its recommendations for possible changes in the exotic pet ordinance to the county executive and the county council.

The fee for such license shall be as provided for in Section 11.04.035. All licenses shall expire one year from the date of the original application. (Ord. 11161 § 1, 1993: Ord. 10671 § 1, 1992: Ord. 10168 § 10, 1991: Ord. 2473 § 4, 1975).

11.28.050 License - Application - Content. A verified application for such license made in triplicate shall be filed by the applicant with the animal control authority which application shall contain the following: A legal or otherwise adequately precise description of the premises which applicant desires to use under the required license; whether the applicant owns or rents the premises to be used; if the applicant rents the premises, a written acknowledgment by the property owner that the applicant has the owner's permission to carry on the activity as described in the license application for the duration of the license; the extent of improvement upon such premises; a map or diagram of such premises showing where the improvements are located thereon; a statement indicating the species of exotic animal which the applicant desires to possess or maintain; a statement indicating how the animal will be caged or otherwise confined, accompanied with a drawing detailing the dimensions of and the materials used for the cage or similar confinement; and such further information as may be required by rules and regulations of the animal control authority. (Ord. 2473 § 5, 1975).

9.		Grooming service	
	a.	Operating alone	100.00
	b.	When operated in conjunction with pet shop or kennel or veterinarian	100.00
10		Guard dog registration	100.00
11.		Exotic pet	
	a.	New	500.00
	b.	Renewals	250.00
12.		Service animal	no charge
13.		K-9 police dog	no charge
14.		Individual private animal placement permit	25.00
15.		Organizational private animal placement permit	10.00

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

		License renewal applications:	
1.		Received after thirty days of license expiration, but before sixty days or failure to comply with K.C.C. 11.04.030C	$ 10.00
2.		Received after sixty days of license expiration, but before ninety days	20.00
3.		Received after ninety days of license expiration	40.00

C. Penalties. The following penalties shall be assessed:

1.		Dog leash law violations	
	a.	First notice	$ 25.00
	b.	Successive violations within one year	50.00
2.		Civil penalties	max 1000.00
3.		Animal abandonment	500.00

D. Service fees

1.		Adoptions - per animal	$ 60.00

This is a one-price fee which includes the fee for adopting an animal, the license fee and the spaying/neutering of the animal.

2.		Spay/neuter deposit - per animal as required in K.C.C. 11.04.210B.1a	35.00
3.		Impound/redemption	
	a.	Dog, cats, other small animals First offense Second offense, within one year Third offense, within one year	30.00 60.00 90.00
	b.	Livestock	100.00
4.		Kenneling - per 24 hours or portion thereof	10.00
5.		Recovery of deceased domestic pets from doctors of veterinary medicine, per pet	7.00

(Ord. 13335 § 2, 1998: Ord. 12921 § 1, 1997: Ord. 12542 § 1, 1996: Ord. 11404 § 3, 1994: Ord. 10809 § 6, 1993: Ord. 10423 § 5, 1992: Ord. 10168 § 2, 1991: Ord. 7861 § 1, 1986: Ord. 7416 § 2, 1985).

Chapter 11.28
EXOTIC ANIMALS

Sections:

11.28.010 Chapter intent.
11.28.020 Definitions.
11.28.030 Possession unlawful - Exception - Rules and regulations compliance.
11.28.040 License - Issuance generally - Fees.
11.28.050 License - Application - Content.
11.28.060 License - Issuance - Premises inspection.
11.28.070 Periodic inspection of premises.
11.28.080 License revocation - Notice - Hearing.
11.28.090 Violation - Penalty.
11.28.100 Euthanasia in exigent circumstances.
11.28.110 Chapter limitations.
11.28.120 Severability.

11.28.010 Chapter intent. It is the intent of the King County council to limit and set conditions on the possession or maintenance of exotic animals in order to preserve the public peace and safety and to assure the humane treatment of exotic animals. (Ord. 2473 § 1, 1975).

11.28.020 Definitions. A. "Animal control authority" means the County Animal Control Section, licensing and regulatory services division, acting alone or in concert with other municipalities for enforcement of the animal control laws of the county and state and the shelter and welfare of animals.

B. "Director" means director of the animal control authority.

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

1. Venomous species of snakes capable of inflicting serious physical harm or death to human beings;

2. Non-human primates and prosimians;

3. Bears;

4. Non-domesticated species of felines;

5. Non-domesticated species of canines and their hybrids, including wolf and coyote hybrids;

6. The order crocodilia, including alligators, crocodiles, caiman, and gavials. (Ord. 11340 § 1, 1994: Ord. 2473 § 2, 1975).

11.04.040 Animal shelter, kennel, grooming service cattery and pet shop license - Required. It is unlawful for any person to keep or maintain any animal shelter, kennel, cattery, grooming service or pet shop within King County without first obtaining a valid and subsisting license therefor. The fee, as provided in K.C.C. 11.04.035, shall be assessed not upon individual animals but upon the owner or keeper of an animal shelter, kennel, cattery, grooming service or pet shop. Each license and certificate of inspection issued pursuant to this chapter shall be conspicuously displayed at the establishment to which such license was issued. The license shall be dated and numbered and shall bear the name of King County, Washington, and the name and address of the owner or keeper of the establishment, and the expiration date of the license. The license shall run for a period of one year from the date of purchase. (Ord. 10423 § 12, 1992: Ord. 10168 § 3, 1991: Ord. 4610 § 2, 1979: Ord. 1396 Art. II § 2, 1972).

11.04.050 Animal shelter cattery, pet shop, grooming service and kennel license - Information required. A. ZONING COMPLIANCE. The applicant for an original animal shelter, cattery, pet shop, grooming service, or kennel license shall present to the animal control authority a written statement from the county department of parks, planning and resources that the establishment of the animal shelter, cattery, pet shop, grooming service or kennel at the proposed site is not in violation of the King County zoning code, has a legal nonconforming zoning status, or a conditional use permit has been issued for the intended use.

B. HEALTH INSPECTION. Before an animal shelter, cattery, pet shop, grooming service or kennel license may be issued by the animal control authority, a certificate of inspection from the Seattle-King County health department or King County animal control section must be issued showing that the animal shelter, cattery, pet shop, grooming service or kennel is in compliance with Sections 11.04.080, 11.04.090, 11.04.100 and 11.04.110. (Ord. 10423 § 13, 1992: Ord. 2428 § 2, 1975: Ord. 1396 Art. II § 3, 1972).

11.04.060 Hobby kennel or hobby cattery license - Required. A. LICENSE REQUIRED. It is unlawful for any person to keep and maintain any dog or cat within the county for the purposes of a hobby kennel or hobby cattery without annually obtaining a valid and subsisting license therefor. The fee for such annual license shall be assessed upon the owner or keeper of such animals and shall be as provided in K.C.C. 11.04.035. In addition, each animal shall be licensed individually under provisions of K.C.C. 11.04.030B.

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

1. Animal size;
2. Type and characteristics of the breed;
3. The amount of lot area; provided, that the maximum number shall not exceed twenty-five where the lot area contains five acres or more; the maximum number shall not exceed ten where the lot area contains thirty-five thousand square feet but less than five acres and the maximum number shall not exceed five where the lot area is less than thirty-five thousand square feet;
4. The facility specifications/dimensions in which the dogs and cats are to be maintained;
5. The zoning classification in which the hobby kennel or hobby cattery would be maintained.

C. REQUIREMENTS. Hobby kennels and hobby catteries.

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

Chapter 11.20
DISPOSITION OF FOWL AND RABBITS

Sections:

11.20.010 Age restriction for disposition or coloration.
11.20.020 Penalty for violations.

11.20.010 Age restriction for disposition or coloration. It is unlawful for any person, firm or corporation to sell, offer for sale, barter or give away any fowl under three weeks of age or any rabbit under two months of age as a pet, toy, premium or novelty, or to color, dye, stain or otherwise change the natural color of any such fowl or rabbit. (Res. 30346 § 1, 1965).

11.20.020 Penalty for violations. Any person, firm or corporation violating this chapter is guilty of a misdemeanor as defined under the laws of the state of Washington, and upon conviction thereof shall be punished by a fine not to exceed three hundred dollars or by imprisonment in the county jail for a period not to exceed thirty days. (Res. 30346 § 1, 1965).

Chapter 11.24
STOCK RESTRICTED AREA[1]

Sections:

11.24.010 Stock restricted area.
11.24.020 Severability.
11.24.030 Penalty.

11.24.010 Stock restricted area. All of King County, except national forest lands owned by the federal government, is designated a stock restricted area in which it is unlawful to permit livestock, as defined in K.C.C. 21.04.186, to run at large. (Ord. 5975 § 1, 1982).

11.24.020 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portion of this ordinance. (Ord. 5975 § 2, 1982).

11.24.030 Penalty. Any violation of this ordinance is a misdemeanor and the punishment shall be provided by the laws of the State of Washington. (Ord. 5975 § 3, 1982).

[1] [For statutory provisions regarding stock restricted areas, see RCW Chapter 16.24.]

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

3. The director may require setback, additional setback, fencing, screening or soundproofing as she or he deems necessary to insure the compatibility of the hobby kennel or hobby cattery with the surrounding neighborhood. Factors to be considered in determining such compatibility are:

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

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

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

d. Animal size, type and characteristics of breed;

e. The zoning classification of the premises on which the hobby kennel or hobby cattery is maintained.

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

5. Each dog and cat in the hobby kennel or hobby cattery shall have current and proper immunization from disease according to the dog's and cat's species and age. Such shall consist of DHLPP inoculation for dogs over three months of age and FVRCP for cats over two months of age, and rabies inoculations for all dogs and cats over six months of age.

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

1. Exceed the number of dogs and cats allowed at the hobby kennel by the animal control section; or,

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

E. SPECIAL HOBBY KENNEL LICENSE

1. Persons owning a total number of dogs and cats exceeding three, who do not meet the requirements for a hobby kennel license, may be eligible for a special hobby kennel license to be issued at no cost by the animal control authority which will allow them to retain the specific animals then in their possession; provided that the following conditions are met:

a. The applicant must apply for the special hobby kennel license and individual licenses for each dog and cat within 30 days of the enactment of Ordinance 10423, or at the time they are contacted by an Animal Control Officer, King County License Inspector, or King County Pet License Canvasser.

b. The applicant is keeping the dogs and cats for the enjoyment of the species, and not as a commercial enterprise.

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

3. The director of animal control may deny any application for a special hobby kennel license based on past Animal Control Code violations by the applicant's dogs and cats, or complaints from neighbors regarding the applicant's dogs and cats; or if the animal(s) is maintained in inhumane conditions. (Ord. 11792 § 5, 1995: Ord. 10423 § 11, 1992: Ord. 10168 § 4, 1991: Ord. 6370 § 5, 1983: Ord. 4610 § 3, 1979: Ord. 4269 § 1, 1979: Ord. 2428 § 3, 1975: Ord. 1396 Art. II § 4, 1972).

limited to, evidence that such animal has bitten, or that there is reasonable certainty that such animal has bitten, a human being. During the period of quarantine, the officers, agents and employees of the animal control authority, and other police officers, are authorized to enter any premises for the purpose of apprehending any such animal and impounding same, except where kept upon the premises of the owner or licensed veterinarian as above provided. (Ord. 1378 § 1, 1972: Ord. 1361 § 2, 1972: Res. 27312 § 1, 1964).

11.12.020 Notice of rabies hazard - Quarantine period. Whenever said director determines that rabies is currently a hazard to the public health in King County, or any part thereof, incorporated or unincorporated, excepting cities of the first class, by reason of the fact that a case of rabies has been diagnosed in any canine or feline animal, he shall cause a notice of such hazard to be published in a newspaper of general circulation in the area for three successive days, which determination and notice shall declare the quarantine period and area. The quarantine period shall be thirty days after the last publication of notice; and it is a misdemeanor and is unlawful for any owner, or person entitled to custody of such animal to keep or harbor any animal capable of transmitting rabies unless securely confined by a leash or tight enclosure from which it cannot escape. Any animal capable of transmitting rabies found running at large during such period shall be impounded and humanely destroyed by order of the director or his agent named in Section 11.12.060. If apprehension and impounding by safe means is not possible, such animal may be destroyed summarily by said agent. Said director may extend any such quarantine period if deemed necessary by like additional determinations and notices. (Res. 27312 § 2, 1964).

11.12.030 Violation of quarantine. It is a misdemeanor and is unlawful for any owner or person charged with the custody of any animal subject to a quarantine defined in Sections 11.12.010 and 11.12.020 to permit any such animal to come in contact with any other animal or person or to run at large or to be removed from any quarantine premises without the consent of the director of Public Health. (Res. 27312 § 3, 1964).

11.12.040 Destruction of infected animals. Any animal bitten by an animal found to be rabid by appropriate laboratory tests shall be destroyed by order of the director of Public Health. (Res. 27312 § 4, 1964).

11.12.050 Vaccination order. Whenever the director of Public Health by order published in a newspaper of general circulation in the area for three successive days determines that conditions exist as indicated in Section 11.12.020 in a specified area wherein it is necessary for the protection of the public health that animals capable of transmitting rabies be vaccinated within thirty days with antirabies vaccine, he shall order that all such animals four months old or over shall be so vaccinated or humanely destroyed at the option of the owner or keeper, and it is a misdemeanor and is unlawful for any owner, or person charged with the custody of such animal, to fail or refuse to procure said vaccination within said time. (Res. 27312 § 5, 1964).

11.12.060 Enforcement. The director of the Seattle-King County Department of Public Health is authorized to enforce the provisions of this chapter, the ordinances and resolutions codified in it, and any rules and regulations promulgated thereunder pursuant to the enforcement and penalty provisions of Title 23. (Ord. 2910 § 2 (part), 1976: Res. 27312 (part), 1964).

11.04.070 Animal shelters, kennels, hobby kennels, catteries, hobby catteries and pet shops - Reporting required. Each animal shelter, kennel, hobby kennel, cattery, hobby cattery or pet shop shall provide a list to the animal control authority, quarterly, based upon the calendar year, of all dogs and cats given away or sold. The list shall include the origin, the age and type of dog or cat, and the name and address of the person to whom the dog(s) or cat(s) was given or sold. (Ord. 10423 § 7, 1992: Ord. 2428 § 4, 1975: Ord. 1396 Art. II § 5, 1972).

11.04.080 Animal shelters, catteries, grooming services, kennels and pet shops - Inspection.

A. INSPECTION. It shall be the duty of the director or his agent of the Seattle-King County department of public health or the animal control authority to make or cause to be made such inspections as may be necessary to insure compliance with Sections 11.04.090, 11.04.100 and 11.04.110. The owner or keeper of an animal shelter, kennel, cattery, grooming service or pet shop shall admit to the premises, for the purpose of making an inspection, any officer, agent or employee of the Seattle-King County department of public health or animal control authority at any reasonable time that admission is requested.

B. UNSANITARY CONDITIONS UNLAWFUL. It is unlawful to keep, use or maintain within King County any animal shelter, kennel, cattery, grooming service or pet shop that is unsanitary, nauseous, foul or offensive, or in any way detrimental to public health and/or safety and not in compliance with Sections 11.04.070, 11.04.090, 11.04.100 and 11.04.110 and may be cause for revocation or denial of such license. (Ord. 10423 § 14, 1992: Ord. 2428 § 5, 1975: Ord. 1396 Art. II § 6, 1972).

11.04.090 Animal shelters, kennels, grooming services, catteries and pet shops - Conditions. Animal shelters, kennels, catteries, grooming services and pet shops shall meet the following conditions:

A. Housing facilities shall be provided the animals and such shall be structurally sound and shall be maintained in good repair; shall be designed so as to protect the animals from injury; shall contain the animals; and shall restrict the entrance of other animals.

B. Electric power shall be supplied in conformance with city, county, and state electrical codes adequate to supply lighting and heating as may be required by this chapter. Water shall be supplied at sufficient pressure and quantity to clean indoor housing facilities and primary enclosures of debris and excreta.

C. Suitable food and bedding shall be provided and stored in facilities adequate to provide protection against infestation or contamination by insects or rodents. Refrigeration shall be provided for the protection of perishable foods.

D. Provision shall be made for the removal and disposal of animal and food wastes, bedding, dead animals, and debris. Disposal facilities shall be maintained in a sanitary condition, free from the infestation or contamination of insects or rodents or disease, and from obnoxious or foul odors.

E. Washroom facilities, including sinks and toilets, with hot and cold water, must be conveniently available for cleaning purposes, and a large sink or tub provided for the purpose of washing utensils, equipment and facilities.

Chapter 11.12
RABIES CONTROL

Sections:

11.12.010 Quarantine order.
11.12.020 Notice of rabies hazard - Quarantine period.
11.12.030 Violation of quarantine.
11.12.040 Destruction of infected animals.
11.12.050 Vaccination order.
11.12.060 Enforcement.

11.12.010 Quarantine order. Whenever the director of the Seattle-King County department of public health, hereinafter referred to as the director, has cause to suspect that an animal capable of transmitting rabies is infected with such disease, he shall order a period of quarantine of not less than ten days. The director shall notify in writing the owner or keeper of the infected animal of such quarantine order. The infected animal shall be quarantined by the animal control section, division of general services, hereinafter referred to as the animal control authority, in its shelter or upon the premises of the owner or licensed veterinarian where conditions of quarantine are strictly kept. The place of quarantine shall be at the discretion of the director, unless the animal had been exposed to rabies by contact, in which case Section 11.12.040 shall apply. Delivery of a copy of said quarantine order to some person of suitable age and discretion residing upon the premises where such animal is found shall be notice of said quarantine. Good cause for such order of quarantine shall include, but is not

F. Sick animals shall be separated from those appearing healthy and normal and, if for sale, shall be removed from display and sale. Sick animals shall be kept in isolation quarters with adequate ventilation to keep from contaminating well animals.

G. There shall be an employee on duty at all times during hours any store is open whose responsibility shall be the care and welfare of the animals in that shop or department held for sale or display.

H. An employee or owner shall come in to feed, water and do the necessary cleaning of animals and birds on days the store or shop is closed.

I. No person, persons, association, firm or corporation shall knowingly sell a sick or injured animal or bird.

J. No person, persons, association, firm or corporation shall misrepresent an animal or bird to a consumer in any way. (Ord. 10423 § 15, 1992: Ord. 2428 § 6, 1975: Ord. 1396 Art. II § 7, 1972).

11.04.100 Animal shelters, kennels, catteries, grooming services and pet shops - Indoor facilities. Animal shelters, kennels and pet shops which have indoor housing facilities for animals and birds shall:

A. Be sufficiently heated or cooled to protect such animals from temperatures to which they are not normally acclimatized;

B. Be adequately ventilated to provide for the health of animals contained therein and to assist in the removal of foul and obnoxious odors. Provision shall be made so that the volume of air within any enclosed indoor facility shall be changed three times or more each hour. This may be accomplished through the location and periodic opening of doors and windows. If fans or ventilating equipment are used, they shall be constructed in conformance with current standards of good engineering practice with respect to noise and minimization of drafts;

C. Have sufficient natural or artificial lighting to permit routine inspection and cleaning at any time of day. In addition, sufficient natural or artificial lighting shall be supplied in the area of sinks and toilets to provide for the hygiene of animal caretakers;

D. Have interior wall and ceiling surfaces constructed of materials which are resistant to the absorption of moisture and odors, or such surfaces shall be treated with a sealant or with paint, when such materials are not originally resistant to moisture or odors. Floor surfaces shall not be made of unsealed wood. In addition, interior walls shall be constructed so that the interface with floor surfaces is sealed from the flow or accumulation of moisture or debris;

E. Contain a drainage system which shall be connected to a sanitary sewer or septic tank system which conforms to the standards of building codes in force within the county and shall be designed to rapidly remove water and excreta in the cleaning of such indoor housing facility under any condition of weather or temperature; provided, this requirement shall not apply to hobby kennels and pet shops. All indoor housing facilities for animals, fish, or birds shall be maintained in a clean and sanitary condition and a safe and effective disinfectant shall be used in the cleaning of such facilities. (Ord. 10423 § 16, 1992: Ord. 2428 § 7, 1975: Ord. 1396 Art. II § 8, 1972).

11.04.110 Animal shelters, kennels, catteries and pet shops - Outdoor facilities. Animal shelters, kennels, catteries and pet shops which have outdoor facilities for animals and birds shall:

A. Be constructed to provide shelter from excessive sunlight, rain, snow, wind, or other elements. In addition, such facilities shall be constructed to provide sufficient space for the proper exercise and movement of each animal contained therein;

B. Be constructed to provide drainage and to prevent the accumulation of water, mud, debris, excreta, or other materials and shall be designed to facilitate the removal of animal and food wastes;

C. Be constructed with adequate walls or fences to contain the animals kept therein and to prevent entrance of other animals. (Ord. 10423 § 17, 1992: Ord. 2428 § 8, 1975: Ord. 1396 Art. II § 9, 1972).

East, W.M., King County, Washington described as follows:

All that area described in the plat of Kingsgate Highlands Division #3 as recorded in Volume 81 of Plats, pages 17, 18 and 19, records of said county.

TOGETHER WITH all that area as described in the plat of Kingsgate Highlands Division #4 as recorded in Volume 82 of Plats, pages 95 and 96, records of said King County. (Ord. 6640, 1984).

11.08.280 Dog control zone - Forest Estates. Under provision of this chapter, there is created a dog control zone in the following described area:

The south half of the southwest quarter of the northwest quarter of Section 34, Township 23 North, Range 5 East, W.M.

TOGETHER WITH the west half of the southwest quarter of said Section 34, Township 23 North, Range 5 East, W.M. EXCEPT the south 30 feet thereof. (Ord. 7570, 1986).

11.08.290 Dog control zone - Sammamish Beach Club. Under the provision of this chapter, there is created a dog control zone in the following described area:

All the plat of Sammamish Beach Club as recorded in Volume 109 of Plats, pages 20-22, said plat being located in Sections 18 and 19, Township 24 North, Range 6 East, W.M. King County, Washington. (Ord. 7608, 1986).

11.08.300 Dog control zone - Cedar Downs and an adjoining area. Under the provision of this chapter, there is created a dog control zone in the following described area:

These portions of Sections 21, 28 and 29, Township 22 North, Range 6 East, W.M., King County, Washington described as follows:

Beginning at the southwest corner of said Section 21; thence north along the west line of said section to the north line of the south half of the southwest quarter of said Section 21; thence east along said north line to the northeast line of lot 8 of Cedar Downs Division 7 as recorded in Volume 125 of plats, pages 40-41; thence southeasterly along the northeasterly boundary of said plat to the most easterly point of lot 1; thence south 87-13-03 east to the westerly margin of Witte Road Southeast; thence southeasterly along said margin and the westerly margin of 220th Avenue Southeast to the south boundary of Tract A of Cedar Downs Division 1 as recorded in Volume 98 of Plats, page 71-73; thence west along the south boundary of said plat to the east line of lot 45; thence south to the southeast corner of Lot 43 of said plat; thence west along the south lines of Lots 39, 42 and 43 to the northeast corner of Lot 38 of said plat; thence south 00-09-30 east to the north margin of southeast 261st Street (Silvan Road); thence west along said margin to the east line of the northeast quarter of said Section 29; thence west along said north line to the east line of Lot 16 of Cedar Downs Division 3 as recorded in Volume 107 of plats, pages 80-81; thence south 00-05-50E to the north shoreline of Pipe Lake; thence southwesterly along said shoreline to its intersection with the southerly extension of the west boundary of said plat of Cedar Downs Division 3; thence north along the west boundary of said plat and the west boundary of Cedar Downs Division 5 as recorded in Vol 108 of plats, pages 81-82 to the north line of said Section 29; thence east along said north line to the southwest corner of said Section 21 and point of beginning. (Ord. 9063, 1989).

11.04.130 Grooming parlors - Conditions. Grooming parlors shall:

A. Not board animals but keep only dogs and cats for a reasonable time in order to perform the business of grooming;

B. Provide such restraining straps for the dog or cat while it is being groomed so that such animal shall neither fall nor be hanged;

C. Sterilize all equipment after each dog or cat has been groomed;

D. Not leave animals unattended before a dryer;

E. Not prescribe treatment or medicine that is the province of a licensed veterinarian as provided in RCW 18.92.010;

F. Not put more than one animal in each cage;

G. All floors and walls in rooms, pens and cages used to retain animals or in areas where animals are clipped, groomed or treated must be constructed of water impervious material that can readily be cleaned, and must be maintained in good repair;

H. Hot and cold water must be conveniently available and a large sink or tub provided (minimum size twenty-four inches by eighteen inches by twelve inches);

I. Toilet and handwashing facilities with hot and cold running water must be conveniently available for personnel employed;

J. Only equipment necessary to the operation of the licensed establishment shall be kept or stored on the premises and shall only be stored in a sanitary or orderly manner;

K. All cages, pens, or kennels used for holding animals shall be kept in a clean and sanitary condition and must be disinfected on a routine basis. (Ord. 2428 § 9, 1975: Ord. 1396 Art. II § 11, 1972).

11.04.140 Animal shelters, hobby kennels, kennels, pet shops, grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners - Additional conditions. The director of the animal control authority is authorized to promulgate rules and regulations not in conflict with this title as they pertain to the conditions and operations of animal shelters, hobby kennels, kennels, pet shops, and grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners. Such rules and regulations may be enacted only after a public hearing has been held for such purpose. Enforcement of these rules and regulations may be appealed to the county board of appeals. (Ord. 3232 § 10, 1977: Ord. 1396 Art. II § 12, 1972).

11.04.150 Licenses, registration - Revocation, suspension or refusal to renew. The animal control authority may, in addition to other penalties provided in this title, revoke, suspend or refuse to renew any animal shelter, hobby kennel, kennel, grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration upon good cause or for failure to comply with any provision of this title; provided, however, enforcement of such revocation, suspension or refusal shall be stayed during the pendency of an appeal filed pursuant to Section 11.04.260. (Ord. 3232 § 11, 1977: Ord. 2428 § 10, 1975: Ord. 1396 Art. II § 13, 1972).

11.04.160 Licenses, registration - Revocation or refusal waiting period. No applicant shall be issued an animal shelter, hobby kennel, kennel, grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration who has previously had such license or registration revoked or a renewal refused, for a period of one year after the date of revocation or refusal and until such applicant meets the requirements contained in Sections 11.04.070 through 11.04.110 or any other provision of this title to the satisfaction of the animal control authority. (Ord. 3232 § 12, 1977: Ord. 1396 Art. II § 14, 1972).

11.08.230 Dog control Zone - Redondo. Under the provisions of this chapter, there is created a dog control zone in the following described area.

Beginning at the northeast corner of G.L. 2, Sec. 32, Twp. 22 N., Rg. 4 E., W.M.; thence southerly along the east line of said G.L. 2 and continuing southerly along the east line of G.L. 3 and the east line of the southwest quarter of the southeast quarter of said Sec. 32 to the south line of said section; thence west along said south line to the west line of Tract A of Marine Hills East, as recorded in Volume 97 of Plats, pages 76 and 77; thence northerly along the westerly line of Tract A to the northwest corner thereof; thence continuing northerly and westerly along the westerly and southerly boundary of Redondo Heights Condominium, as recorded in Volume 26 of Condominiums, pages 6 through 14, to the east right of way margin of 7th Avenue South, said margin being also the westerly line of Marine Hills No. 17, as recorded in Volume 98 of Plats, pages 50, 51 and 52; thence southerly along said westerly line to the northwesterly corner of Lot 24; thence continuing westerly along the north line of Marine Hills West as recorded in Volume 98 of Plats, pages 53, 54 and 55, to the northwest corner thereof; thence southerly along the west boundary of Marine Hills West to its intersection with the east line of G. L. 4, Sec. 5, Twp. 21 N., Rg. 4 E., W.M.; thence southerly along said east line of G.L. 4 to the southeast corner of said G.L. 4; thence westerly along the south line of said G.L. 4 to the west line of said Sec. 5; thence northerly along said west line to the tidelands of Puget Sound; thence northeasterly along said tidelands to the north line of G.L. 2, said Sec. 32; thence easterly along the north line of said G.L. 2 to the point of beginning. All Plats and Condominiums are as recorded in records of King County, Washington. (Ord. 5493 § 1, 1981).

11.08.240 Dog control Zone - Greenwood Point (portion of LAKE PARK precinct). Under the provisions of this chapter, there is created a dog control zone in the following described area:

All the plat of Greenwood Point as recorded in Volume 101 of Plats, pages 99, 100 and 101, records of King County, Washington. (Ord. 5673 § 1, 1981).

11.08.250 Dog Control Zone - Cottage Glen. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the Plat of Cottage Glen Addition Number 2 as recorded in Volume 86 of Plats, Pages 51 and 52, records of King County, Washington. TOGETHER WITH ALL of the Plat of Cottage Glen Addition Number 3 as recorded in Volume 89 of Plats, Pages 55 and 56, records of King County, Washington. (Ord. 6340, 1983).

11.08.260 Dog Control Zone - Eden View. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All that area known as the Plat of Eden View as recorded in Volume 105, page 41, Records of King County, Washington: said plat being that portion of the Southwest quarter of the Northeast quarter of Section 32, Township 25 North, Range 6 East, W.M., King County, Washington, lying Northerly and Northeasterly of the Louis Thompson Road N.E., No. 1087. (Ord. 6430, 1983).

11.08.270 Dog Control Zone - Kingsgate Highlands. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All that portion of the W 1/2 of Section 21, Township 26 North, Range 5

11.04.165 Private Animal Placement Permit - Individual.A. PERMIT REQUIRED. Any person independently engaged in the fostering of dogs and cats who routinely possesses more dogs and cats than are allowed in Title 21A K.C.C. must obtain an Individual Private Animal Placement Permit from animal control. Permits shall be valid for one year from the date of issuance, and may not be transferred.

B. QUALIFICATIONS. In order to qualify for an Individual Private Animal Placement Permit an applicant must:

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

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

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

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

5. Agree to coordinate their adoption process with animal control, including reporting on the disposition of each animal, and only adopting to owners who would qualify to adopt an animal from a King County Animal Control Shelter based on the adoption procedures and guidelines used by the animal control authority.

C. LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED. Those holding an Individual Private Animal Placement Permit shall be allowed to possess five foster animals above the limit that would normally apply to their property under Title 21A King County Code.

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

The presence of juvenile animals shall not necessarily place a permit holder over their limit unless the director determines that juvenile animals are present in such large numbers as to place the permit holder out of compliance with the requirements of the permit.

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

D. INSPECTION, DENIAL AND REVOCATION OF PERMIT. The animal control authority shall have the right to inspect the facilities of an applicant for an Individual Private Animal Placement Permit to determine whether or not such a permit shall be issued. In addition, the animal control authority shall have the right to periodically inspect the facilities of holders of Individual Private Animal Placement Permits to insure compliance with this section. The animal control authority shall also have the right to deny or revoke permits based on a failure to meet the above qualifications; animal control complaints (past, present or future); and/or complaints regarding the maintenance of the Individual Private Animal Placement Permit by neighbors. (Ord. 11792 § 6, 1995: Ord. 10809 § 3, 1993).

Beginning at the Northwest corner of Section 6, Township 21 N. Range 6E., W.M. Said corner being the point of intersection of the centerlines of SE Covington-Sawyer Rd. and Thomas Rd. SE; thence Southerly along the centerline of Thomas Rd. SE to its intersection with the Northerly Boundary of the Bonneville Transmission Line Easement, Vantage-Covington No. 1 Line in Government Lot 1, Section 7, Township 21 N., Range 6E., W.M.; thence Westerly along said Northerly Boundary Line to its intersection with the Easterly Boundary of the Bonneville Transmission Line Easement, Chehalis-Covington Line; thence Northerly along said Easterly Boundary Line to its intersection with the Southerly Boundary of the Bonneville Transmission Line Easement, Tacoma-Grand Coulee No. 1 Line; thence Easterly and Northeasterly along said Southerly Boundary Line to its intersection with the Southerly Boundary of the Bonneville Transmission Line Easement, Covington-Grand Coulee No. 2 Line; thence Easterly along said Southerly Line to its intersection with the centerline of SE Covington-Sawyer Rd.; thence Southeasterly along said centerline to the point of beginning. (Ord. 5059 § 1, 1980).

11.08.200 Dog control zone - Mar Cheri. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of Mar Cheri Div. No. 1 as recorded in Vol. 77 of Plats, pages 86 and 87; ALSO all of Mar Cheri Div. No. 2 as recorded in Vol. 78 of Plats, page 18; ALSO all of Mar Cheri Div. No. 3 as recorded in Vol. 77 of Plats, pages 83 and 84, all recorded in Records of King County, Washington.

The area can be identified as all property along 2nd Avenue SW, including 2nd Place SW lying south of SW 296th Street and, north of SW Dash Point Road; and SW 298th Place west of 2nd Avenue SW to the midway point between 2nd Avenue SW and 2nd Place SW; and the 100 block of SW 299th Place. (Ord. 5186 § 1, 1980).

11.08.210 Dog control zone - Timberlane. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of Covington Park Div. 1 as recorded in Vol. 111 of Plats, pages 6 through 9; ALSO all of Covington Park Div. 2 as recorded in Vol. 112 of Plats, pages 90 through 92; ALSO all of Covington Park Div. 3 as recorded in Vol. 114 of Plats, pages 95 through 97; ALSO all of Timberlane Estates Div. 1 as recorded in Vol. 86 of Plats, pages 90 through 93; ALSO all of Timberlane Estates Div. 2 as recorded in vol. 88 of Plats, pages 41 through 43; ALSO all of Timberlane Estates Div. 4 as recorded in Vol. 89 of Plats, pages 3 and 4; ALSO all of Timberlane Estates Div. 5 as recorded in Vol. 92 of Plats, pages 3 through 6, all recorded in Records of King County, Washington. (Ord. 5186 § 2, 1980).

11.08.220 Dog Control zone - Lea Hill Village. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All the area included within the following recorded plats:

Lea Hill Village Division No. 1 (Vol. 87/39-40-41)

Lea Hill Village Division No. 2 (Vol. 92/24-25)

Lea Hill Village Division No. 3-A (Vol. 93/74)

all recorded in volume of Plats on the pages shown, Records of King County, Washington.

(Ord. 5492 § 1, 1981).

D. INSPECTION, DENIAL AND REVOCATION OF PERMIT. The animal control authority shall have the right to inspect the facilities of an applicant for an Organizational Private Animal Placement Permit to determine whether or not such a permit shall be issued. In addition, the animal control authority shall have the right to periodically inspect the facilities of holders of Organizational Private Animal Placement Permits to insure compliance with this Section, and to determine whether or not the organization as a whole will be allowed to continue fostering dogs and cats. The animal control authority shall also have the right to deny or revoke permits based on a failure to meet the above qualifications; animal control complaints (past, present or future); and/or complaints regarding the maintenance of the Organizational Private Animal Placement Permit by neighbors. (Ord. 11792 § 7, 1995: Ord. 10809 § 4, 1993).

III. ENFORCEMENT, PENALTIES AND PROCEDURES

11.04.170 Enforcement power. A. The director of the animal control authority and his authorized animal control officers are authorized to take such lawful action as may be required to enforce the provisions of this chapter, the provisions of Ordinance 10870, as amended, Title 21A K.C.C., as they pertain to the keeping of animals, and the laws of the state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of control.

B. The director of the animal control authority or his authorized animal control officer shall not enter a building designated for and used for private purposes, unless a proper warrant has first been issued upon a showing that the officer has reasonable cause to believe an animal is being maintained in the building in violation of this chapter.

C. Provided that the director of the animal control authority and his authorized animal control officers, while pursuing or observing any animal in violation of this chapter, may enter upon any public or private property, except any building designated for and used for private purposes, for the purpose of abating the animal violation being pursued or observed.

D. No person shall deny, prevent, obstruct or attempt to deny, prevent or obstruct an officer from pursuing any animal observed to be in violation of this chapter. Further, no person shall fail or neglect, after a proper warrant has been presented, to promptly permit the director or the authorized animal control officer to enter private property to perform any duty imposed by this chapter. Any person violating this subsection is guilty of a misdemeanor. (Ord. 11792 § 8, 1995: Ord. 3980 § 3, 1978: Ord. 2771 § 2, 1976: Ord. 2428 § 11, 1975: Ord. 1396 Art. III § 1, 1972).

11.04.180 Violations - Deemed nuisance - Abatement. All violations of this chapter are detrimental to the public health, safety, and welfare and are public nuisances. All conditions which are determined after review by the director of the animal control authority to be in violation of this chapter shall be abated. (Ord. 1396 Art. III § 2, 1972).

11.04.190 Violations - Misdemeanor - Penalty. Any person who allows an animal to be maintained in violation of this chapter is guilty of a misdemeanor punishable by fine of not more than two hundred fifty dollars and/or imprisonment for a term not to exceed ninety days. (Ord. 1396 Art. III § 3, 1972).

southeasterly and southerly along the centerline of 132nd Ave. N.E. to its intersection with the centerline of N.E. 85th St.; thence westerly along said centerline of N.E. 85th St. to the city limits of Kirkland and the terminus of this described line. (Ord. 4370 § 1, 1979).

11.08.150 Dog control zone - Fairwood West community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

Fairwood Park, Div. 4 (Vol. 83, pages 42, 43 and 44);
Fairwood Park Div. 9 (Vol. 88, pages 30 and 31);
Fairwood Park Div. 10 (Vol. 85, pages 38 and 39);
Fairwood Park Div. 14 (Vol. 88, pages 81 and 82), All recorded in Volumes of Plats, Records of King County, Washington; also that portion of the Cedar River Pipeline lying within the NE1/4 of the NE1/4 of Section 28, Township 23 N., Range 5 E., W.M., LESS the North 1/4 thereof; also that portion of the 20 foot drainage right-of-way lying between Fairwood Park Div. 9 and Fairwood Park Div. 10 and lying North of the Southerly line of said Fairwood Park Div. 10 (Ord. 4371 § 1, 1979).

11.08.160 Dog control zone - Wilderness Rim community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

Wilderness Rim Division No. 1 (Vol. 82, pages 48, 49 and 50); Wilderness Rim Division No. 2 (Vol. 84, pages 95, 96, 97 and 98); Wilderness Rim Division No. 3 (Vol. 90, pages 60, 61 and 62), all recorded in volumes of Plats, Records of King County, Washington. (Ord. 4909 § 1, 1980: Ord. 4385 § 1, 1979).

11.08.170 Dog control zone - Cherokee Bay Community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the Assessor's Plat of Cherokee Bay Park as recorded in Volume 89 of Plats, pages 11 through 17, records of King County, Washington.

The area includes all the streets (and avenues) located within the above-described plat between SE 265th Street and SE 271st Place between 214th Avenue SE and 223rd Avenue SE and between SE 260th Place and SE 265th Way between 220th Place SE and SE 222nd Place SE. (Ord. 4991 § 1, 1980).

11.08.180 Dog control zone - 101 Pines. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the plat of Pine Lake South as recorded in Volume 85 of Plats, pages 55 and 56, records of King County, Washington.

The area can be identified as all the streets and avenues between SE 321st Street and SE 324th Street, between 224th Avenue SE and 227th Place SE. (Ord. 5058 § 1, 1980).

11.08.190 Dog control zone - Crest Air Park. Under the provisions of this chapter, there is created a dog control zone in the following described area:

11.04.167 Private Animal Placement Permit - Organizational. A. PERMIT REQUIRED. Any organization engaged in the fostering of dogs and cats whose members routinely or from time to time have in their possession up to five more dogs and cats than are allowed in Title 21A K.C.C. must obtain Organizational Private Animal Placement Permits from animal control for each of those members. Organizations may purchase up to 5 Permits, or up 20 Permits per year. Provided, however, that the director has the authority to issue more than 20 Permits to an organization, when to do so would further the goals of the animal control section and be in the public interest. Permits shall be valid for one year from the date of issuance, and may be transferred between members of the organization.

B. QUALIFICATIONS. In order to qualify to distribute Organizational Private Animal Placement Permits to its members an organization must:

1. Be of a reputable nature, and engaged in the fostering of animals solely for the benefit of the animals involved, and not as a commercial enterprise.

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

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

a. Maintain and care for dogs and cats in a humane and sanitary fashion in compliance with the provisions of K.C.C. 11.04.090.

b. Reside where the fostering of dogs and cats is compatible with the surrounding neighborhood.

c. Agree to return stray or lost animals to their owners in accordance with the requirements of K.C.C. 11.04.210 before placing such animals in an adoptive home.

d. Spay/neuter and license each dog or cat and transfer the license of each animal to its adoptive owner.

e. Coordinate their adoption process with animal control, including reporting on the disposition of each animal, and only adopting to owners who would qualify to adopt an animal from a King County Animal Control Shelter based on the adoption procedures and guidelines used by the animal control authority.

C. LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED. Those holding an Organizational Private Animal Placement Permit shall be allowed to foster up to five more dogs or cats above the limit that would normally apply to their property under Title 21A King County Code. Holders of hobby kennel licenses shall be allowed to foster five more animals than are allowed by conditions of a hobby kennel permit.

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

The presence of juvenile animals shall not necessarily place a permit holder over the limit of five foster animals beyond the limit that would normally apply to their property under K.C.C. 21A.30.020 unless the director determines that juvenile animals are present in such large numbers as to place the permit holder out of compliance with the requirements of the permit.

of Section 7 to the shoreline of Puget Sound; thence northeasterly along said shoreline to the point of beginning.

The dog control zone, the boundaries of which are specified in subsection (2) of this section, shall expire April 30, 1979, unless reenacted by ordinance. (Ord. 3927 1, 2, 1978: Ord. 3548 8 (part) (2), 1978).

11.08.100 Dog control zone - Riverbend community. Under the provisions of this chapter, there is created a dog control zone in the following described area near North Bend:

All the area within the following recorded plats: Riverbend Homesites Division No. 1 (Volume 70, pages 80, 81 and 82); Riverbend Homesites Division No. 2 (Volume 73, pages 40, 41 and 42); Riverbend Homesites Division No. 3 (Volume 76, pages 31, 32 and 33) and Riverbend Homesites Division No. 4 (Volume 76, page 34) all recorded in Records of Plats, King County, Washington; also that portion of the railroad right-of-way lying within Riverbend Homesites Division No. 3. (Ord. 3810 § 1, 1978).

11.08.110 Dog control zone - Eastgate community. Under the provisions of this chapter, there is created a dog control zone in the following described area near Eastgate:

All of the unincorporated area of King County lying within the following subdivision in Township 24 North, Range 5 East, W.M.; the South half of the South half of Section 10; the South half of the Southwest quarter of Section 11; the North half of the Northwest quarter of Section 14; the Southwest quarter of the Northwest quarter of Section 14; the Northwest quarter of the Southwest quarter of Section 14; the Northeast quarter of Section 15; the Northeast quarter of the Northwest quarter of Section 15. (Ord. 3811 § 1, 1978).

11.08.120 Dog control zone - Maplewood Heights community. Under the provisions of this chapter there is created a dog control zone in the following described area:

Maplewood Heights as recorded in Vol. 78 of Plats, pages 1, 2, 3, and 4; together with Eastwood Park, Division 2 as recorded in Vol. 88 of Plats, pages 63, 64, and 65; all in Records of King County. (Ord. 4149 § 1, 1979).

11.08.130 Dog control zone - Boulevard Lane community. Under the provisions of this chapter, there is created a dog control zone in the following described area, which includes numerous divisions of Boulevard Lane:

Boulevard Lane Div. 1 (Vol. 80, pages 89 & 90); Boulevard Lane Div. 2 (Vol. 82, pages 20 & 21); Boulevard Lane Div. 3 (Vol. 84, pages 31, 32 & 33); Boulevard Lane Div. 4 & 5 (Vol. 89, pages 29 & 30); Boulevard Lane Div. 6 (Vol. 96, pages 55 & 56); Boulevard Lane Div. 7 (Vol. 102, pages 10 & 11); all recorded in Volumes of Plats, Records of King County, Washington. (Ord. 4150 § 1, 1979).

11.08.140 Dog control zone - North Rose Hill. Under the provisions of this chapter, there is created a dog control zone in the following described area popularly known as North Rose Hill:

That portion of Section 28 and 33, Township 26 N., Range 5 E., W.M. and Section 4, Township 25 N., Range 5 E., W.M. all lying east of the city of Kirkland and lying westerly and northerly of the following described line: Beginning at the intersection of the centerline of N.E. 124th Street and the centerline of the S.E. 1/4 of said Section 28; thence easterly along said centerline of N.E. 124th Street to its intersection with the centerline of 132nd Place N.E. also known as Slater Ave. N.E.; thence southwesterly along said centerline of Slater Ave. N.E. to its intersection with the centerline of N.E. 120th; thence easterly along said centerline of N.E. 120th St. and continuing

11.04.200 Violations - Civil penalty. In addition to or as an alternative to any other penalty provided in this chapter or by law, any person whose animal is maintained in violation of this chapter shall incur a civil penalty in an amount not to exceed one thousand dollars per violation to be directly assessed by the director plus billable costs of the animal control authority. The director, in a reasonable manner, may vary the amount of the penalty assessed to consider the appropriateness of the penalty to the nature and type of violation; the gravity of the violation; the number of past and present violations committed and the good faith of the violator in attempting to achieve compliance with prescribed requirements or after notification of a violation. All civil penalties assessed will be enforced and collected in accordance with the procedure specified in this chapter. (Ord. 10168 § 6, 1991: Ord. 7923 § 2, 1987: Ord. 6370 § 6, 1983: Ord. 4610 § 5, 1979: Ord. 3548 § 6, 1978: Ord. 1396 Art. III § 4, 1972).

11.04.210 Impounding. A. The director of the animal control authority and his authorized representatives may apprehend any animals found doing any of the acts defined as a public nuisance and/or being subjected to cruel treatment as defined by law. After such animals are apprehended, the animal control authority shall ascertain whether they are licensed, or otherwise identifiable. If reasonably possible, the animal control authority shall return the animal to the owner together with a notice of violation of this chapter. If it is not reasonably possible to immediately return a currently licensed animal to its owner, the animal control authority shall notify the owner within a reasonable time by regular mail or telephone that the animal has been impounded and may be redeemed. Any currently licensed animal impounded pursuant to this chapter shall be held for the owner at least one hundred twenty hours, after telephone contact by the impounding agency or for at least two weeks after posting of the notification of impoundment by regular mail; any other animal impounded pursuant to this chapter shall be held for its owner at least seventy-two hours from the time of impoundment. The county shall not sell any animals to research institutes or licensed dealers for research purposes. Any animal suffering from serious injury or disease may be humanely destroyed, or, in the discretion of the impounding authority, may be held for a longer period and redeemed by any person on payment of charges not exceeding those prescribed herein.

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

1. Made available for adoption at a fee of $7.50 per animal as provided in K.C.C. 11.04.035.

a. Any person may adopt an animal impounded pursuant to the provisions contained in this chapter when all billable costs, redemption fees, penalties, and boarding costs incurred in such impoundment are made payable to the county finance director, which may be accepted by the animal control authority acting as agent for the county. As provided in K.C.C. 11.04.035, all dogs and cats over the age of six months adopted from the King County animal shelter shall be spayed or neutered prior to adoption. A spay/neuter deposit shall be charged for dogs and cats under the age of six months which are too young to be spayed/neutered prior to adoption. This deposit will be returned to the adopting person upon submission of proof that the sterilization was performed within six months from the date of adoption. Failure to spay/neuter such dog or cat is a violation of this chapter and a breach of the adoption contract and will result in the forfeiture of the adoption and return of the dog or cat to King County animal control for the required spaying/neutering.

4. The prevention of unintentional loss of dogs at large or without restraint due to their becoming lost or being struck by vehicular traffic; and

5. The protection of pedestrians and bicyclists from dogs at large or without restraint.

B. Dog control zone - Established. In addition to the dog control zones already in effect under the provisions of this chapter, there is created a dog control zone in the following zoning districts of unincorporated King County designated urban as defined in K.C.C. 21: SE, SC, SR/RS15000, SR/RS9600, RS7200, SR5000, RMHP, RD3600, RM2400, RT, RM1800, RM900, RM900P, BN, BR-N, B-C, C-G, M-L, M-P, and M-H; or as defined in K.C.C. 21A: R-1 through R-48, O, NB, RB, CB, and I. (Ord. 11150 § 1-2, 1993).

11.08.080 Dog control zone - Fairwood community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

The description for the Fairwood Community includes the area bounded on the north by 140th Place SE and the north margin of the transmission line; on the east by the extension of 164th Avenue SE which is also the east boundary of the proposed plats of Fairwood Park Division 15 and 16; on the south by the extension of the centerline of SE 176th Street and the centerline of the Cedar River pipeline and bounded on the west by 140th Avenue SE. The legal description is as follows:

LEGAL DESCRIPTION: All of Section 26, Township 23 North, Range 5 East, W.M. lying southerly of the north margin of the Bonneville transmission line and all of the E 1/2 of Section 27, said Township and Range lying northerly of the centerline of the Cedar River pipeline right-of-way and southerly of the centerline of 140th Place SE and the north margin of the Bonneville transmission line. (Ord. 3548 § 8(part) (1), 1978).

11.08.090 Dog control zone - Federal Way community. Under the provisions of this chapter there is created a dog control zone in the following described areas:

A. All of King County, Washington, lying southeasterly of Puget Sound and lying westerly of the following described line: Beginning at the westernmost corner of Lakota Division No. 2 (Volume 22/12) in Section 1, Township 21 North, Range 3 East, W.M.; thence southeasterly along the southwesterly line of said plat to the south line of said Section 1; thence easterly along south line to the centerline of Dumas Avenue; thence southerly along said centerline to the centerline of State Route 509; thence southeasterly and easterly along said centerline of State Route 509 to the centerline of 21st Avenue SW; thence southerly along said centerline to the centerline of SW 356th Street; thence west along said centerline to the King County/Pierce County line and the terminus of this described line.

B. Beginning at the shoreline of Puget Sound and the northwesterly extension of the centerline of Redondo Way S.; thence southeasterly along said extension and the centerline of Redondo Way S. to the centerline of State Route 509, also known as Dash Point Road; thence southwesterly and westerly along said centerline to the centerline of 1st Avenue S.; thence southerly along said centerline of 1st Avenue S. to the centerline of SW 308th St.; thence westerly along said centerline of SW 308th St. to the centerline of State Route 509; thence southwesterly along said centerline to the west line of Section 7, Township 21 North, Range 4 East, W.M. said line being also the extended centerline of 16th Avenue SW; thence northerly along said west line

b. The director shall have the authority to set administrative rules regarding the adoption of animals from King County shelters.

2. Humanely destroyed by euthanasia.

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

D. Any unaltered dog or cat impounded more than once shall be spayed or neutered by either the animal control authority prior to the release of the dog or cat, or, at the request of the owner, by the owner of the dog or cat, provided the owner agrees to pay a cash deposit of $250 and provide proof of neutering or spaying on a form provided by the county. In order for the deposit to be refunded to the owner the form must be certified by a licensed veterinarian within five days of release of the dog or cat to the owner. If proof of neutering or spaying is not provided within five days, the animal control authority will have the right to again impound the dog or cat to ensure that it is spayed or neutered. If the dog or cat is spayed or neutered by the animal control authority, the cost of the spay or neuter shall be charged to the owner upon redemption but shall be deducted from the impound/redemption fees otherwise required under this chapter. (Ord. 11920 § 1, 1995: Ord. 10423 § 23, 1992: Ord. 10168 § 7, 1991: Ord. 7986 § 2, 1987: Ord. 7871, 1986: Ord. 6370 § 7, 1983: Ord. 6243 § 1, 1982: Ord. 6049, 1982: Ord. 5805 § 3, 1981: Ord. 2428 § 12, 1975: Ord. 1396 Art. III § 5, 1972).

11.04.220 Additional enforcement. Notwithstanding the existence or use of any other remedy, the director of the animal control authority may seek legal or equitable relief to enjoin acts or practices and abate any conditions which constitute a violation of this chapter or other regulations herein adopted. (Ord. 1396 Art. III § 6, 1972).

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

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

B. A dog running at large within the county.

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

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

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

to create a dog control zone may be introduced by a member or members of the council.

F. In addition to other statutory requirements, the council may cause to occur such public meetings or notification through the local media as deemed necessary to insure that affected citizens are aware of the proposed ordinance to create a dog control zone.

G. If the King County council finds the formation of the petitioned area to be beneficial to be public health, safety and general welfare, it shall establish such a dog control zone by ordinance. The council shall consider, but is not limited to, the location, terrain and surrounding land use of the petitioned area. (Ord. 3732 § 1, 1978).

11.08.050 Violations - Misdemeanor penalty. Any owner of an animal in violation of this chapter is guilty of a misdemeanor punishable by fine of not more than two hundred fifty dollars and/or imprisonment for a term not to exceed ninety days; provided, that for the first thirty days following the enactment of each individual dog control zone, no penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is able to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded. (Ord. 3810 § 2, 1978: Ord. 3548 § 4, 1978).

11.08.060 Violations - Civil penalty. In addition to, or as an alternate to, any other penalty provided in Title 11 of the King County Code as amended, or by general law, any person whose animal is maintained in violation of this chapter shall incur a civil penalty plus billable costs of the animal control authority. The penalty for violation shall be as provided in Section 11.04.035; provided, that for the first thirty days following the enactment of each individual dog control zone, no penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is able to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded; provided further, that on the thirty-first day following the enactment of each individual dog control zone and thereafter, one-half the normal penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is unable to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded. (Ord. 10168 § 9, 1991: Ord. 3810 § 3, 1978: Ord. 3548 § 5, 1978).

11.08.070 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this chapter. (Ord. 3548 § 9, 1978).

11.08.075 Dog control zone - urban areas of King County. A. Findings. The King County council finds that the establishment of a dog control zone in King County is necessary for the following reasons:

1. The protection of dogs and other domestic animals from dogs at large or without restraint;

2. The preservation of private property rights from unlawful trespass by dogs at large or without restraint;

3. The preservation, protection and maintenance of public property and public amenities such as parks, schools and playgrounds from the waste products generated by dogs at large or without restraint;

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

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

H. Any animal which has exhibited vicious propensities and which constitutes a danger to the safety of persons or property off his premises or lawfully on his premises; provided that, in addition to other remedies and penalties, the provisions of this chapter relating to vicious animals shall apply;

I. A vicious animal or animal with vicious propensities which runs at large at any time, or such animal is off the owner's premises not securely leashed on a line or confined and in the control of a person of suitable age and discretion to control or restrain such animal; provided that, in addition to other remedies and penalties, the provisions of this chapter relating to vicious animals shall apply;

be interpreted to mean a "no-training" area.

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

D. "Restraint." An animal is considered to be under restraint if it is maintained and remains within the property limits of its owner or keeper. (Ord. 3732 § 3, 1978: Ord. 3548 § 2, 1978).

11.08.030 Dogs at large prohibited in dog control zones. It is unlawful for owners, residing within a designated dog control zone, to allow their dogs to be at large or without restraint, except that this section shall not apply where the dogs are engaged in obedience training, lawful hunting activity, lawful competition sanctioned by a nationally recognized body or a local chapter thereof, or lawful training in preparation for such hunting or competition, are working dogs engaged in the herding of livestock, or are working dogs engaged in sanctioned search and rescue activities. (Ord. 11150 § 3, 1993: Ord. 3548 § 3, 1978).

11.08.035 Methods to establish dog control zones. There are two methods to establish dog control zones:

A. By initiation of the county council pursuant to RCW 16.10; and

B. By petition pursuant to K.C.C. 11.08.040. (Ord. 10574 § 1, 1992).

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

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

2. The animal control section of the general services division; and

3. The records and elections division.

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

1. The signatures (written and printed legibly) of at least ten percent of the registered voters within the proposed zone; and

2. The popular addresses of the petitioners.

C. Upon receipt of the copy of the filed petition, the animal control section shall conduct a comprehensive review of the enforceability of the proposed boundaries and if necessary recommend alternative boundaries to the county administrative officer and the affected councilmember.

D. The records and elections division shall:

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

2. Determine the number of signatures of registered voters contained in the petition; and

3. Forward the conclusions regarding the number of signatures of registered voters and total number of registered voters residing within the proposed zone to the office of the affected councilmember and the county administrative officer.

E. The executive may recommend a proposed dog control zone to the council based on the recommendation of the county administrative officer. An ordinance

*[Editor's Note: § 8 of Ord. 3548, originally appearing in § 11.08.040, has been relocated in §§ 11.08.090 and 11.08.100.]

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

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

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

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

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

O. Animals running in packs. (Ord. 7923 § 3, 1987: Ord. 6370 § 8, 1983: Ord. 1396 Art. III § 7, 1972).

11.04.235 Transfer of unaltered dogs and cats prohibited. It is a violation of this chapter to sell or give away unaltered dogs and cats in any public places or to auction off or raffle unaltered dogs and cats as prizes or gifts. (Ord. 10423 § 8, 1992).

11.04.240 Unlawful acts against police department dogs - Penalty for violation. A. No person shall willfully torment, torture, beat, kick, strike or harass any dog used by a police department for police work, or otherwise interfere with the use of any such dog for police work by said department or its officers or members.

B. Any person who violates subsection A. of this section shall be deemed guilty of a misdemeanor, punishable by not more than ninety days in jail or not more than two hundred fifty dollar fine, or both. (Ord. 4552 §§ 2, 3, 1979).

11.04.250 Cruelty to animals - Unlawful acts designated. It is unlawful for any person to:

A. Willfully and cruelly injure or kill any animal by any means causing it fright or pain;

B. By reason of neglect or intent to cause or allow any animal to endure pain, suffering or injury or to fail or neglect to aid or attempt alleviation of pain, suffering or injury he has so caused to any animal;

C. Lay out or expose any kind of poison, or to leave exposed any poison food or drink for man, animal or fowl, or any substance or fluid whatever whereon or wherein there is or shall be deposited or mingled, any kind of poison or deadly substance or fluid whatever, on any premises, or in any unenclosed place, or to aid or abet any person in so doing, unless in accordance with the provisions of RCW 16.52.190;

D. Abandon any domestic animal by dropping off or leaving such animal on the street, road or highway, or in any other public place, or on the private property of another. (Ord. 1396 Art. III § 8, 1972).

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

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

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

Chapter 11.08
DOG LEASH LAW

Sections:

11.08.010 Purpose.
11.08.020 Definitions.
11.08.030 Dogs at large prohibited in dog control zones.
11.08.035 Methods to establish dog control zones.
11.08.040 Petitions to create dog control zones.
11.08.050 Violations - Misdemeanor penalty.
11.08.060 Violations - Civil penalty.
11.08.070 Severability.
11.08.075 Dog control zone - urban areas of King County.
11.08.080 Dog control zone - Fairwood community.
11.08.090 Dog control zone - Federal Way community.
11.08.100 Dog control zone - Riverbend community.
11.08.110 Dog control zone - Eastgate community.
11.08.120 Dog control zone - Maplewood Heights community.
11.08.130 Dog control zone - Boulevard Lane community.
11.08.140 Dog control zone - North Rose Hill.
11.08.150 Dog control zone - Fairwood West community.
11.08.160 Dog control zone - Wilderness Rim Community.
11.08.170 Dog control zone - Cherokee Bay Community.
11.08.180 Dog control zone - 101 Pines.
11.08.190 Dog control zone - Crest Air Park.
11.08.200 Dog control zone - Mar Cheri.
11.08.210 Dog control zone - Timberlane.
11.08.220 Dog control Zone - Lea Hill Village.
11.08.230 Dog control zone - Redondo.
11.08.240 Dog control zone - Greenwood Point.
11.08.250 Dog control zone - Cottage Glen.
11.08.260 Dog control zone - Eden View.
11.08.270 Dog control zone - Kingsgate Highlands.
11.08.280 Dog control zone - Forest Estates.
11.08.290 Dog control zone - Sammamish Beach Club.
11.08.300 Dog control zone - Cedar Downs and an adjoining area.

11.08.010 Purpose. Under the authority of RCW 16.10, it is the intention of King County to enforce a dog leash law in selected areas of King County. It is the intention of King County to administer a dog leash law in conjunction with the rules and regulations of the animal control authority contained in Title II, King County Code, as amended. (Ord. 3548 § 1, 1978).

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

A. "At large" means to be off the premises of the owner and not under the control of the owner by leash; provided, that an animal within an automobile or other vehicle of its owner shall be deemed to be upon the owner's premises.

B. "Lawful training" means to be engaged in training on the premises of the owner or on the land of another person by permission, or on public land that is set aside for training or is open for hunting or trapping; provided, that the dog is accompanied afield by the owner or trainer. A "no-shooting" area shall not

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

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

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

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

b. If the director of the animal control authority has determined to assess a civil penalty, the order shall require that the penalty shall be paid within fourteen days from the date of the order.

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

6. Statements advising:

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

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

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

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

1. Personally; or,

2. By mailing a copy of such notice of violation and order by certified mail, postage prepaid, return receipt requested, to the person at his last known address; or,

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

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

F. The standards of this chapter shall be followed by the director of the animal control authority in determining the existence of an animal control violation and in determining the abatement action required. (Ord. 6370 § 9, 1983: Ord. 1396 Art. III § 9, 1972).

11.04.270 Appeals. A. APPEALS. The King County board of appeals as established by Article 7 of the King County Charter is designated to hear appeals by parties aggrieved by actions of the director of the animal control authority pursuant to this chapter. The board may adopt reasonable rules or regulations for conducting its business. Copies of all rules and regulations adopted by the board shall be delivered to the director of the animal control authority who shall make them freely accessible to the public. All decisions and findings of the board shall be rendered to the appellant in writing with a copy to the director of the animal control authority.

4. Evaluate the adequacy of the types and level of funding for King County's animal control program, including fees, licenses, contracts, and general tax support from the county and contracting municipalities, and make recommendations;

5. The committee shall submit its completed report to the King County executive. The executive shall review the report and then submit it, with his recommendations and plans for implementing any of the committee's recommendations, to the King County council.

B. Following the initial report, the committee shall meet monthly to:

1. receive periodic reports from the animal control section;

2. advise the county executive and county council on all aspects of animal control and the welfare and safety of all animals;

3. assist the county executive and county council in the development of programs and policies concerning animal control; and

4. review and comment on proposed animal control rules, policies, or ordinances prior to their adoption. (Ord. 9464 § 3, 1990).

11.06.040 Appointments. A. Members shall be appointed by the county executive subject to confirmation by county council motion. Members shall initially be appointed to serve a three-year term.

B. If the council approves the continuation of the committee per section 11.06.080, members may be reappointed to staggered terms, consistent with the provisions of K.C.C. Chapter 2.28. Reappointment shall be subject to confirmation by county council motion. Subsequently, members shall serve a term of three years, or until their successor is appointed and confirmed as provided in this chapter. No member shall serve more than six years.

C. Members missing twenty-five percent (25%) of the meetings in a calendar year will be considered effectively to have resigned membership, creating a vacancy. A vacancy shall be filled for the remainder of the term of the vacant position in the manner described for the initial appointments. (Ord. 9464 § 4, 1990).

11.06.050 Operation. A. A majority of the committee shall elect one of its members as chair. The term of the chair shall be for one year.

B. The committee shall adopt operating rules, including quorum requirements. (Ord. 9464 § 5, 1990).

11.06.060 Administrative support. Ongoing administrative support to the committee shall be provided by the general services division manager. (Ord. 9464 § 6, 1990).

11.06.070 Compensation. Members of the committee shall serve without compensation. (Ord. 9464 § 7, 1990).

B. FORM OF APPEAL. Any person entitled to service under Section 11.04.260 B may appeal from any notice and order or any action of the director of the animal control authority under this chapter by filing at the office of the director of the animal control authority within fourteen days from the date of the service of such order, a written appeal containing:

1. A heading in the words: "Before the Board of Appeals of the County of King";
2. A caption reading: "Appeal of ..... giving the names of all appellants participating in the appeal;
3. A brief statement setting forth the legal interest of each of the appellants in the animal involved in the notice and order;
4. A brief statement in concise language of the specific order or action protested, together with any material facts claimed to support the contentions of the appellant;
5. A brief statement in concise language of the relief sought, and the reasons why it is claimed the protested order or action should be reversed, modified, or otherwise set aside;
6. The signatures of all parties' names as appellants, and their official mailing addresses;
7. The verification (by declaration under penalty of perjury) of at least one appellant as to the truth of the matters stated in the appeal.

C. SCHEDULING AND NOTICING APPEAL. The board of appeals shall set a time and place, not more than thirty days from such notice of appeal for hearing thereon. Written notice of the time and place of hearing shall be given at least ten days prior to the date of the hearing to each appellant by the manager-clerk of the board.

D. At the hearing, the appellant shall be entitled to appear in person and be represented by counsel and offer such evidence pertinent and material to the action of the director. Only those matters or issues specifically raised by the appellant in the written notice of appeal shall be considered.

E. Failure of any person to file an appeal in accordance with this section shall constitute a waiver of his right to an administrative hearing.

F. Enforcement of any notice and order of the director of the animal control authority issued under this chapter shall be stayed during the pending of an appeal, except impoundment of an animal which is vicious or dangerous or cruelly treated. (Ord. 1396 Art. III § 10, 1972).

11.04.280 Redemption procedures. Any animal impounded pursuant to the provisions of Section 11.04.210 may be redeemed upon payment of the redemption fee as provided in Section 11.04.035. Owners of impounded licensed dogs or cats shall not be charged a redemption fee on the first offense but shall be charged on the second offense at the second offense rate. An additional kenneling fee for each twenty-four-hour period, or portion thereof, during which such dog or cat is retained by the impounding agency shall be made payable to the county. The redemption fee for livestock shall be as provided in Section 11.04.035 plus any hauling and boarding costs due. Livestock not redeemed may be sold at public auction by the impounding agency. The hauling and boarding costs for livestock impounded shall be in accordance with the rate established by contract between the county and the given stock yard used for holding such animal. (Ord. 10168 § 8, 1991: Ord. 7861 § 2, 1986: Ord. 6702 § 2, 1984: Ord. 6370 § 10, 1983: Ord. 6243 § 2, 1982: Ord. 4610 § 6, 1979: Ord. 3980 § 2, 1978: Ord. 2428 § 13, 1975: Ord. 1396 Art. III § 11, 1972).

11.04.290 Corrective action - Vicious animals.

A. Vicious animals.

Chapter 11.06
ANIMAL CONTROL CITIZEN'S ADVISORY COMMITTEE

Sections:

11.06.010 Intent.
11.06.020 Membership.
11.06.030 Responsibilities.
11.06.040 Appointments
11.06.050 Operation.
11.06.060 Administrative Support.
11.06.070 Compensation.

11.06.010 Intent. It is the intent of the King County council to create an Animal Control Citizen's Advisory Committee to provide a mechanism for King County citizens and consumers of animal control services to provide information and advice about animal control needs, goals and services to the King County executive, council, and animal control section. (Ord. 9464 § 1, 1990).

11.06.020 Membership. The King County Animal Control Citizen's Advisory Committee shall be composed of eleven members who are residents of King County, and who represent a diversity of interests. Composition will include one representative from the Humane Society, Inc., Society for the Prevention of Cruelty to Animals of Seattle-King County; one representative from the Progressive Animal Welfare Society, Lynnwood, Washington; one representative of the Seattle-King County Veterinary Medical Association; two representatives from non-profit or professional organizations representing animal-related business interests; three citizens, nominated by the Suburban Cities Association, to represent municipalities which contract with King County for animal control services; and three citizens representing unincorporated King County. To the extent possible, the six citizen representatives should be selected to provide geographically balanced representation and a mix of pet owners and non-pet owners. The director of the King County department of executive administration or his/her designee shall serve as an ex officio member of the committee. (Ord. 9464 § 2, 1990).

11.06.030 Responsibilities. A. The King County Animal Control Citizen's Advisory Committee shall, in the first six months of operation, carry out the following tasks:

1. Identify the goals, program components and characteristics, and anticipated outcomes of a model animal control program;

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

3. Evaluate and make recommendations on the organizational structure, facilities, program goals and objectives, and program policies necessary to address service issues and attain a model animal control program. Recommendations should be divided into low cost changes which could be implemented quickly, and changes which would require significant additional funding. The recommendations should also identify actions required for implementation and propose financing mechanisms to carry out an enhanced animal control program;

1. An animal, declared by the director to be vicious pursuant to the definition in this chapter, may be kept, harbored or maintained in King County only upon compliance with those requirements prescribed by the director.

In prescribing these requirements, the director must take into consideration the following factors:

a. The breed of the animal and its characteristics;

b. The physical size of the animal;

c. The number of animals in the owner's home;

d. The zoning involved; size of the lot where the animal resides; the number and proximity of neighbors;

e. The existing control factors, including but not limited to fencing, caging, runs, staking locations;

f. The nature of the behavior giving rise to the director's determination that the animal is vicious:

(1) extent of injury(ies);

(2) circumstance, e.g., time of day, on/off property, provocation instinct;

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

2. Requirements which may be prescribed include, but are not limited to the following:

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

b. Construction of a run within which the animal is to be kept. Dimensions of the run will be consistent with the size of the animal;

c. Keeping the animal on a leash adequate to control the animal, the length and location to be determined by the director. When unattended the leash must be securely fastened to a secure object;

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

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

3. Failure to comply with any requirement prescribed by the director pursuant to Section 11.04.290 of this chapter constitutes a misdemeanor. Such animal shall not be kept in unincorporated King County forty-eight hours after receiving written notice from the director. Such animal or animals found in violation of this section will be impounded and disposed of as an unredeemed animal, and the owner or keeper of such animal(s) has no right to redeem such animal or animals.

B. Removal.

1. Any animal constituting a public nuisance as provided herein shall be abated and removed from the county by the owner or by the director of the animal control authority, upon the receipt of three notices and orders of violation by the owner in any one-year period; provided, however, that this removal procedure shall not apply to the vicious animal removal procedure set out in Section 11.04.290 A.3 of this chapter. Where it is established by record pursuant to this chapter and no finding was entered showing that the owner will be able to provide reasonable restraints to protect the public from repetitions of violations, the director of the animal control authority shall notify and direct the owner of the animal to abate or remove the same from the county within ninety-six hours from the date of notice. If such animal is found to be within the confines of King County after ninety-six hours have elapsed from the date of notice, the same shall be abated and removed by the director of the animal control authority. Animals removed pursuant to the provisions of this section shall be removed from King County or be subjected to euthanasia by the animal control authority.

2. Any dog or other animal which bites, attacks, or attempts to bite one or more persons two or more times within a two-year period is declared to be a public nuisance and shall not be kept within unincorporated King County forty-eight hours after receiving written notice from the director. Such animal or animals found in violation of this section will be impounded and disposed of as an unredeemed animal, and the owner or keeper of such animal(s) has no right to redeem such dog or animal. (Ord. 7923 § 4, 1987: Ord. 2428 § 14, 1975: Ord. 1396 Art. III § 12, 1972).

11.04.300 Civil penalty and abatement costs - Liability of owner. The civil penalty and the cost of abatement are also personal obligations of the animal owner. The prosecuting attorney on behalf of King County may collect the civil penalty and the abatement work costs by use of all appropriate legal remedies. (Ord. 1396 Art. III § 13, 1972).

11.04.310 Costs of enforcement action. In addition to costs and disbursements provided for by statute, the prevailing party in a collection action under this chapter may, in the court's discretion, be allowed interest and a reasonable attorney's fee. The prosecuting attorney shall seek such costs, interest, and reasonable attorney's fees on behalf of King County when the county is the prevailing party. (Ord. 1396 Art. III § 14, 1971).

11.04.320 Miscellaneous service charges. The King County animal control section is hereby authorized to collect the following charges for animal control related services:

Lost or stolen license tag replacement $2.00

(Ord. 6370 § 11, 1983).

11.04.330 Additional rules and regulations. The animal control section is authorized to make and enforce rules and regulations, not inconsistent with the provisions of this chapter, and it is unlawful to violate or fail to comply with any of such rules and regulations. All of such rules and regulations shall be reduced to writing and adopted pursuant to King County Code, Chapter 2.98. (Ord. 6370 § 12, 1983).

11.04.335 Waiver of fees and penalties. A. The director has the authority to waive licensing fees, late licensing penalty fees, adoption fees, and redemption and sheltering fees, in whole or in part, when to do so would further the goals of the animal control section and be in the public interest.

B. In determining whether a waiver should apply, the director must take into consideration the following elements:

1. The reason the animal was impounded;

2. The reason or basis for the violation, the nature of the violation, the duration of the violation, and the likelihood the violation will not recur;

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

4. The effect on the owner, the animal's welfare and the animal control section if the fee(s) or penalties are not waived and no payment is received. (Ord. 10809 § 7, 1993: Ord. 7986 § 3, 1987).

11.04.340 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portion of this chapter. (Ord. 6370 § 13, 1983).

shall develop a public information and education campaign about responsible pet ownership, pet adoption, and the benefits of spay and neuter operations. The campaign should be coordinated with other animal interest groups. The materials shall be made available to the general public and provided to each person obtaining a license or redeeming a pet. Materials shall be made available to and disseminated through veterinarians, pet shops, catteries, kennels, and the media. The use of pro bono assistance from entities having expertise in public advertising or information campaigns is encouraged. The education program shall be reviewed by the animal control authority, and a report shall be made to the council withi twelve months after the adoption of Ordinance 10423 (June 15, 1992). Funding for subsequent years shall be reviewed annually based upon an evaluation of the efficacy of the education program. (Ord. 10423 § 25, 1992).

11.04.570 Breeder certification program. The animal control authority in conjunction with the King County animal control citizen's advisory committee shall develop a breeder certification program, including a definition of the term "breeder", to promote the "best management practices" for the breeding and caring of animals. The proposed breeder certification program shall be submitted to the county council for approval. (Ord. 10423 § 26, 1992).

11.04.580 Canvassing program. The animal control authority shall develop and implement a twelve month program to canvass for compliance with the licensing requirements of this chapter. The program shall be directed at households within unincorporated areas of King County and cities under contract with King County for animal control services. Animal control authority employees and persons or organizations under contract to the animal control authority performing the canvassing shall have the authority to issue pet licenses and collect license fees. The canvassing program shall be reviewed by the animal control authority, and a report shall be made to the council within twelve months after the adoption of Ordinance 10423 (June 15, 1992). Funding for subsequent years shall be reviewed annually based upon an evaluation of the efficacy of the canvassing program. (Ord. 10423 § 27, 1992).

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

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

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

C. If the general services division cannot adhere to the expenditure targets listed in A-B, it shall be noted in the annual budget proposed by the King County executive. (Ord. 10423 § 10, 1992).

11.04.345 Private Animal Placement Permit - Citizen Complaint Process. A. Upon receiving a citizen complaint involving the maintenance of either an Individual or Organizational Private Animal Placement Permit, the director shall cause the following to be performed:

1. Issue a Notice of Complaint to the holder of the permit, and the organization which issued the permit, if applicable, advising such person of the allegation(s) made in the complaint.
2. Require the permit holder, and organization if applicable, to respond, in writing, to the allegation(s) in the Notice of Complaint within ten days of receipt of the Notice of Complaint.
3. Investigate the allegation(s) in the written complaint and the response submitted by the permit holder, and organization, if applicable.
4. Make a finding as to the validity of the allegation(s) in the complaint. If it is found to be a valid complaint the director shall revoke the permit pursuant to the qualifications described in K.C.C. 11.04.030 and K.C.C. 11.04.165.

B. Failure to respond, in writing, to a Notice of Complaint within ten days shall constitute a waiver of the permit holder's, and organization's, if applicable, right to contest the allegation(s) in the complaint and shall be prima facie evidence that the allegation(s) are valid, and the permit shall be revoked. (Ord. 10809 § 5, 1993).

IV. MANDATORY SPAY/NEUTER PROGRAM

11.04.400 Mandatory spaying and neutering. A. No person shall own or harbor any cat or dog over the age of six months that has not been spayed or neutered unless the person holds an unaltered animal license for the animal pursuant to K.C.C. 11.04.030.

B. Guide dog puppies in training and police service dogs are exempted from the provisions of this section.

c.Any dog or cat over the age of six months adopted from an animal shelter in King County shall be spayed or neutered before transfer to the owner. (Ord. 10423 § 2, 1992).

11.04.410 Spay/neuter vouchers. When issuing a license for an unaltered pet the animal control authority shall also provide to the applicant a voucher with a value not to exceed twenty-five dollars for the payment of all or part of the cost of a spay or neuter operation by a licensed veterinarian on such pet. The animal control authority shall compile, maintain and make available to the public a list of veterinarians who accept such vouchers as full or partial payment for spay or neuter operations. Spay/neuter vouchers shall be redeemed through the King County office of finance by veterinarians who have performed a spay or neuter operation on a pet licensed in King County as an unaltered pet. (Ord. 10423 § 24, 1992).

V. OTHER PROVISIONS

11.04.500 Euthanasia rate targets. A. It shall be the policy of King County that the following maximum euthanasia rate targets are used to measure the progress towards reducing the rates of unwanted, healthy pet cats and dogs destroyed by the animal control authority and/or its designees. The euthanasia rates shall not include animals that are destroyed because they are feral, medically or temperamentally unsuitable for adoption or have been released by their owners for owner-requested euthanasia. The computation of the euthanasia rates shall be based on a population which is defined as all of King County, except the City of Seattle.

their owners for owner-requested euthanasia. The computation of the euthanasia rates shall be based on a population which is defined as all of King County, except the City of Seattle.

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

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

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

B. The animal control authority shall report annually to the council about the number of unwanted, healthy pets destroyed and what additional measures or programs might be recommended for council approval to reduce the euthanasia rates. (Ord. 10423 § 6, 1992).

11.04.510 Unaltered dogs and cats - Advertising requirements. No person in unincorporated King County shall publish or advertise to King County residents the availability of any unaltered cat or dog unless the publication or advertisement includes: the unaltered animal's license number or the animal's juvenile license number, provided, however that nothing in this chapter shall prohibit licensed breeders from advertising in national publications for sale of a planned litter or litters. (Ord. 10423 § 9, 1992).

11.04.520 Rabies vaccination required. All dogs and cats six months of age or older shall be vaccinated against rabies. All vaccinations shall be performed in accordance with the standards contained in the Compendium of Animal Rabies Control as amended, published by the National Association of State Public Health Veterinarians, Inc. (Ord. 10423 § 19, 1992).

11.04.530 Exemptions from chapter. The provisions of this chapter shall not apply to dogs and cats in the custody of an animal facility registered or licenses by the United States Department of Agriculture and regulated by 7 United States Code 2131, et seq. (Ord. 10423 § 20, 1992).

11.04.540 Unauthorized release of animals from confinement. No person other than the owner or person authorized by the owner of the animal shall release any animal from any confinement, vehicle or restraint unless such release is necessary for the immediate health and safety of the animal; provided this section shall not apply to peace officers and animal control or humane officers. (Ord. 10423 § 21, 1992).

11.04.550 Monitoring and reporting. The animal control authority shall report to the council no later than twelve months from the adoption of Ordinance 10423 (June 15, 1992) and annually thereafter, on the number of pets adopted, the number of animals euthanized, an estimate of the number of pets killed annually due to abandonment, the number and type of pet licenses issued, and the number of spay/neuter vouchers issued and redeemed. (Ord. 10423 § 22, 1992).

11.04.560 Public information education. A. The animal control authority in conjunction with the King County animal control citizen's advisory committee

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

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

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2. Require the permit holder, and organization if applicable, to respond, in writing, to the allegation(s) in the Notice of Complaint within ten days of receipt of the Notice of Complaint.

3. Investigate the allegation(s) in the written complaint and the response submitted by the permit holder, and organization, if applicable.

4. Make a finding as to the validity of the allegation(s) in the complaint. If it is found to be a valid complaint the director shall revoke the permit pursuant to the qualifications described in K.C.C. 11.04.030 and K.C.C. 11.04.165.

B. Failure to respond, in writing, to a Notice of Complaint within ten days shall constitute a waiver of the permit holder's, and organization's, if applicable, right to contest the allegation(s) in the complaint and shall be prima facie evidence that the allegation(s) are valid, and the permit shall be revoked. (Ord. 10809 § 5, 1993).

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B. Guide dog puppies in training and police service dogs are exempted from the provisions of this section.

C. Any dog or cat over the age of six months adopted from an animal shelter in King County shall be spayed or neutered before transfer to the owner. (Ord. 10423 § 2, 1992).

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

C. If the licensing and regulatory services division cannot adhere to the expenditure targets listed in A-B, it shall be noted in the annual budget proposed by the King County executive. (Ord. 11404 § 4, 1994: Ord. 10423 § 10, 1992).

shall be removed from King County or be subjected to euthanasia by the animal control authority.

2. Any dog or other animal which bites, attacks, or attempts to bite one or more persons two or more times within a two-year period is declared to be a public nuisance and shall not be kept within unincorporated King County forty-eight hours after receiving written notice from the director. Such animal or animals found in violation of this section will be impounded and disposed of as an unredeemed animal, and the owner or keeper of such animal(s) has no right to redeem such dog or animal. (Ord. 7923 § 4, 1987: Ord. 2428 § 14, 1975: Ord. 1396 Art. III § 12, 1972).

11.04.300 Civil penalty and abatement costs - Liability of owner. The civil penalty and the cost of abatement are also personal obligations of the animal owner. The prosecuting attorney on behalf of King County may collect the civil penalty and the abatement work costs by use of all appropriate legal remedies. (Ord. 1396 Art. III § 13, 1972).

11.04.310 Costs of enforcement action. In addition to costs and disbursements provided for by statute, the prevailing party in a collection action under this chapter may, in the court's discretion, be allowed interest and a reasonable attorney's fee. The prosecuting attorney shall seek such costs, interest, and reasonable attorney's fees on behalf of King County when the county is the prevailing party. (Ord. 1396 Art. III § 14, 1971).

11.04.320 Miscellaneous service charges. The King County animal control section is hereby authorized to collect the following charges for animal control related services:

Lost or stolen license tag replacement	$2.00

(Ord. 6370 § 11, 1983).

11.04.330 Additional rules and regulations. The animal control section is authorized to make and enforce rules and regulations, not inconsistent with the provisions of this chapter, and it is unlawful to violate or fail to comply with any of such rules and regulations. All of such rules and regulations shall be reduced to writing and adopted pursuant to King County Code, Chapter 2.98. (Ord. 6370 § 12, 1983).

11.04.335 Waiver of fees and penalties. A. The director has the authority to waive licensing fees, late licensing penalty fees, adoption fees, and redemption and sheltering fees, in whole or in part, when to do so would further the goals of the animal control section and be in the public interest.

B. In determining whether a waiver should apply, the director must take into consideration the following elements:

1. The reason the animal was impounded;

2. The reason or basis for the violation, the nature of the violation, the duration of the violation, and the likelihood the violation will not recur;

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

4. The effect on the owner, the animal's welfare and the animal control section if the fee(s) or penalties are not waived and no payment is received. (Ord. 10809 § 7, 1993: Ord. 7986 § 3, 1987).

11.04.340 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portion of this chapter. (Ord. 6370 § 13, 1983).

Chapter 11.08
DOG LEASH LAW

Sections:

11.08.010 Purpose.
11.08.020 Definitions.
11.08.030 Dogs at large prohibited in dog control zones.
11.08.035 Methods to establish dog control zones.
11.08.040 Petitions to create dog control zones.
11.08.050 Violations - Misdemeanor penalty.
11.08.060 Violations - Civil penalty.
11.08.070 Severability.
11.08.075 Dog control zone - urban areas of King County.
11.08.080 Dog control zone - Fairwood community.
11.08.090 Dog control zone - Federal Way community.
11.08.100 Dog control zone - Riverbend community.
11.08.110 Dog control zone - Eastgate community.
11.08.120 Dog control zone - Maplewood Heights community.
11.08.130 Dog control zone - Boulevard Lane community.
11.08.140 Dog control zone - North Rose Hill.
11.08.150 Dog control zone - Fairwood West community.
11.08.160 Dog control zone - Wilderness Rim Community.
11.08.170 Dog control zone - Cherokee Bay Community.
11.08.180 Dog control zone - 101 Pines.
11.08.190 Dog control zone - Crest Air Park.
11.08.200 Dog control zone - Mar Cheri.
11.08.210 Dog control zone - Timberlane.
11.08.220 Dog control Zone - Lea Hill Village.
11.08.230 Dog control zone - Redondo.
11.08.240 Dog control zone - Greenwood Point.
11.08.250 Dog control zone - Cottage Glen.
11.08.260 Dog control zone - Eden View.
11.08.270 Dog control zone - Kingsgate Highlands.
11.08.280 Dog control zone - Forest Estates.
11.08.290 Dog control zone - Sammamish Beach Club.
11.08.300 Dog control zone - Cedar Downs and an adjoining area.
11.08.310 Dog control zone - Plat of Lake Margaret.

11.08.010 Purpose. Under the authority of RCW 16.10, it is the intention of King County to enforce a dog leash law in selected areas of King County. It is the intention of King County to administer a dog leash law in conjunction with the rules and regulations of the animal control authority contained in Title II, King County Code, as amended. (Ord. 3548 § 1, 1978).

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

A. "At large" means to be off the premises of the owner and not under the control of the owner by leash; provided, that an animal within an automobile or other vehicle of its owner shall be deemed to be upon the owner's premises.

1. An animal, declared by the director to be vicious pursuant to the definition in this chapter, may be kept, harbored or maintained in King County only upon compliance with those requirements prescribed by the director.

In prescribing these requirements, the director must take into consideration the following factors:

a. The breed of the animal and its characteristics;

b. The physical size of the animal;

c. The number of animals in the owner's home;

d. The zoning involved; size of the lot where the animal resides; the number and proximity of neighbors;

e. The existing control factors, including but not limited to fencing, caging, runs, staking locations;

f. The nature of the behavior giving rise to the director's determination that the animal is vicious:

(1) extent of injury(ies);

(2) circumstance, e.g., time of day, on/off property, provocation instinct;

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

2. Requirements which may be prescribed include, but are not limited to the following:

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

b. Construction of a run within which the animal is to be kept. Dimensions of the run will be consistent with the size of the animal;

c. Keeping the animal on a leash adequate to control the animal, the length and location to be determined by the director. When unattended the leash must be securely fastened to a secure object;

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

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

3. Failure to comply with any requirement prescribed by the director pursuant to Section 11.04.290 of this chapter constitutes a misdemeanor. Such animal shall not be kept in unincorporated King County forty-eight hours after receiving written notice from the director. Such animal or animals found in violation of this section will be impounded and disposed of as an unredeemed animal, and the owner or keeper of such animal(s) has no right to redeem such animal or animals.

B. Removal.

1. Any animal constituting a public nuisance as provided herein shall be abated and removed from the county by the owner or by the director of the animal control authority, upon the receipt of three notices and orders of violation by the owner in any one-year period; provided, however, that this removal procedure shall not apply to the vicious animal removal procedure set out in Section 11.04.290 A.3 of this chapter. Where it is established by record pursuant to this chapter and no finding was entered showing that the owner will be able to provide reasonable restraints to protect the public from repetitions of violations, the director of the animal control authority shall notify and direct the owner of the animal to abate or remove the same from the county within ninety-six hours from the date of notice. If such animal is found to be within the confines of King County after ninety-six hours have elapsed from the date of notice, the same shall be abated and removed by the director of the animal control authority. Animals removed pursuant to the provisions of this section

B. "Lawful training" means to be engaged in training on the premises of the owner or on the land of another person by permission, or on public land that is set aside for training or is open for hunting or trapping; provided, that the dog is accompanied afield by the owner or trainer. A "no-shooting" area shall not be interpreted to mean a "no-training" area.

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

D. "Restraint." An animal is considered to be under restraint if it is maintained and remains within the property limits of its owner or keeper. (Ord. 3732 § 3, 1978: Ord. 3548 § 2, 1978).

11.08.030 Dogs at large prohibited in dog control zones. It is unlawful for owners, residing within a designated dog control zone, to allow their dogs to be at large or without restraint, except that this section shall not apply where the dogs are engaged in obedience training, lawful hunting activity, lawful competition sanctioned by a nationally recognized body or a local chapter thereof, or lawful training in preparation for such hunting or competition, are working dogs engaged in the herding of livestock, or are working dogs engaged in sanctioned search and rescue activities. (Ord. 11150 § 3, 1993: Ord. 3548 § 3, 1978).

11.08.035 Methods to establish dog control zones. There are two methods to establish dog control zones:

A. By initiation of the county council pursuant to RCW 16.10; and

B. By petition pursuant to K.C.C. 11.08.040. (Ord. 10574 § 1, 1992).

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

1. The office of the councilmember in whose district the proposed zone is requested; and
2. The animal control section of the general services division; and
3. The records and elections division.

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

1. The signatures (written and printed legibly) of at least ten percent of the registered voters within the proposed zone; and
2. The popular addresses of the petitioners.

C. Upon receipt of the copy of the filed petition, the animal control section shall conduct a comprehensive review of the enforceability of the proposed boundaries and if necessary recommend alternative boundaries to the county administrative officer and the affected councilmember.

D. The records and elections division shall:

1. Determine the approximate number of registered voters within the proposed zone;
2. Determine the number of signatures of registered voters contained in the petition; and
3. Forward the conclusions regarding the number of signatures of registered voters and total number of registered voters residing within the proposed zone to the office of the affected councilmember and the county administrative officer.

*[Editor's Note: § 8 of Ord. 3548, originally appearing in § 11.08.040, has been relocated in §§ 11.08.090.]

B. FORM OF APPEAL. Any person entitled to service under Section 11.04.260 B may appeal from any notice and order or any action of the director of the animal control authority under this chapter by filing at the office of the director of the animal control authority within fourteen days from the date of the service of such order, a written appeal containing:

1. A heading in the words: "Before the Board of Appeals of the County of King";

2. A caption reading: "Appeal of ..... giving the names of all appellants participating in the appeal;

3. A brief statement setting forth the legal interest of each of the appellants in the animal involved in the notice and order;

4. A brief statement in concise language of the specific order or action protested, together with any material facts claimed to support the contentions of the appellant;

5. A brief statement in concise language of the relief sought, and the reasons why it is claimed the protested order or action should be reversed, modified, or otherwise set aside;

6. The signatures of all parties' names as appellants, and their official mailing addresses;

7. The verification (by declaration under penalty of perjury) of at least one appellant as to the truth of the matters stated in the appeal.

C. SCHEDULING AND NOTICING APPEAL. The board of appeals shall set a time and place, not more than thirty days from such notice of appeal for hearing thereon. Written notice of the time and place of hearing shall be given at least ten days prior to the date of the hearing to each appellant by the manager-clerk of the board.

D. At the hearing, the appellant shall be entitled to appear in person and be represented by counsel and offer such evidence pertinent and material to the action of the director. Only those matters or issues specifically raised by the appellant in the written notice of appeal shall be considered.

E. Failure of any person to file an appeal in accordance with this section shall constitute a waiver of his right to an administrative hearing.

F. Enforcement of any notice and order of the director of the animal control authority issued under this chapter shall be stayed during the pending of an appeal, except impoundment of an animal which is vicious or dangerous or cruelly treated. (Ord. 1396 Art. III § 10, 1972).

11.04.280 Redemption procedures. Any animal impounded pursuant to the provisions of Section 11.04.210 may be redeemed upon payment of the redemption fee as provided in Section 11.04.035. Owners of impounded licensed dogs or cats shall not be charged a redemption fee on the first offense but shall be charged on the second offense at the second offense rate. An additional kenneling fee for each twenty-four-hour period, or portion thereof, during which such dog or cat is retained by the impounding agency shall be made payable to the county. The redemption fee for livestock shall be as provided in Section 11.04.035 plus any hauling and boarding costs due. Livestock not redeemed may be sold at public auction by the impounding agency. The hauling and boarding costs for livestock impounded shall be in accordance with the rate established by contract between the county and the given stock yard used for holding such animal. (Ord. 10168 § 8, 1991: Ord. 7861 § 2, 1986: Ord. 6702 § 2, 1984: Ord. 6370 § 10, 1983: Ord. 6243 § 2, 1982: Ord. 4610 § 6, 1979: Ord. 3980 § 2, 1978: Ord. 2428 § 13, 1975: Ord. 1396 Art. III § 11, 1972).

11.04.290 Corrective action - Vicious animals.

A. Vicious animals.

E. The executive may recommend a proposed dog control zone to the council based on the recommendation of the county administrative officer. An ordinance to create a dog control zone may be introduced by a member or members of the council.

F. In addition to other statutory requirements, the council may cause to occur such public meetings or notification through the local media as deemed necessary to insure that affected citizens are aware of the proposed ordinance to create a dog control zone.

G. If the King County council finds the formation of the petitioned area to be beneficial to be public health, safety and general welfare, it shall establish such a dog control zone by ordinance. The council shall consider, but is not limited to, the location, terrain and surrounding land use of the petitioned area. (Ord. 3732 § 1, 1978).

11.08.050 Violations - Misdemeanor penalty. Any owner of an animal in violation of this chapter is guilty of a misdemeanor punishable by fine of not more than two hundred fifty dollars and/or imprisonment for a term not to exceed ninety days; provided, that for the first thirty days following the enactment of each individual dog control zone, no penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is able to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded. (Ord. 3810 § 2, 1978: Ord. 3548 § 4, 1978).

11.08.060 Violations - Civil penalty. In addition to, or as an alternate to, any other penalty provided in Title 11 of the King County Code as amended, or by general law, any person whose animal is maintained in violation of this chapter shall incur a civil penalty plus billable costs of the animal control authority. The penalty for violation shall be as provided in Section 11.04.035; provided, that for the first thirty days following the enactment of each individual dog control zone, no penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is able to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded; provided further, that on the thirty-first day following the enactment of each individual dog control zone and thereafter, one-half the normal penalty shall be assessed in those cases where a licensed animal is maintained in violation of this chapter and the animal control officer is unable to determine the owner and, if impounded, return such animal to its owner directly from the site in which it was impounded. (Ord. 10168 § 9, 1991: Ord. 3810 § 3, 1978: Ord. 3548 § 5, 1978).

11.08.070 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this chapter. (Ord. 3548 § 9, 1978).

11.08.075 Dog control zone - urban areas of King County. A. Findings. The King County council finds that the establishment of a dog control zone in King County is necessary for the following reasons:

1. The protection of dogs and other domestic animals from dogs at large or without restraint;
2. The preservation of private property rights from unlawful trespass by dogs at large or without restraint;

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

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

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

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

b. If the director of the animal control authority has determined to assess a civil penalty, the order shall require that the penalty shall be paid within fourteen days from the date of the order.

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

6. Statements advising:

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

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

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

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

1. Personally; or,

2. By mailing a copy of such notice of violation and order by certified mail, postage prepaid, return receipt requested, to the person at his last known address; or,

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

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

F. The standards of this chapter shall be followed by the director of the animal control authority in determining the existence of an animal control violation and in determining the abatement action required. (Ord. 6370 § 9, 1983: Ord. 1396 Art. III § 9, 1972).

11.04.270 Appeals. A. APPEALS. The King County board of appeals as established by Article 7 of the King County Charter is designated to hear appeals by parties aggrieved by actions of the director of the animal control authority pursuant to this chapter. The board may adopt reasonable rules or regulations for conducting its business. Copies of all rules and regulations adopted by the board shall be delivered to the director of the animal control authority who shall make them freely accessible to the public. All decisions and findings of the board shall be rendered to the appellant in writing with a copy to the director of the animal control authority.

3. The preservation, protection and maintenance of public property and public amenities such as parks, schools and playgrounds from the waste products generated by dogs at large or without restraint;

4. The prevention of unintentional loss of dogs at large or without restraint due to their becoming lost or being struck by vehicular traffic; and

5. The protection of pedestrians and bicyclists from dogs at large or without restraint.

B. Dog control zone - Established. In addition to the dog control zones already in effect under the provisions of this chapter, there is created a dog control zone in the following zoning districts of unincorporated King County designated urban as defined in K.C.C. 21: SE, SC, SR/RS15000, SR/RS9600, RS7200, SR5000, RMHP, RD3600, RM2400, RT, RM1800, RM900, RM900P, BN, BR-N, B-C, C-G, M-L, M-P, and M-H; or as defined in K.C.C. 21A: R-1 through R-48, O, NB, RB, CB, and I. (Ord. 11150 § 1-2, 1993).

11.08.080 Dog control zone - Fairwood community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

The description for the Fairwood Community includes the area bounded on the north by 140th Place SE and the north margin of the transmission line; on the east by the extension of 164th Avenue SE which is also the east boundary of the proposed plats of Fairwood Park Division 15 and 16; on the south by the extension of the centerline of SE 176th Street and the centerline of the Cedar River pipeline and bounded on the west by 140th Avenue SE. The legal description is as follows:

LEGAL DESCRIPTION: All of Section 26, Township 23 North, Range 5 East, W.M. lying southerly of the north margin of the Bonneville transmission line and all of the E 1/2 of Section 27, said Township and Range lying northerly of the centerline of the Cedar River pipeline right-of-way and southerly of the centerline of 140th Place SE and the north margin of the Bonneville transmission line. (Ord. 3548 § 8(part) (1), 1978).

11.08.090 Dog control zone - Federal Way community. Under the provisions of this chapter there is created a dog control zone in the following described areas:

A. All of King County, Washington, lying southeasterly of Puget Sound and lying westerly of the following described line: Beginning at the westernmost corner of Lakota Division No. 2 (Volume 22/12) in Section 1, Township 21 North, Range 3 East, W.M.; thence southeasterly along the southwesterly line of said plat to the south line of said Section 1; thence easterly along south line to the centerline of Dumas Avenue; thence southerly along said centerline to the centerline of State Route 509; thence southeasterly and easterly along said centerline of State Route 509 to the centerline of 21st Avenue SW; thence southerly along said centerline to the centerline of SW 356th Street; thence west along said centerline to the King County/Pierce County line and the terminus of this described line.

B. Beginning at the shoreline of Puget Sound and the northwesterly extension of the centerline of Redondo Way S.; thence southeasterly along said extension and the centerline of Redondo Way S. to the centerline of State Route 509, also known as Dash Point Road; thence southwesterly and westerly along said centerline to the centerline of 1st Avenue S.; thence southerly along said centerline of 1st Avenue S. to the centerline of SW 308th St.; thence westerly along said centerline of SW 308th St. to the centerline of State Route 509; thence southwesterly along said centerline to the west line of Section 7, Township 21 North, Range 4 East, W.M. said line being also the extended centerline of 16th Avenue SW; thence northerly along said west line of Section 7 to the shoreline of Puget Sound; thence northeasterly along said shoreline to the point of beginning.

The dog control zone, the boundaries of which are specified in subsection (2) of this section, shall expire April 30, 1979, unless reenacted by ordinance. (Ord. 3927 1, 2, 1978: Ord. 3548 8 (part) (2), 1978).

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

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

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

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

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

O. Animals running in packs. (Ord. 7923 § 3, 1987: Ord. 6370 § 8, 1983: Ord. 1396 Art. III § 7, 1972).

11.04.235 Transfer of unaltered dogs and cats prohibited. It is a violation of this chapter to sell or give away unaltered dogs and cats in any public places or to auction off or raffle unaltered dogs and cats as prizes or gifts. (Ord. 10423 § 8, 1992).

11.04.240 Unlawful acts against police department dogs - Penalty for violation. A. No person shall wilfully torment, torture, beat, kick, strike or harass any dog used by a police department for police work, or otherwise interfere with the use of any such dog for police work by said department or its officers or members.

B. Any person who violates subsection A. of this section shall be deemed guilty of a misdemeanor, punishable by not more than ninety days in jail or not more than two hundred fifty dollar fine, or both. (Ord. 4552 §§ 2, 3, 1979).

11.04.250 Cruelty to animals - Unlawful acts designated. It is unlawful for any person to:

A. Wilfully and cruelly injure or kill any animal by any means causing it fright or pain;

B. By reason of neglect or intent to cause or allow any animal to endure pain, suffering or injury or to fail or neglect to aid or attempt alleviation of pain, suffering or injury he has so caused to any animal;

C. Lay out or expose any kind of poison, or to leave exposed any poison food or drink for man, animal or fowl, or any substance or fluid whatever whereon or wherein there is or shall be deposited or mingled, any kind of poison or deadly substance or fluid whatever, on any premises, or in any unenclosed place, or to aid or abet any person in so doing, unless in accordance with the provisions of RCW 16.52.190;

D. Abandon any domestic animal by dropping off or leaving such animal on the street, road or highway, or in any other public place, or on the private property of another. (Ord. 1396 Art. III § 8, 1972).

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

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

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

11.08.100 Dog control zone - Riverbend community. Under the provisions of this chapter, there is created a dog control zone in the following described area near North Bend:

All the area within the following recorded plats: Riverbend Homesites Division No. 1 (Volume 70, pages 80, 81 and 82); Riverbend Homesites Division No. 2 (Volume 73, pages 40, 41 and 42); Riverbend Homesites Division No. 3 (Volume 76, pages 31, 32 and 33) and Riverbend Homesites Division No. 4 (Volume 76, page 34) all recorded in Records of Plats, King County, Washington; also that portion of the railroad right-of-way lying within Riverbend Homesites Division No. 3. (Ord. 3810 § 1, 1978).

11.08.110 Dog control zone - Eastgate community. Under the provisions of this chapter, there is created a dog control zone in the following described area near Eastgate:

All of the unincorporated area of King County lying within the following subdivision in Township 24 North, Range 5 East, W.M.; the South half of the South half of Section 10; the South half of the Southwest quarter of Section 11; the North half of the Northwest quarter of Section 14; the Southwest quarter of the Northwest quarter of Section 14; the Northwest quarter of the Southwest quarter of Section 14; the Northeast quarter of Section 15; the Northeast quarter of the Northwest quarter of Section 15. (Ord. 3811 § 1, 1978).

11.08.120 Dog control zone - Maplewood Heights community. Under the provisions of this chapter there is created a dog control zone in the following described area:

Maplewood Heights as recorded in Vol. 78 of Plats, pages 1, 2, 3, and 4; together with Eastwood Park, Division 2 as recorded in Vol. 88 of Plats, pages 63, 64, and 65; all in Records of King County. (Ord. 4149 § 1, 1979).

11.08.130 Dog control zone - Boulevard Lane community. Under the provisions of this chapter, there is created a dog control zone in the following described area, which includes numerous divisions of Boulevard Lane:

Boulevard Lane Div. 1 (Vol. 80, pages 89 & 90); Boulevard Lane Div. 2 (Vol. 82, pages 20 & 21); Boulevard Lane Div. 3 (Vol. 84, pages 31, 32 & 33); Boulevard Lane Div. 4 & 5 (Vol. 89, pages 29 & 30); Boulevard Lane Div. 6 (Vol. 96, pages 55 & 56); Boulevard Lane Div. 7 (Vol. 102, pages 10 & 11); all recorded in Volumes of Plats, Records of King County, Washington. (Ord. 4150 § 1, 1979).

11.08.140 Dog control zone - North Rose Hill. Under the provisions of this chapter, there is created a dog control zone in the following described area popularly known as North Rose Hill:

That portion of Section 28 and 33, Township 26 N., Range 5 E., W.M. and Section 4, Township 25 N., Range 5 E., W.M. all lying east of the city of Kirkland and lying westerly and northerly of the following described line: Beginning at the intersection of the centerline of N.E. 124th Street and the centerline of the S.E. 1/4 of said Section 28; thence easterly along said centerline of N.E. 124th Street to its intersection with the centerline of 132nd Place N.E. also known as Slater Ave. N.E.; thence southwesterly along said centerline of Slater Ave. N.E. to its intersection with the centerline of N.E. 120th; thence easterly along said centerline of N.E. 120th St. and continuing southeasterly and southerly along the centerline of 132nd Ave. N.E. to its intersection with the centerline of N.E. 85th St.; thence westerly along said centerline of N.E. 85th St. to the city limits of Kirkland and the terminus of this described line. (Ord. 4370 § 1, 1979).

D. Any unaltered dog or cat impounded more than once shall be spayed or neutered by the animal control authority prior to the release of the dog or cat. The cost of the spay or neuter shall be charged to the owner upon redemption but shall be deducted from the impound/redemption fees otherwise required under this chapter. (Ord. 10423 § 23, 1992: Ord. 10168 § 7, 1991: Ord. 7986 § 2, 1987: Ord. 7871, 1986: Ord. 6370 § 7, 1983: Ord. 6243 § 1, 1982: Ord. 6049, 1982: Ord. 5805 § 3, 1981: Ord. 2428 § 12, 1975: Ord. 1396 Art. III § 5, 1972).

11.04.220 Additional enforcement. Notwithstanding the existence or use of any other remedy, the director of the animal control authority may seek legal or equitable relief to enjoin acts or practices and abate any conditions which constitute a violation of this chapter or other regulations herein adopted. (Ord. 1396 Art. III § 6, 1972).

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

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

B. A dog running at large within the county.

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

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

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

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

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

H. Any animal which has exhibited vicious propensities and which constitutes a danger to the safety of persons or property off his premises or lawfully on his premises; provided that, in addition to other remedies and penalties, the provisions of this chapter relating to vicious animals shall apply;

I. A vicious animal or animal with vicious propensities which runs at large at any time, or such animal is off the owner's premises not securely leashed on a line or confined and in the control of a person of suitable age and discretion to control or restrain such animal; provided that, in addition to other remedies and penalties, the provisions of this chapter relating to vicious animals shall apply;

11.08.150 Dog control zone - Fairwood West community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

Fairwood Park, Div. 4 (Vol. 83, pages 42, 43 and 44);

Fairwood Park Div. 9 (Vol. 88, pages 30 and 31);

Fairwood Park Div. 10 (Vol. 85, pages 38 and 39);

Fairwood Park Div. 14 (Vol. 88, pages 81 and 82), All recorded in Volumes of Plats, Records of King County, Washington; also that portion of the Cedar River Pipeline lying within the NE1/4 of the NE1/4 of Section 28, Township 23 N., Range 5 E., W.M., LESS the North 1/4 thereof; also that portion of the 20 foot drainage right-of-way lying between Fairwood Park Div. 9 and Fairwood Park Div. 10 and lying North of the Southerly line of said Fairwood Park Div. 10 (Ord. 4371 § 1, 1979).

11.08.160 Dog control zone - Wilderness Rim community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

Wilderness Rim Division No. 1 (Vol. 82, pages 48, 49 and 50); Wilderness Rim Division No. 2 (Vol. 84, pages 95, 96, 97 and 98); Wilderness Rim Division No. 3 (Vol. 90, pages 60, 61 and 62), all recorded in volumes of Plats, Records of King County, Washington. (Ord. 4909 § 1, 1980: Ord. 4385 § 1, 1979).

11.08.170 Dog control zone - Cherokee Bay Community. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the Assessor's Plat of Cherokee Bay Park as recorded in Volume 89 of Plats, pages 11 through 17, records of King County, Washington.

The area includes all the streets (and avenues) located within the above-described plat between SE 265th Street and SE 271st Place between 214th Avenue SE and 223rd Avenue SE and between SE 260th Place and SE 265th Way between 220th Place SE and SE 222nd Place SE. (Ord. 4991 § 1, 1980).

11.08.180 Dog control zone - 101 Pines. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the plat of Pine Lake South as recorded in Volume 85 of Plats, pages 55 and 56, records of King County, Washington.

The area can be identified as all the streets and avenues between SE 321st Street and SE 324th Street, between 224th Avenue SE and 227th Place SE. (Ord. 5058 § 1, 1980).

11.08.190 Dog control zone - Crest Air Park. Under the provisions of this chapter, there is created a dog control zone in the following described area:

Beginning at the Northwest corner of Section 6, Township 21 N. Range 6E., W.M. Said corner being the point of intersection of the centerlines of SE Covington-Sawyer Rd. and Thomas Rd. SE; thence Southerly along the centerline of Thomas Rd. SE to its intersection with the Northerly Boundary of the Bonneville Transmission Line Easement, Vantage-Covington No. 1 Line in Government Lot 1, Section 7, Township 21 N., Range 6E., W.M.; thence Westerly along said Northerly Boundary Line to its intersection with the Easterly Boundary of the Bonneville Transmission Line Easement, Chehalis-Covington Line; thence Northerly along said Easterly Boundary Line to its intersection with the Southerly Boundary of the Bonneville Transmission Line Easement, Tacoma-Grand Coulee No. 1 Line; thence Easterly and Northeasterly along said Southerly Boundary Line to its intersection with the Southerly Boundary of the Bonneville Transmission Line Easement, Covington-Grand Coulee No. 2 Line; thence Easterly along said Southerly Line to its intersection with the centerline of SE Covington-Sawyer Rd.; thence Southeasterly along said centerline to the point of beginning. (Ord. 5059 § 1, 1980).

amount not to exceed one thousand dollars per violation to be directly assessed by the director plus billable costs of the animal control authority. The director, in a reasonable manner, may vary the amount of the penalty assessed to consider the appropriateness of the penalty to the nature and type of violation; the gravity of the violation; the number of past and present violations committed and the good faith of the violator in attempting to achieve compliance with prescribed requirements or after notification of a violation. All civil penalties assessed will be enforced and collected in accordance with the procedure specified in this chapter. (Ord. 10168 § 6, 1991: Ord. 7923 § 2, 1987: Ord. 6370 § 6, 1983: Ord. 4610 § 5, 1979: Ord. 3548 § 6, 1978: Ord. 1396 Art. III § 4, 1972).

11.04.210 Impounding. A. The director of the animal control authority and his authorized representatives may apprehend any animals found doing any of the acts defined as a public nuisance and/or being subjected to cruel treatment as defined by law. After such animals are apprehended, the animal control authority shall ascertain whether they are licensed, or otherwise identifiable. If reasonably possible, the animal control authority shall return the animal to the owner together with a notice of violation of this chapter. If it is not reasonably possible to immediately return a currently licensed animal to its owner, the animal control authority shall notify the owner within a reasonable time by regular mail or telephone that the animal has been impounded and may be redeemed. Any currently licensed animal impounded pursuant to this chapter shall be held for the owner at least one hundred twenty hours, after telephone contact by the impounding agency or for at least two weeks after posting of the notification of impoundment by regular mail; any other animal impounded pursuant to this chapter shall be held for its owner at least seventy-two hours from the time of impoundment. The county shall not sell any animals to research institutes or licensed dealers for research purposes. Any animal suffering from serious injury or disease may be humanely destroyed, or, in the discretion of the impounding authority, may be held for a longer period and redeemed by any person on payment of charges not exceeding those prescribed herein.

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

1. Made available for adoption at a fee of $7.50 per animal as provided in K.C.C. 11.04.035.

a. Any person may adopt an animal impounded pursuant to the provisions contained in this chapter when all billable costs, redemption fees, penalties, and boarding costs incurred in such impoundment are made payable to the county finance director, which may be accepted by the animal control authority acting as agent for the county. As provided in K.C.C. 11.04.035, all dogs and cats over the age of six months adopted from the King County animal shelter shall be spayed or neutered prior to adoption. A spay/neuter deposit shall be charged for dogs and cats under the age of six months which are too young to be spayed/neutered prior to adoption. This deposit will be returned to the adopting person upon submission of proof that the sterilization was performed within six months from the date of adoption. Failure to spay/neuter such dog or cat is a violation of this chapter and a breach of the adoption contract and will result in the forfeiture of the adoption and return of the dog or cat to King County animal control for the required spaying/neutering.

b. The director shall have the authority to set administrative rules regarding the adoption of animals from King County shelters.

2. Humanely destroyed by euthanasia.

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

11.08.200 Dog control zone - Mar Cheri. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of Mar Cheri Div. No. 1 as recorded in Vol. 77 of Plats, pages 86 and 87; ALSO all of Mar Cheri Div. No. 2 as recorded in Vol. 78 of Plats, page 18; ALSO all of Mar Cheri Div. No. 3 as recorded in Vol. 77 of Plats, pages 83 and 84, all recorded in Records of King County, Washington.

The area can be identified as all property along 2nd Avenue SW, including 2nd Place SW lying south of SW 296th Street and, north of SW Dash Point Road; and SW 298th Place west of 2nd Avenue SW to the midway point between 2nd Avenue SW and 2nd Place SW; and the 100 block of SW 299th Place. (Ord. 5186 § 1, 1980).

11.08.210 Dog control zone - Timberlane. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of Covington Park Div. 1 as recorded in Vol. 111 of Plats, pages 6 through 9; ALSO all of Covington Park Div. 2 as recorded in Vol. 112 of Plats, pages 90 through 92; ALSO all of Covington Park Div. 3 as recorded in Vol. 114 of Plats, pages 95 through 97; ALSO all of Timberlane Estates Div. 1 as recorded in Vol. 86 of Plats, pages 90 through 93; ALSO all of Timberlane Estates Div. 2 as recorded in vol. 88 of Plats, pages 41 through 43; ALSO all of Timberlane Estates Div. 4 as recorded in Vol. 89 of Plats, pages 3 and 4; ALSO all of Timberlane Estates Div. 5 as recorded in Vol. 92 of Plats, pages 3 through 6, all recorded in Records of King County, Washington. (Ord. 5186 § 2, 1980).

11.08.220 Dog Control zone - Lea Hill Village. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All the area included within the following recorded plats:

Lea Hill Village Division No. 1 (Vol. 87/39-40-41)

Lea Hill Village Division No. 2 (Vol. 92/24-25)

Lea Hill Village Division No. 3-A (Vol. 93/74)

all recorded in volume of Plats on the pages shown, Records of King County, Washington.(Ord. 5492 § 1, 1981).

11.08.230 Dog control Zone - Redondo. Under the provisions of this chapter, there is created a dog control zone in the following described area.

Beginning at the northeast corner of G.L. 2, Sec. 32, Twp. 22 N., Rg. 4 E., W.M.; thence southerly along the east line of said G.L. 2 and continuing southerly along the east line of G.L. 3 and the east line of the southwest quarter of the southeast quarter of said Sec. 32 to the south line of said section; thence west along said south line to the west line of Tract A of Marine Hills East, as recorded in Volume 97 of Plats, pages 76 and 77; thence northerly along the westerly line of Tract A to the northwest corner thereof; thence continuing northerly and westerly along the westerly and southerly boundary of Redondo Heights Condominium, as recorded in Volume 26 of Condominiums, pages 6 through 14, to the east right of way margin of 7th Avenue South, said margin being also the westerly line of Marine Hills No. 17, as recorded in Volume 98 of Plats, pages 50, 51 and 52; thence southerly along said westerly line to the northwesterly corner of Lot 24; thence continuing westerly along the north line of Marine Hills West as recorded in Volume 98 of Plats, pages 53, 54 and 55, to the northwest corner thereof; thence southerly along the west boundary of Marine Hills West to its intersection with the east line of G. L. 4, Sec. 5, Twp. 21 N., Rg. 4 E., W.M.; thence southerly along said east line of G.L. 4 to the southeast corner of said G.L. 4; thence westerly along the south line of said G.L. 4 to the west line of said Sec. 5; thence northerly along said west line to the tidelands of Puget Sound; thence northeasterly along said tidelands to the north line of G.L. 2, said Sec. 32; thence easterly along the north line of said G.L. 2 to the point of beginning. All Plats and Condominiums are as recorded in records of King County, Washington. (Ord. 5493 § 1, 1981).

juvenile animals are present in such large numbers as to place the permit holder out of compliance with the requirements of the permit.

D. INSPECTION, DENIAL AND REVOCATION OF PERMIT. The animal control authority shall have the right to inspect the facilities of an applicant for an Organizational Private Animal Placement Permit to determine whether or not such a permit shall be issued. In addition, the animal control authority shall have the right to periodically inspect the facilities of holders of Organizational Private Animal Placement Permits to insure compliance with this Section, and to determine whether or not the organization as a whole will be allowed to continue fostering dogs and cats. The animal control authority shall also have the right to deny or revoke permits based on a failure to meet the above qualifications; animal control complaints (past, present or future); and/or complaints regarding the maintenance of the Organizational Private Animal Placement Permit by neighbors. (Ord. 10809 § 4, 1993).

III. ENFORCEMENT, PENALTIES AND PROCEDURES

11.04.170 Enforcement power. A. The director of the animal control authority and his authorized animal control officers are authorized to take such lawful action as may be required to enforce the provisions of this chapter, the provisions of Resolution 25789, as amended, Title 21 K.C.C., as they pertain to the keeping of animals, and the laws of the state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of control.

B. The director of the animal control authority or his authorized animal control officer shall not enter a building designated for and used for private purposes, unless a proper warrant has first been issued upon a showing that the officer has reasonable cause to believe an animal is being maintained in the building in violation of this chapter.

C. Provided that the director of the animal control authority and his authorized animal control officers, while pursuing or observing any animal in violation of this chapter, may enter upon any public or private property, except any building designated for and used for private purposes, for the purpose of abating the animal violation being pursued or observed.

D. No person shall deny, prevent, obstruct or attempt to deny, prevent or obstruct an officer from pursuing any animal observed to be in violation of this chapter. Further, no person shall fail or neglect, after a proper warrant has been presented, to promptly permit the director or the authorized animal control officer to enter private property to perform any duty imposed by this chapter. Any person violating this subsection is guilty of a misdemeanor. (Ord. 3980 § 3, 1978: Ord. 2771 § 2, 1976: Ord. 2428 § 11, 1975: Ord. 1396 Art. III § 1, 1972).

11.04.180 Violations - Deemed nuisance - Abatement. All violations of this chapter are detrimental to the public health, safety, and welfare and are public nuisances. All conditions which are determined after review by the director of the animal control authority to be in violation of this chapter shall be abated. (Ord. 1396 Art. III § 2, 1972).

11.04.190 Violations - Misdemeanor - Penalty. Any person who allows an animal to be maintained in violation of this chapter is guilty of a misdemeanor punishable by fine of no more than two hundred fifty dollars and/or imprisonment for a term not to exceed ninety days. (Ord. 1396 Art. III § 3, 1972).

11.04.200 Violations - Civil penalty. In addition to or as an alternative to any other penalty provided in this chapter or by law, any person whose animal is maintained in violation of this chapter shall incur a civil penalty in an

11.08.240 Dog control Zone - Greenwood Point (portion of LAKE PARK precinct). Under the provisions of this chapter, there is created a dog control zone in the following described area:

All the plat of Greenwood Point as recorded in Volume 101 of Plats, pages 99, 100 and 101, records of King County, Washington. (Ord. 5673 § 1, 1981).

11.08.250 Dog Control Zone - Cottage Glen. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All of the Plat of Cottage Glen Addition Number 2 as recorded in Volume 86 of Plats, Pages 51 and 52, records of King County, Washington. TOGETHER WITH ALL of the Plat of Cottage Glen Addition Number 3 as recorded in Volume 89 of Plats, Pages 55 and 56, records of King County, Washington. (Ord. 6340, 1983).

11.08.260 Dog Control Zone - Eden View. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All that area known as the Plat of Eden View as recorded in Volume 105, page 41, Records of King County, Washington: said plat being that portion of the Southwest quarter of the Northeast quarter of Section 32, Township 25 North, Range 6 East, W.M., King County, Washington, lying Northerly and Northeasterly of the Louis Thompson Road N.E., No. 1087. (Ord. 6430, 1983).

11.08.270 Dog Control Zone - Kingsgate Highlands. Under the provisions of this chapter, there is created a dog control zone in the following described area:

All that portion of the W 1/2 of Section 21, Township 26 North, Range 5 East, W.M., King County, Washington described as follows:

All that area described in the plat of Kingsgate Highlands Division #3 as recorded in Volume 81 of Plats, pages 17, 18 and 19, records of said county.

TOGETHER WITH all that area as described in the plat of Kingsgate Highlands Division #4 as recorded in Volume 82 of Plats, pages 95 and 96, records of said King County. (Ord. 6640, 1984).

11.08.280 Dog control zone - Forest Estates. Under provision of this chapter, there is created a dog control zone in the following described area:

The south half of the southwest quarter of the northwest quarter of Section 34, Township 23 North, Range 5 East, W.M. TOGETHER WITH the west half of the southwest quarter of said Section 34, Township 23 North, Range 5 East, W.M. EXCEPT the south 30 feet thereof. (Ord. 7570, 1986).

right to periodically inspect the facilities of holders of Individual Private Animal Placement Permits to insure compliance with this section. The animal control authority shall also have the right to deny or revoke permits based on a failure to meet the above qualifications; animal control complaints (past, present or future); and/or complaints regarding the maintenance of the Individual Private Animal Placement Permit by neighbors. (Ord. 10809 § 3, 1993).

11.04.167 Private Animal Placement Permit - Organizational. A. PERMIT REQUIRED. Any organization engaged in the fostering of dogs and cats whose members routinely or from time to time have in their possession up to five more dogs and cats than are allowed in Title 21 K.C.C. must obtain Organizational Private Animal Placement Permits from animal control for each of those members. Organizations may purchase up to 5 Permits, or up 20 Permits per year. Provided, however, that the director has the authority to issue more than 20 Permits to an organization, when to do so would further the goals of the animal control section and be in the public interest. Permits shall be valid for one year from the date of issuance, and may be transferred between members of the organization.

B. QUALIFICATIONS. In order to qualify to distribute Organizational Private Animal Placement Permits to its members an organization must:

1. Be of a reputable nature, and engaged in the fostering of animals solely for the benefit of the animals involved, and not as a commercial enterprise.

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

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

a. Maintain and care for dogs and cats in a humane and sanitary fashion in compliance with the provisions of K.C.C. 11.04.090.

b. Reside where the fostering of dogs and cats is compatible with the surrounding neighborhood.

c. Agree to return stray or lost animals to their owners in accordance with the requirements of K.C.C. 11.04.210 before placing such animals in an adoptive home.

d. Spay/neuter and license each dog or cat and transfer the license of each animal to its adoptive owner.

e. Coordinate their adoption process with animal control, including reporting on the disposition of each animal, and only adopting to owners who would qualify to adopt an animal from a King County Animal Control Shelter based on the adoption procedures and guidelines used by the animal control authority.

C. LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED. Those holding an Organizational Private Animal Placement Permit shall be allowed to foster up to five more dogs or cats above the limit that would normally apply to their property under Title 21 King County Code. Holders of hobby kennel licenses shall be allowed to foster five more animals than are allowed by conditions of a hobby kennel permit.

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

The presence of juvenile animals shall not necessarily place a permit holder over the limit of five foster animals beyond the limit that would normally apply to their property under K.C.C. 21.30.020(A) unless the director determines that

11.08.290 Dog control zone - Sammamish Beach Club. Under the provision of this chapter, there is created a dog control zone in the following described area:

All the plat of Sammamish Beach Club as recorded in Volume 109 of Plats, pages 20-22, said plat being located in Sections 18 and 19, Township 24 North, Range 6 East, W.M. King County, Washington. (Ord. 7608, 1986).

11.08.300 Dog control zone - Cedar Downs and an adjoining area. Under the provision of this chapter, there is created a dog control zone in the following described area:

These portions of Sections 21, 28 and 29, Township 22 North, Range 6 East, W.M., King County, Washington described as follows:

Beginning at the southwest corner of said Section 21; thence north along the west line of said section to the north line of the south half of the southwest quarter of said Section 21; thence east along said north line to the northeast line of lot 8 of Cedar Downs Division 7 as recorded in Volume 125 of plats, pages 40-41; thence southeasterly along the northeasterly boundary of said plat to the most easterly point of lot 1; thence south 87-13-03 east to the westerly margin of Witte Road Southeast; thence southeasterly along said margin and the westerly margin of 220th Avenue Southeast to the south boundary of Tract A of Cedar Downs Division 1 as recorded in Volume 98 of Plats, page 71-73; thence west along the south boundary of said plat to the east line of lot 45; thence south to the southeast corner of Lot 43 of said plat; thence west along the south lines of Lots 39, 42 and 43 to the northeast corner of Lot 38 of said plat; thence south 00-09-30 east to the north margin of southeast 261st Street (Silvan Road); thence west along said margin to the east line of the northeast quarter of said Section 29; thence west along said north line to the east line of Lot 16 of Cedar Downs Division 3 as recorded in Volume 107 of plats, pages 80-81; thence south 00-05-50E to the north shoreline of Pipe Lake; thence southwesterly along said shoreline to its intersection with the southerly extension of the west boundary of said plat of Cedar Downs Division 3; thence north along the west boundary of said plat and the west boundary of Cedar Downs Division 5 as recorded in Vol 108 of plats, pages 81-82 to the north line of said Section 29; thence east along said north line to the southwest corner of said Section 21 and point of beginning. (Ord. 9063, 1989).

11.08.310 Dog control zone - Plat of Lake Margaret. Under the provisions of this chapter, there is created a dog control zone in the following described area:

The plat of Lake Margaret, including the areas between northeast 202 street to the north, northeast 329th street to the south, 324th street northeast to the west and 330th street northeast to the east of the bounds of the plat. (Ord. 11719 § 1, 1995).

any provision of this title; provided, however, enforcement of such revocation, suspension or refusal shall be stayed during the pendency of an appeal filed pursuant to Section 11.04.260. (Ord. 3232 § 11, 1977: Ord. 2428 § 10, 1975: Ord. 1396 Art. II § 13, 1972).

11.04.160 Licenses, registration - Revocation or refusal waiting period. No applicant shall be issued an animal shelter, hobby kennel, kennel, grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration who has previously had such license or registration revoked or a renewal refused, for a period of one year after the date of revocation or refusal and until such applicant meets the requirements contained in Sections 11.04.070 through 11.04.110 or any other provision of this title to the satisfaction of the animal control authority. (Ord. 3232 § 12, 1977: Ord. 1396 Art. II § 14, 1972).

11.04.165 Private Animal Placement Permit - Individual. A. PERMIT REQUIRED. Any person independently engaged in the fostering of dogs and cats who routinely possesses more dogs and cats than are allowed in Title 21 K.C.C. must obtain an Individual Private Animal Placement Permit from animal control. Permits shall be valid for one year from the date of issuance, and may not be transferred.

B. QUALIFICATIONS. In order to qualify for an Individual Private Animal Placement Permit an applicant must:

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

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

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

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

5. Agree to coordinate their adoption process with animal control, including reporting on the disposition of each animal, and only adopting to owners who would qualify to adopt an animal from a King County Animal Control Shelter based on the adoption procedures and guidelines used by the animal control authority.

C. LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED. Those holding an Individual Private Animal Placement Permit shall be allowed to possess five foster animals above the limit that would normally apply to their property under Title 21 King County Code.

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

The presence of juvenile animals shall not necessarily place a permit holder over their limit unless the director determines that juvenile animals are present in such large numbers as to place the permit holder out of compliance with the requirements of the permit.

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

D. INSPECTION, DENIAL AND REVOCATION OF PERMIT. The animal control authority shall have the right to inspect the facilities of an applicant for an Individual Private Animal Placement Permit to determine whether or not such a permit shall be issued. In addition, the animal control authority shall have the

Chapter 11.12
RABIES CONTROL

Sections:

11.12.010 Quarantine order.
11.12.020 Notice of rabies hazard - Quarantine period.
11.12.030 Violation of quarantine.
11.12.040 Destruction of infected animals.
11.12.050 Vaccination order.
11.12.060 Enforcement.

11.12.010 Quarantine order. Whenever the director of the Seattle-King County department of public health, hereinafter referred to as the director, has cause to suspect that an animal capable of transmitting rabies is infected with such disease, he shall order a period of quarantine of not less than ten days. The director shall notify in writing the owner or keeper of the infected animal of such quarantine order. The infected animal shall be quarantined by the animal control section, division of general services, hereinafter referred to as the animal control authority, in its shelter or upon the premises of the owner or licensed veterinarian where conditions of quarantine are strictly kept. The place of quarantine shall be at the discretion of the director, unless the animal had been exposed to rabies by contact, in which case Section 11.12.040 shall apply. Delivery of a copy of said quarantine order to some person of suitable age and discretion residing upon the premises where such animal is found shall be notice of said quarantine. Good cause for such order of quarantine shall include, but is not limited to, evidence that such animal has bitten, or that there is reasonable certainty that such animal has bitten, a human being. During the period of quarantine, the officers, agents and employees of the animal control authority, and other police officers, are authorized to enter any premises for the purpose of apprehending any such animal and impounding same, except where kept upon the premises of the owner or licensed veterinarian as above provided. (Ord. 1378 § 1, 1972: Ord. 1361 § 2, 1972: Res. 27312 § 1, 1964).

A. Be constructed to provide shelter from excessive sunlight, rain, snow, wind, or other elements. In addition, such facilities shall be constructed to provide sufficient space for the proper exercise and movement of each animal contained therein;

B. Be constructed to provide drainage and to prevent the accumulation of water, mud, debris, excreta, or other materials and shall be designed to facilitate the removal of animal and food wastes;

C. Be constructed with adequate walls or fences to contain the animals kept therein and to prevent entrance of other animals. (Ord. 10423 § 17, 1992: Ord. 2428 § 8, 1975: Ord. 1396 Art. II § 9, 1972).

11.04.130 Grooming parlors - Conditions. Grooming parlors shall:

A. Not board animals but keep only dogs and cats for a reasonable time in order to perform the business of grooming;

B. Provide such restraining straps for the dog or cat while it is being groomed so that such animal shall neither fall nor be hanged;

C. Sterilize all equipment after each dog or cat has been groomed;

D. Not leave animals unattended before a dryer;

E. Not prescribe treatment or medicine that is the province of a licensed veterinarian as provided in RCW 18.92.010;

F. Not put more than one animal in each cage;

G. All floors and walls in rooms, pens and cages used to retain animals or in areas where animals are clipped, groomed or treated must be constructed of water impervious material that can readily be cleaned, and must be maintained in good repair;

H. Hot and cold water must be conveniently available and a large sink or tub provided (minimum size twenty-four inches by eighteen inches by twelve inches);

I. Toilet and handwashing facilities with hot and cold running water must be conveniently available for personnel employed;

J. Only equipment necessary to the operation of the licensed establishment shall be kept or stored on the premises and shall only be stored in a sanitary or orderly manner;

K. All cages, pens, or kennels used for holding animals shall be kept in a clean and sanitary condition and must be disinfected on a routine basis. (Ord. 2428 § 9, 1975: Ord. 1396 Art. II § 11, 1972).

11.04.140 Animal shelters, hobby kennels, kennels, pet shops, grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners - Additional conditions. The director of the animal control authority is authorized to promulgate rules and regulations not in conflict with this title as they pertain to the conditions and operations of animal shelters, hobby kennels, kennels, pet shops, and grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners. Such rules and regulations may be enacted only after a public hearing has been held for such purpose. Enforcement of these rules and regulations may be appealed to the county board of appeals. (Ord. 3232 § 10, 1977: Ord. 1396 Art. II § 12, 1972).

11.04.150 Licenses, registration - Revocation, suspension or refusal to renew. The animal control authority may, in addition to other penalties provided in this title, revoke, suspend or refuse to renew any animal shelter, hobby kennel, kennel, grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration upon good cause or for failure to comply with

11.12.020 Notice of rabies hazard - Quarantine period. Whenever said director determines that rabies is currently a hazard to the public health in King County, or any part thereof, incorporated or unincorporated, excepting cities of the first class, by reason of the fact that a case of rabies has been diagnosed in any canine or feline animal, he shall cause a notice of such hazard to be published in a newspaper of general circulation in the area for three successive days, which determination and notice shall declare the quarantine period and area. The quarantine period shall be thirty days after the last publication of notice; and it is a misdemeanor and is unlawful for any owner, or person entitled to custody of such animal to keep or harbor any animal capable of transmitting rabies unless securely confined by a leash or tight enclosure from which it cannot escape. Any animal capable of transmitting rabies found running at large during such period shall be impounded and humanely destroyed by order of the director or his agent named in Section 11.12.060. If apprehension and impounding by safe means is not possible, such animal may be destroyed summarily by said agent. Said director may extend any such quarantine period if deemed necessary by like additional determinations and notices. (Res. 27312 § 2, 1964).

11.12.030 Violation of quarantine. It is a misdemeanor and is unlawful for any owner or person charged with the custody of any animal subject to a quarantine defined in Sections 11.12.010 and 11.12.020 to permit any such animal to come in contact with any other animal or person or to run at large or to be removed from any quarantine premises without the consent of the director of Public Health. (Res. 27312 § 3, 1964).

11.12.040 Destruction of infected animals. Any animal bitten by an animal found to be rabid by appropriate laboratory tests shall be destroyed by order of the director of Public Health. (Res. 27312 § 4, 1964).

11.12.050 Vaccination order. Whenever the director of Public Health by order published in a newspaper of general circulation in the area for three successive days determines that conditions exist as indicated in Section 11.12.020 in a specified area wherein it is necessary for the protection of the public health that animals capable of transmitting rabies be vaccinated within thirty days with antirabies vaccine, he shall order that all such animals four months old or over shall be so vaccinated or humanely destroyed at the option of the owner or keeper, and it is a misdemeanor and is unlawful for any owner, or person charged with the custody of such animal, to fail or refuse to procure said vaccination within said time. (Res. 27312 § 5, 1964).

11.12.060 Enforcement. The director of the Seattle-King County Department of Public Health is authorized to enforce the provisions of this chapter, the ordinances and resolutions codified in it, and any rules and regulations promulgated thereunder pursuant to the enforcement and penalty provisions of Title 23. (Ord. 2910 § 2 (part), 1976: Res. 27312 (part), 1964).

E. Washroom facilities, including sinks and toilets, with hot and cold water, must be conveniently available for cleaning purposes, and a large sink or tub provided for the purpose of washing utensils, equipment and facilities.

F. Sick animals shall be separated from those appearing healthy and normal and, if for sale, shall be removed from display and sale. Sick animals shall be kept in isolation quarters with adequate ventilation to keep from contaminating well animals.

G. There shall be an employee on duty at all times during hours any store is open whose responsibility shall be the care and welfare of the animals in that shop or department held for sale or display.

H. An employee or owner shall come in to feed, water and do the necessary cleaning of animals and birds on days the store or shop is closed.

I. No person, persons, association, firm or corporation shall knowingly sell a sick or injured animal or bird.

J. No person, persons, association, firm or corporation shall misrepresent an animal or bird to a consumer in any way. (Ord. 10423 § 15, 1992: Ord. 2428 § 6, 1975: Ord. 1396 Art. II § 7, 1972).

11.04.100 Animal shelters, kennels, catteries, grooming services and pet shops - Indoor facilities. Animal shelters, kennels and pet shops which have indoor housing facilities for animals and birds shall:

A. Be sufficiently heated or cooled to protect such animals from temperatures to which they are not normally acclimatized;

B. Be adequately ventilated to provide for the health of animals contained therein and to assist in the removal of foul and obnoxious odors. Provision shall be made so that the volume of air within any enclosed indoor facility shall be changed three times or more each hour. This may be accomplished through the location and periodic opening of doors and windows. If fans or ventilating equipment are used, they shall be constructed in conformance with current standards of good engineering practice with respect to noise and minimization of drafts;

C. Have sufficient natural or artificial lighting to permit routine inspection and cleaning at any time of day. In addition, sufficient natural or artificial lighting shall be supplied in the area of sinks and toilets to provide for the hygiene of animal caretakers;

D. Have interior wall and ceiling surfaces constructed of materials which are resistant to the absorption of moisture and odors, or such surfaces shall be treated with a sealant or with paint, when such materials are not originally resistant to moisture or odors. Floor surfaces shall not be made of unsealed wood. In addition, interior walls shall be constructed so that the interface with floor surfaces is sealed from the flow or accumulation of moisture or debris;

E. Contain a drainage system which shall be connected to a sanitary sewer or septic tank system which conforms to the standards of building codes in force within the county and shall be designed to rapidly remove water and excreta in the cleaning of such indoor housing facility under any condition of weather or temperature; provided, this requirement shall not apply to hobby kennels and pet shops. All indoor housing facilities for animals, fish, or birds shall be maintained in a clean and sanitary condition and a safe and effective disinfectant shall be used in the cleaning of such facilities. (Ord. 10423 § 16, 1992: Ord. 2428 § 7, 1975: Ord. 1396 Art. II § 8, 1972).

11.04.110 Animal shelters, kennels, catteries and pet shops - Outdoor facilities. Animal shelters, kennels, catteries and pet shops which have outdoor facilities for animals and birds shall:

Chapter 11.20
DISPOSITION OF FOWL AND RABBITS

Sections:

11.20.010 Age restriction for disposition or coloration.
11.20.020 Penalty for violations.

11.20.010 Age restriction for disposition or coloration. It is unlawful for any person, firm or corporation to sell, offer for sale, barter or give away any fowl under three weeks of age or any rabbit under two months of age as a pet, toy, premium or novelty, or to color, dye, stain or otherwise change the natural color of any such fowl or rabbit. (Res. 30346 § 1, 1965).

11.20.020 Penalty for violations. Any person, firm or corporation violating this chapter is guilty of a misdemeanor as defined under the laws of the state of Washington, and upon conviction thereof shall be punished by a fine not to exceed three hundred dollars or by imprisonment in the county jail for a period not to exceed thirty days. (Res. 30346 § 1, 1965).

Chapter 11.24
STOCK RESTRICTED AREA[1]

Sections:

11.24.010 Stock restricted area.
11.24.020 Severability.
11.24.030 Penalty.

11.24.010 Stock restricted area. All of King County, except national forest lands owned by the federal government, is designated a stock restricted area in which it is unlawful to permit livestock, as defined in K.C.C. 21A.06.695, to run at large. (Ord. 11792 § 9, 1995: Ord. 5975 § 1, 1982).

11.24.020 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portion of this ordinance. (Ord. 5975 § 2, 1982).

11.24.030 Penalty. Any violation of this ordinance is a misdemeanor and the punishment shall be provided by the laws of the State of Washington. (Ord. 5975 § 3, 1982).

[1] [For statutory provisions regarding stock restricted areas, see R.C.W. Chapter 16.24.]

intended to allow pet owners to possess animals beyond the limits imposed by Title 21 of the K.C.C. until such time as the death or transfer of such animals reduces the number possessed to the legal limit set forth in Title 21 of the K.C.C.

3. The director of animal control may deny any application for a special hobby kennel license based on past Animal Control Code violations by the applicant's dogs and cats, or complaints from neighbors regarding the applicant's dogs and cats; or if the animal(s) is maintained in inhumane conditions. (Ord. 10423 § 11, 1992: Ord. 10168 § 4, 1991: Ord. 6370 § 5, 1983: Ord. 4610 § 3, 1979: Ord. 4269 § 1, 1979: Ord. 2428 § 3, 1975: Ord. 1396 Art. II § 4, 1972).

11.04.070 Animal shelters, kennels, hobby kennels, catteries, hobby catteries and pet shops - Reporting required. Each animal shelter, kennel, hobby kennel, cattery, hobby cattery or pet shop shall provide a list to the animal control authority, quarterly, based upon the calendar year, of all dogs and cats given away or sold. The list shall include the origin, the age and type of dog or cat, and the name and address of the person to whom the dog(s) or cat(s) was given or sold. (Ord. 10423 § 7, 1992: Ord. 2428 § 4, 1975: Ord. 1396 Art. II § 5, 1972).

11.04.080 Animal shelters, catteries, grooming services, kennels and pet shops - Inspection. A. INSPECTION. It shall be the duty of the director or his agent of the Seattle-King County department of public health or the animal control authority to make or cause to be made such inspections as may be necessary to insure compliance with Sections 11.04.090, 11.04.100 and 11.04.110. The owner or keeper of an animal shelter, kennel, cattery, grooming service or pet shop shall admit to the premises, for the purpose of making an inspection, any officer, agent or employee of the Seattle-King County department of public health or animal control authority at any reasonable time that admission is requested.

B. UNSANITARY CONDITIONS UNLAWFUL. It is unlawful to keep, use or maintain within King County any animal shelter, kennel, cattery, grooming service or pet shop that is unsanitary, nauseous, foul or offensive, or in any way detrimental to public health and/or safety and not in compliance with Sections 11.04.070, 11.04.090, 11.04.100 and 11.04.110 and may be cause for revocation or denial of such license. (Ord. 10423 § 14, 1992: Ord. 2428 § 5, 1975: Ord. 1396 Art. II § 6, 1972).

11.04.090 Animal shelters, kennels, grooming services, catteries and pet shops - Conditions. Animal shelters, kennels, catteries, grooming services and pet shops shall meet the following conditions:

A. Housing facilities shall be provided the animals and such shall be structurally sound and shall be maintained in good repair; shall be designed so as to protect the animals from injury; shall contain the animals; and shall restrict the entrance of other animals.

B. Electric power shall be supplied in conformance with city, county, and state electrical codes adequate to supply lighting and heating as may be required by this chapter. Water shall be supplied at sufficient pressure and quantity to clean indoor housing facilities and primary enclosures of debris and excreta.

C. Suitable food and bedding shall be provided and stored in facilities adequate to provide protection against infestation or contamination by insects or rodents. Refrigeration shall be provided for the protection of perishable foods.

D. Provision shall be made for the removal and disposal of animal and food wastes, bedding, dead animals, and debris. Disposal facilities shall be maintained in a sanitary condition, free from the infestation or contamination of insects or rodents or disease, and from obnoxious or foul odors.

Chapter 11.28
EXOTIC ANIMALS

Sections:

11.28.010 Chapter intent.
11.28.020 Definitions.
11.28.030 Possession unlawful - Exception - Rules and regulations compliance.
11.28.040 License - Issuance generally - Fees.
11.28.050 License - Application - Content.
11.28.060 License - Issuance - Premises inspection.
11.28.070 Periodic inspection of premises.
11.28.080 License revocation - Notice - Hearing.
11.28.090 Violation - Penalty.
11.28.100 Euthanasia in exigent circumstances.
11.28.110 Chapter limitations.
11.28.120 Severability.

11.28.010 Chapter intent. It is the intent of the King County council to limit and set conditions on the possession or maintenance of exotic animals in order to preserve the public peace and safety and to assure the humane treatment of exotic animals. (Ord. 2473 § 1, 1975).

11.28.020 Definitions. A. "Animal control authority" means the County Animal Control Section, licensing and regulatory services division, acting alone or in concert with other municipalities for enforcement of the animal control laws of the county and state and the shelter and welfare of animals.

B. "Director" means director of the animal control authority.

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

1. Venomous species of snakes capable of inflicting serious physical harm or death to human beings;
2. Non-human primates and prosimians;
3. Bears;
4. Non-domesticated species of felines;
5. Non-domesticated species of canines and their hybrids, including wolf and coyote hybrids;
6. The order crocodilia, including alligators, crocodiles, caiman, and gavials. (Ord. 11340 § 1, 1994: Ord. 2473 § 2, 1975).

cats and prohibits the entrance of children. For purposes of this section "Open run area" means that area, within the property lines of the premises on which the hobby kennel or hobby cattery is to be maintained, where the dogs and cats are sheltered or maintained. If there is no area set aside for sheltering or maintaining the dogs within the property lines of the premises the twenty foot setback does not apply. The property lines of premises not containing an open run area must be completely surrounded by a six-foot fence;

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

3. The director may require setback, additional setback, fencing, screening or soundproofing as she or he deems necessary to insure the compatibility of the hobby kennel or hobby cattery with the surrounding neighborhood. Factors to be considered in determining such compatibility are:

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

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

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

d. Animal size, type and characteristics of breed;

e. The zoning classification of the premises on which the hobby kennel or hobby cattery is maintained.

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

5. Each dog and cat in the hobby kennel or hobby cattery shall have current and proper immunization from disease according to the dog's and cat's species and age. Such shall consist of DHLPP inoculation for dogs over three months of age and FVRCP for cats over two months of age, and rabies inoculations for all dogs and cats over six months of age.

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

1. Exceed the number of dogs and cats allowed at the hobby kennel by the animal control section; or,

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

E. SPECIAL HOBBY KENNEL LICENSE

1. Persons owning a total number of dogs and cats exceeding three, who do not meet the requirements for a hobby kennel license, may be eligible for a special hobby kennel license to be issued at no cost by the animal control authority which will allow them to retain the specific animals then in their possession; provided that the following conditions are met:

a. The applicant must apply for the special hobby kennel license and individual licenses for each dog and cat within 30 days of the enactment of Ordinance 10423, or at the time they are contacted by an Animal Control Officer, King County License Inspector, or King County Pet License Canvasser.

b. The applicant is keeping the dogs and cats for the enjoyment of the species, and not as a commercial enterprise.

2. The special hobby kennel license shall only be valid for those specific dogs and cats in the possession of the applicant at the time of issuance, and is

11.28.030 Possession unlawful - Exception - Rules and regulations compliance. The possession or maintenance of an exotic animal within King County by private citizens as pets is prohibited unless the owner possessed or maintained the exotic animal on or before the effective date of this Ordinance 11340 (June 10, 1994), and agrees to promptly act to satisfy the licensing requirements contained in K.C.C. 11.28.040 through 11.28.090 and such rules and regulations as the animal control authority may adopt as provided in Chapter 2.98 regarding the maintenance of such animals. (Ord. 11340 § 2, 1994: Ord. 2473 § 3, 1975).

11.28.040 License - Issuance generally - Fees. The animal control authority may cause to be issued an exotic animal owner's license that shall authorize the licensee to possess or maintain all or some of such species of exotic animals as specified according to Section 11.28.030 herein, provided the application is accompanied by payment of the license fee, contains the information required by Section 11.28.050; and meets the cage or confinement rules and regulations of the animal control authority; provided, however, that no exotic animal owner licenses, except annual renewals of current licenses, shall be issued for a period of one year and a half from the effective date of Ordinance 10671 (1/2/93) during which time the Animal Control Citizens Advisory Committee shall review the King County exotic pet ordinance. Upon completion of this review, the Animal Control Citizens Advisory Committee shall transmit its recommendations for possible changes in the exotic pet ordinance to the county executive and the county council.

The fee for such license shall be as provided for in Section 11.04.035. All licenses shall expire one year from the date of the original application. (Ord. 11161 § 1, 1993: Ord. 10671 § 1, 1992: Ord. 10168 § 10, 1991: Ord. 2473 § 4, 1975).

11.28.050 License - Application - Content. A verified application for such license made in triplicate shall be filed by the applicant with the animal control authority which application shall contain the following: A legal or otherwise adequately precise description of the premises which applicant desires to use under the required license; whether the applicant owns or rents the premises to be used; if the applicant rents the premises, a written acknowledgment by the property owner that the applicant has the owner's permission to carry on the activity as described in the license application for the duration of the license; the extent of improvement upon such premises; a map or diagram of such premises showing where the improvements are located thereon; a statement indicating the species of exotic animal which the applicant desires to possess or maintain; a statement indicating how the animal will be caged or otherwise confined, accompanied with a drawing detailing the dimensions of and the materials used for the cage or similar confinement; and such further information as may be required by rules and regulations of the animal control authority. (Ord. 2473 § 5, 1975).

11.04.040 Animal shelter, kennel, grooming service cattery and pet shop license - Required. It is unlawful for any person to keep or maintain any animal shelter, kennel, cattery, grooming service or pet shop within King County without first obtaining a valid and subsisting license therefor. The fee, as provided in Section 11.04.035, shall be assessed not upon individual animals but upon the owner or keeper of an animal shelter, kennel, cattery, grooming service or pet shop. Each license and certificate of inspection issued pursuant to this chapter shall be conspicuously displayed at the establishment to which such license was issued. The license shall be dated and numbered and shall bear the name of King County, Washington, and the name and address of the owner or keeper of the establishment, and the expiration date of the license. The license shall run for a period of one year from the date of purchase. (Ord. 10423 § 12, 1992: Ord. 10168 § 3, 1991: Ord. 4610 § 2, 1979: Ord. 1396 Art. II § 2, 1972).

11.04.050 Animal shelter cattery, pet shop, grooming service and kennel license - Information required. A. ZONING COMPLIANCE. The applicant for an original animal shelter, cattery, pet shop, grooming service, or kennel license shall present to the animal control authority a written statement from the county department of parks, planning and resources that the etablishment of the animal shelter, cattery, pet shop, grooming service or kennel at the proposed site is not in violation of the King County zoning code, has a legal nonconforming zoning status, or a conditional use permit has been issued for the intended use.

B. HEALTH INSPECTION. Before an animal shelter, cattery, pet shop, grooming service or kennel license may be issued by the animal control authority, a certificate of inspection from the Seattle-King County health department or King County animal control section must be issued showing that the animal shelter, cattery, pet shop, grooming service or kennel is in compliance with Sections 11.04.080, 11.04.090, 11.04.100 and 11.04.110. (Ord. 10423 § 13, 1992: Ord. 2428 § 2, 1975: Ord. 1396 Art. II § 3, 1972).

11.04.060 Hobby kennel or hobby cattery license - Required. A. LICENSE REQUIRED. It is unlawful for any person to keep and maintain any dog or cat within the county for the purposes of a hobby kennel or hobby cattery without annually obtaining a valid and subsisting license therefor. The fee for such annual license shall be assessed upon the owner or keeper of such animals and shall be as provided in Section 11.04.035. In addition, each animal shall be licensed individually under provisions of Section 11.04.030B.

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

1. Animal size;

2. Type and characteristics of the breed;

3. The amount of lot area; provided, that the maximum number shall not exceed twenty-five where the lot area contains five acres or more; the maximum number shall not exceed ten where the lot area contains thirty-five thousand square feet but less than five acres and the maximum number shall not exceed five where the lot area is less than thirty-five thousand square feet;

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

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

C. REQUIREMENTS - Hobby kennels and hobby catteries.

1. All open run areas shall be completely surrounded by a six-foot fence set back at least twenty feet from all property lines; provided this requirement may be modified for hobby catteries as long as the open run area contains the

11.28.060 License - Issuance - Premises inspection. If after investigation by the director of the animal control authority, it appears that the applicant is the owner or tenant of or has a possessory interest in the property shown in the application; if applicable, has the written permission of the property owner as specified in Section 11.28.050; and that the applicant intends in good faith to possess or maintain an exotic animal in accordance with the law and the rules and regulations of the animal control authority; the animal control authority shall issue a license to the applicant describing therein the premises to be used by the licensee and certifying that the licensee is lawfully entitled to use the same for the possession or maintenance of the exotic animal(s) specified in such license; provided that prior to issuing the license the animal control authority shall inspect the cage or other confinement as required by rule or regulation and specified in the licensee's application in order to determine whether the cage or confinement meets the standard specifications for the classification of the exotic animal. If the cage or confinement is deemed inadequate, the applicant shall make such changes as necessary to meet the standard specifications before the license shall issue. (Ord. 2473 § 6, 1975).

11.28.070 Periodic inspection of premises. The director of the animal control authority or any other officer authorized by him, may make routine periodic inspections of a licensee's premises and records in order to determine the number, kind, weight and condition of exotic animals possessed by the licensee, and for purposes of enforcing the provisions of this chapter and the rules and regulations of the animal control authority. (Ord. 2473 § 7, 1975).

11.28.080 License revocation - Notice - Hearing. The animal control authority may revoke, suspend or refuse to renew any exotic animal owner's license upon good cause for failure to comply with any provision of this chapter or the rules and regulations of the animal control authority authorized by this chapter; provided, that the violator shall be first notified of the specific violation or violations, and if the violation can be remedied, the violator shall have fifteen days after receiving the notice of violation to correct the violation; provided further, that enforcement of such revocation, suspension or refusal shall be stayed during the pendency of an appeal filed in the manner provided by Section 11.04.270. (Ord. 2473 § 8, 1975).

11.28.090 Violation - Penalty. Any person possessing or maintaining an exotic animal in King County without an exotic animal owner's license as provided herein, or transferring possession of an exotic animal to a person not licensed as provided by this chapter, is guilty of a misdemeanor and is subject to a fine not to exceed two hundred fifty dollars and/or by imprisonment not to exceed ninety days. (Ord. 2473 § 9, 1975).

11.28.100 Euthanasia in exigent circumstances. An exotic animal possessed or maintained in violation of this chapter or the rules and regulations of the animal control authority may be subject to euthanasia as defined in Section 11.04.020 F if any one of the following exigent circumstances is deemed to exist by the director of the animal control authority:

possession of animals solely for the purposes of veterinary care. (Ord. 10423 § 3, 1992).

11.04.035 License fees and penalties. A. Fees. The following fees are applicable as provided in this chapter:

1. Pet license
   a. unaltered (dog or cat) ..... $ 55.00
   b. altered 10.00
2. Juvenile pet license 5.00
3. a. Senior Citizen/Lifetime license - dog 20.00
   b. Senior Citizen/Lifetime license - cat 12.00
4. Replacement tag 3.00
5. Transfer fee 3.00
6. Animal Shelter 200.00
7. Kennel and Cattery
   a. Hobby 50.00
   b. Commercial 200.00
8. Pet shop 200.00
9. Grooming Service
   a. Operating Alone 100.00
   b. When operated in conjunction with pet shop or kennel or veterinarian 100.00
10. Guard Dog registration 100.00
11. Exotic pet
    a. New 500.00
    b. Renewals 250.00
12. Service animal ..... no charge
13. K-9 Police dog ..... no charge
14. Individual Private Animal Placement Permit 25.00
15. Organizational Private Animal Placement Permit 10.00

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

License renewal applications:

1. Received after thirty days of license expiration, but before sixty days or failure to comply with 11.04.030 C ..... $ 10.00
2. Received after sixty days of license expiration, but before ninety days 20.00
3. Received after ninety days of license expiration 40.00

C. Penalties. The following penalties shall be assessed:

1. Dog leash law violations
   a. 1st notice ..... $ 25.00
   b. Successive violations within one year 50.00
2. Civil Penalties ..... max 1000.00
3. Animal abandonment 500.00

D. Service Fees

1. Adoptions - per animal ..... $ 7.50
2. Impound/Redemption
   a. Dog, cats, other small animals
      First Offense 30.00
      Second Offense, within 1 year 60.00
      Third Offense, within 1 year 90.00
   b. Livestock 100.00
3. Kenneling - per 24 hours or portion thereof 7.00
4. Recovery of deceased domestic pets from doctors of veterinary medicine, per pet 7.00

(Ord. 10809 § 6, 1993: Ord. 10423 § 5, 1992: Ord. 10168 § 2, 1991: Ord. 7861 § 1, 1986: Ord. 7416 § 2, 1985)

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

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

C. The exotic animal suffers from a communicable disease injurious to other animals or human beings; provided, that this section shall not apply if the animal is under treatment by a licensed veterinarian and may reasonably be expected to recover without infecting other animals or human beings. (Ord. 2473 § 10, 1975).

11.28.110 Chapter limitations. A. The purpose of this chapter is to prohibit the private ownership of exotic animals as pets. Therefore, the provisions of this chapter shall not apply to any facility possessing or maintaining exotic animals as defined in this chapter which is owned, operated or maintained by any city, county, state or the federal government, including but not limited to public zoos, nor shall it apply to museums, laboratories and research facilities maintained by scientific or educational institutions, nor to private or commercial activities such as circuses, fairs, or private zoological parks which are otherwise regulated by law, nor to any recognized program engaged in the training of exotic animals as defined in this chapter for use as service animals by disabled citizens.

B. Breeding, or allowing the reproduction of, exotic animals as defined in this chapter is prohibited, provided that this prohibition shall not apply to any governmental facility possessing or maintaining exotic animals nor shall it apply to private or commercial activities as set forth in section A. (Ord. 11340 § 3, 1994: Ord. 2473 § 11, 1975).

11.28.120 Severability. If any clause, sentence, paragraph, or part of this ordinance codified herein, or the application thereof to any person or circumstance shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of the ordinance codified in this chapter. (Ord. 2473 § 12, 1975).

animal control section.

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

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

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

C. PENALTY.

1. A late penalty shall be charged on all pet license applications, according to the schedule provided in Section 11.04.035 of this chapter:

2. No late penalty shall be charged on new license applications if:

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

b. The owner has moved into the county within the preceding thirty (30) days; or

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

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

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

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

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

F. NONAPPLICABILITY. The provisions of this section shall not apply to dogs or cats in the custody of a veterinarian or animal shelter or whose owners are nonresidents temporarily within the county for a period not exceeding thirty days. (Ord. 10809 § 2, 1993: Ord. 10423 § 4, 1992: Ord. 10168 § 1, 1991: Ord. 7986 § 1, 1987: Ord. 7416 § 1, 1985: Ord. 6702 § 1, 1984: Ord. 6370 § 4, 1983: Ord. 5805 § 1, 1981: Ord. 4552 § 1, 1979: Ord. 3980 § 1, 1978: Ord. 3187 § 1, 1977: Ord. 2869, 1976: Ord. 2158 § 1, 1974: Ord. 1691 § 1, 1973: Ord. 1396 Art. II § 1, 1972).

11.04.033 Animal shelter, kennel, grooming service, cattery and pet shop - General licenses - Requirements. All animal shelters, kennels, catteries, hobby kennels, hobby catteries, pet shops, and grooming services must be licensed by the animal control authority. Licenses will be valid for one year from the date of application. Fees shall be assessed as provided in Section 11.04.035. There is no proration of the license fee. Renewal licenses shall retain the original expiration date whether renewed prior to, on, or after their respective renewal month. Any person(s) who engages in more than one of the services or maintains more than one of the types of facilities cited in this section shall pay license fees as provided in Section 11.04.035. Veterinarians shall obtain the required licenses for any service other than one which by law may be performed only by a veterinarian; provided, that no such license shall be required for his or her

Chapter 11.32
GUARD DOGS

Sections:

11.32.010 Intent.
11.32.020 Definitions.
11.32.030 Guard dog purveyor - License - Fees.
11.32.040 Guard dog purveyor - License - Application - Contents.
11.32.050 Guard dog trainer - License - Fees.
11.32.060 Guard dog trainer - License - Application - Contents.
11.32.070 Guard dog - Registration.
11.32.080 Guard dog - Registration -Application - Contents.
11.32.090 Inspections.
11.32.100 Authorization.
11.32.110 Limitations.
11.32.120 Severability.

11.32.010 Intent. It is the intent of the King County council to set reasonable requirements and conditions governing the training, selling and conveying of guard dogs and the use of such animals for the protection of person and/or property. The council finds such regulation is necessary to preserve the public peace and safety and to insure the humane treatment of said animals. (Ord. 3232 § 1, 1977).

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

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

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

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

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

BB. "Vicious" means the act of, or the propensity to do any act endangering the safety of any person, animal or property of another, including, but not limited to, biting a human being, and/or an attack on human beings or domestic animals without provocation. (Ord. 10809 § 1, 1992: Ord. 10423 § 1, 1992: Ord. 7923 § 1, 1987: Ord. 6370 § 3, 1983: Ord. 4610 § 1, 1979: Ord. 2428 § 1, 1975: Ord. 2085 § 1, 1974: Ord. 1396 Art. I § 3, 1972).

II. LICENSING

11.04.030 Pet licenses required. A. LICENSE REQUIREMENTS. All dogs and cats eight weeks and over which are harbored, kept or maintained in King County shall be licensed and registered annually, provided that an altered two-year license may be purchased.

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

1. Pet licenses for unaltered dogs and cats will be valid for a term of one year from the date of issuance, expiring on the last day of the twelfth month. Pet licenses for altered dogs and cats will be valid for two years, expiring on the last day of the twenty-fourth month. There is no proration of any license fees. Renewal licenses will retain the original expiration period whether renewed prior to, on, or after their respective renewal month.

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

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

4. Applications for a pet license shall be on forms provided by the

11.32.020 Definitions. A. "Animal Control Authority" means the King County Animal Control Section, Division of General Services, acting alone or in concert with other municipalities in the enforcement of the animal control laws of the county and state.

B. "Director" means director of the Animal Control Section.

C. "Guard dog" means any member of the dog family (canidae) which has been trained or represented as trained to protect person and/or property by virtue of exhibiting hostile propensities and aggressiveness to unauthorized persons.

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

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

F. "Guard dog owner" means any person, firm or corporation which employs a guard dog to protect person or property from unauthorized intrusion. For purposes of this definition, "owner" includes both the legal owner and any person, firm or corporation who, through arrangement or contract, has secured the use of a guard dog to protect person and/or property from unauthorized intrusion.

G. "Rules and regulations of the Animal Control Authority" means such rules and regulations as may be adopted by the Animal Control Authority pursuant to Chapter 2.98, not inconsistent with the intent of this chapter. (Ord. 3232 § 2, 1977).

11.32.030 Guard dog purveyor - License - Fees. A. It is unlawful for any person, firm or corporation to supply guard dogs to the public without a valid license so to do issued to said person, firm or corporation by the Animal Control Authority. Only a person who complies with the requirements of this chapter and such rules and regulations of the Animal Control Authority as may be adopted pursuant hereto shall be entitled to receive and retain such a license. Licenses shall not be transferable and shall be valid only for the person and place for which issued. Said licenses shall be valid for one year from date of issue.

B. The fee for such license shall be two hundred fifty dollars per year; provided, that if the guard dog purveyor is in possession of a valid animal shelter, kennel and pet shop license, the fee for said guard dog purveyor license shall be reduced by the amount of the animal shelter, kennel and pet shop license. (Ord. 3232 § 3, 1977).

11.32.040 Guard dog purveyor - License - Application - Contents. Any person desiring to supply guard dogs to the public shall make written application for a license on a form to be provided by the Animal Control Authority. Such application shall be filed with the Animal Control Authority and shall include the following:

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

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

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

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

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

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

N. "Kennel" means a place where four or more adult dogs are kept, whether by owners of the dogs or by persons providing facilities and care, whether or not for compensation, but not including small animal hospitals or clinics or pet shops. An adult dog is one of either sex, altered or unaltered, that has reached the age of six months.

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

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

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

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

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

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

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

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

C. A written acknowledgment by the applicant that prior to the actual commercial sale or purveyance of any and all guard dogs the licensee shall coordinate with the Animal Control Authority in properly marking the guard dog and in notifying all customers of the guard dog purveyor that the customer is required to register the guard dog and pay the appropriate registration fee to King County prior to the animal performing guard dog functions. (Ord. 3232 § 4, 1977).

11.32.050 Guard dog trainer - License - Fees. A. It is unlawful for anyone to engage in the training of dogs as guard dogs without a valid license so to do issued to him/her by the Animal Control Authority. Only a person who complies with the requirements of this chapter and the rules and regulations of the Animal Control Authority shall be entitled to receive and retain such a license. Licenses shall not be transferable and shall be valid only for the person for which issued. Licenses shall be valid for one year from date of issue.

B. The cost of such license to each guard dog trainer shall be fifty dollars per year. (Ord. 3232 § 5, 1977).

11.32.060 Guard dog trainer - License - Application - Contents. Any person desiring to train dogs as guard dogs shall make written application for a license on a form to be provided by the Animal Control Authority. All such applications shall be filed with the Animal Control Authority and shall contain the following:

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

B. A statement of whether the applicant is self-employed or a member of a business, firm, corporation or organization which trains guard dogs. If the applicant is a member of such a business, firm, corporation or organization, the applicant shall state the name of said entity and shall provide the name of the major executive officer of said entity; and

C. If the premises at which the applicant proposes to train dogs as guard dogs is rented, the application must be accompanied by a written statement of acknowledgment from the property owner that the applicant has the owner's permission to carry on the activity of guard dog training at said location for the duration of the license. (Ord. 3232 § 6, 1977).

11.32.070 Guard dog - Registration. All persons using dogs as guard dogs shall register the dogs with the animal control authority. The cost of such registration shall be as provided in Section 11.04.035. Said registrations shall be valid for one year from date of issue. All registrations shall be affixed on the guard dog in such a manner so as to be readily identifiable. (Ord. 10168 § 11, 1991: Ord. 3232 § 7, 1977).

11.32.080 Guard dog - Registration - Application - Contents. Any person desiring to use a guard dog shall register said dog with the Animal Control Authority and said registration shall be accompanied by the following information:

A. A legal description or business address of the premises which the applicant desires to employ a registered guard dog to prevent unauthorized intrusion;

B. A statement whether the applicant owns or rents the premises to be guarded. If the applicant rents the premises, the application must be accompanied by a written statement of acknowledgment from the property owner that the applicant has the owner's permission to use a guard dog on the premises to prevent unauthorized intrusion for the duration of the registration;

I. GENERAL PROVISIONS

11.04.010 Purpose. It is declared the public policy of the county to secure and maintain such levels of animal control as will protect human health and safety, and to the greatest degree practicable to prevent injury to property and cruelty to animal life. To this end, it is the purpose of this chapter to provide a means of licensing dogs, cats, animal shelters, hobby kennels, kennels and pet shops and controlling errant animal behavior so that it shall not become a public nuisance and to prevent cruelty to animals. (Ord. 1396 Art. I § 2, 1972).

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

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

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

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

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

E. "Cattery" means a place where four or more adult cats are kept, whether by owners of the cats or by persons providing facilities and care, whether or not for compensation, but not including small animal hospitals, clinics or pet shops. An adult cat is one of either sex, altered or unaltered, that has reached the age of six months.

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

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

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

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

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

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

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

F. Acknowledgment by the applicant that the guard dog will be maintained in such a manner as to insure the safety of the public and the welfare of the animal. (Ord. 3232 § 8, 1977).

11.32.090 Inspections. The director of the animal control authority or his authorized representative shall inspect all premises which are the subject of the licenses and registrations required herein prior to the issuance of said licenses and/or registrations. Said inspections shall include, but not be limited to, a verification that adequate measures are being taken to protect the health, welfare and safety of the general public and to insure the humane treatment of the guard dogs. If the premises are deemed inadequate, the animal control authority shall direct the applicant to make such changes as are necessary before the license or registration is issued. The director of the animal control authority or this authorized representative may make such routine periodic inspections of a licensee's premises or the premises of an area guarded by a registered guard dog for the purpose of enforcing the provisions of this chapter and the rules and regulations of the animal control authority. (Ord. 3232 § 9, 1977).

11.32.100 Authorization. In protecting the health, safety and welfare of the public; to enforce the laws of the state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of control; the director of the animal control authority and his authorized officers are authorized to take such lawful action in exercising appropriate powers and responsibilities contained in Article III of Ordinance No. 1396 and Chapter 11.04 of this code. (Ord. 3232 § 13, 1977).

11.32.110 Limitations. The provisions of this chapter shall not apply to any facility possessing or maintaining dogs or guard dogs as defined in this chapter which is owned, and operated or maintained by any city, county, state or the federal government; provided, private parties renting or leasing public facilities for commercial purposes as specified in this chapter shall not be exempt. (Ord. 3232 § 14, 1977).

11.32.120 Severability. Should any section, subsection, paragraph, sentence, clause or phrase of this chapter be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this chapter. (Ord. 3232 § 15, 1977).

11.04.090 Animal shelters, kennels, grooming services, catteries and pet shops - Conditions.
11.04.100 Animal shelters, kennels, catteries, grooming services and pet shops - Indoor facilities.
11.04.110 Animal shelters, kennels, catteries and pet shops - Outdoor facilities.
11.04.130 Grooming parlors - Conditions.
11.04.140 Animal shelters, hobby kennels, kennels, pet shops, grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners - Additional conditions.
11.04.150 Licenses, registration - Revocation, suspension or refusal to renew.
11.04.160 Licenses, registration - Revocation or refusal waiting period.
11.04.165 Private Animal Placement Permit - Individual.
11.04.167 Private Animal Placement Permit - Organizational.

III. ENFORCEMENT, PENALTIES AND PROCEDURES

11.04.170 Enforcement power.
11.04.180 Violations - Deemed nuisance - Abatement.
11.04.190 Violations - Misdemeanor - Penalty.
11.04.200 Violations - Civil penalty.
11.04.210 Impounding.
11.04.220 Additional enforcement.
11.04.230 Nuisances defined.
11.04.235 Transfer of unaltered dogs and cats prohibited.
11.04.240 Unlawful acts against police department dogs - Penalty for violation.
11.04.250 Cruelty to animals - Unlawful acts designated.
11.04.260 Violations - Notice and order.
11.04.270 Appeals.
11.04.280 Redemption procedures.
11.04.290 Corrective action - Vicious animals.
11.04.300 Civil penalty and abatement costs - Liability of owner.
11.04.310 Costs of enforcement action.
11.04.320 Miscellaneous service charges.
11.04.330 Additional rules and regulations.
11.04.335 Waiver of fees and penalties.
11.04.340 Severability.
11.04.345 Private Animal Placement Permit.

IV. MANDATORY SPAY/NEUTER PROGRAM

11.04.400 Mandatory spaying and neutering.
11.04.410 Spay/neuter vouchers.

V. OTHER PROVISIONS

11.04.500 Euthanasia rate targets.
11.04.510 Unaltered dogs and cats - Advertising requirements.
11.04.520 Rabies vaccination required.
11.04.530 Exemptions from chapter.
11.04.540 Unauthorized release of animals from confinement.
11.04.550 Monitoring and reporting.
11.04.560 Public information education.
11.04.570 Breeder certification program.
11.04.580 Canvassing program.
11.04.590 Use of canvassing revenue.

Replaced 3/2/01

Chapter 11.02
ANIMAL CONTROL SECTION

Sections:

11.02.010 Established.
11.02.020 Office of manager created - Compensation.
11.02.030 Contract - Authorization.

11.02.010 Established. There is established in the division of general services an animal control section. The animal control section is by this chapter designated the agency authorized to enforce animal control laws. (Ord. 1361 § 4, 1972: Ord. 1269 § 1, 1972).

11.02.020 Office of manager created - Compensation. There is established within the animal control section of the division of general services the position of "manager-animal control section" to be compensated at a rate established by the county personnel division. (Ord. 6370 § 1, 1983: Ord. 1269 § 3, 1972).

11.02.030 Contract - Authorization. The county executive is authorized to enter into agreement with any or all other municipal corporations in King County for the licensing and enforcement of local municipal ordinances relating to animal control, and with other legal entities for the purpose of dead animal disposal. (Ord. 6370 § 2, 1983: Ord. 1370 § 1, 1972).

Chapter 11.04
ANIMAL CONTROL REGULATIONS[1]

Sections:

I. GENERAL PROVISIONS
11.04.010 Purpose.
11.04.020 Definitions.

II. LICENSING
11.04.030 Pet licenses required.
11.04.033 Animal shelter, kennel, grooming service, cattery and pet shop - General licenses - Requirements.
11.04.035 License fees and penalties.
11.04.040 Animal shelter, kennel, grooming service, cattery and pet shop license - Required.
11.04.050 Animal shelter, cattery, pet shop, grooming service and kennel license - Information required.
11.04.060 Hobby kennel or hobby cattery license - Required.
11.04.070 Animal shelters, kennels, hobby kennels, catteries, hobby catteries, and pet shops - Reporting required.
11.04.080 Animal shelters, catteries, grooming services, kennels and pet shops - Inspection.

[1] [For statutory provisions regarding the county dog license tax, see RCW 36.49; for provisions regarding dog control zones, see RCW 16.10. For statutory provisions regarding prevention of cruelty to animals, see RCW 16.52.]