

Title 6

ANIMALS

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Chapter 6.04**DOGS**

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6.04.010 Public nuisance defined – Unlawful.

The following dogs are declared to be a public nuisance:

A. Any dog running at large in violation of the provisions of this chapter; or

B. Any dog which by frequent or habitual howling, yelping, or barking annoys or disturbs persons in the neighborhood, or the peace or quiet of the community, or which by its actions disturbs or hinders the free use of the sidewalks and streets by the public; or

C. Any dog which causes or does damage to any property other than that of its owner; or

D. Any mad or vicious dog or dog afflicted with rabies, or dog displaying the tendencies and symptoms of either, if not securely confined and kept from the public; or

E. Any dog in town which is not properly licensed as provided in this chapter or which does not at that time have affixed to it an official license tag issued by the town pursuant to the provisions of this chapter; or

F. Any dog which is abandoned; or

G. Any dog which is found on the running board, fender, hood or other outside part of any parked or unoccupied vehicle, to include the back of a truck, unless such dog is by suitable harness or other device from falling, escaping or being thrown therefrom. (Ord. 683 § 1, 1986; Ord. 460 § 1, 1978)

6.04.020 Unlawful acts.

It is unlawful for any person to keep or maintain any dog constituting a public nuisance within the town or for any owner or custodian thereof to permit any such dog to be within the town and not within the direct control of its owner or custodian. (Ord. 460 § 2, 1978)

6.04.030 Impoundment and care requirements.

A. The town marshal, and the humane officer under his direction, are directed to keep and maintain or to provide for a suitable pound for dogs, and it shall be their duty to cause all dogs, while impounded, to be fed and treated in a humane manner.

B. It shall be the duty of the town marshal, or any officer or the humane officer, or other town employee at the direction of the mayor or town marshal, to seize and impound any and all dogs constituting a public nuisance, as defined in this chapter.

C. The impounding may be upon the complaint of any person or upon actual observation by the town marshal or humane officer of any such dog, which is a public nuisance, as defined in this chapter.

D. The town marshal shall cause upon the impounding of any dog or dogs, the making of a complete registry, entering the breed, color and sex of such dog, time and place of the impounding. (Ord. 460 § 3, 1978)

6.04.040 Impounding fee – Keeping fee.

Any dog impounded under authority of this chapter shall be released to the owner or custodian thereof by the humane officer upon payment of the sum of \$25.00 upon the first impounding of the dog, and the sum of \$50.00 upon any second subsequent impounding of the dog within a period of one year, together with the sum of \$3.00 per day, or fraction thereof, for the keeping and boarding of the dog. (Ord. 460 § 4, 1978)

6.04.050 Notice to owner of impoundment.

Not later than the next business day after the impounding of the dog, the owner, if known,

shall be notified of the impounding by mailing a written notice thereof, addressed to the owner at his or her last known address, or if unknown, by posting a notice at the Town Hall bulletin board. The notice shall include description of the dog as provided in this chapter, and the place and time of the impounding thereof. (Ord. 460 § 5, 1978)

6.04.060 Period of keeping required.

A. It shall be the duty of the town marshal to keep, or provide for the keeping, of all dogs so impounded for a period of 14 days after the mailing or posting of notice, as required in this chapter.

B. If after expiration of 14 days such dog has not been redeemed and all fees paid, the dog may be destroyed or sold by the town marshal. (Ord. 575 § 1, 1983; Ord. 460 § 6, 1978)

6.04.070 Mad, vicious or rabid dogs.

Any mad or vicious dog, or dog afflicted with rabies, or dog displaying the tendencies of either, or dog attacking any person within the town may be forthwith seized by the town marshal, or any officer, or the humane officer, as a public nuisance, and must be impounded a minimum of 10 days to determine if the dog is afflicted with rabies. (Ord. 460 § 7, 1978)

6.04.080 Dog licenses.

A. Requirement. All dogs kept within the town shall be registered as to sex, breed, name of dog and name, address, and phone number of owner.

B. Procedure. The town marshal, or persons designated by him for this purpose, shall issue licenses under the procedures set forth in this section.

C. License Tag. The license shall be a metal or plastic tag of a size and color determined by the marshal, who may establish tags of various sizes so as to equip each licensed dog with as conspicuous a tag as practical, given the size of the dog being licensed. Each tag shall bear a number and the legend "Town of Friday Harbor Dog License," and no tag shall be given the number assigned to another tag. License tags shall not be transferred from one dog to another.

D. License Card. A card containing the name, address and telephone number of the dog's owner and such further information as the marshal deems reasonably necessary to identify the dog and its owner shall be kept and be available for inspection by members of the public by appointment. On change of ownership of a licensed dog, the new owner shall promptly report the transfer to the custodian of the license card.

E. License Fees.

1. License fees shall be valid for one calendar year, however, a license purchased between November 15th and December 31st shall be valid from the date of purchase through the following year.

2. License fees shall be:

a. Neutered, \$8.00 annually;

b. Unneutered, \$15.00 annually;

c. Replacement tag, \$2.00 as required.

3. License fees shall be transferred to the current expense fund to be disbursed as follows:

a. Six dollars of each license shall be paid to such persons, if any, as may be authorized or designated by the town marshal to issue licenses.

b. The balance of all fees collected shall be used by the town for the purpose of developing and supporting animal control and animal impounding facilities, and to support the costs of enforcement. (Ord. 962 § 1, 1994; Ord. 845 § 1, 1991; Ord. 683 § 2, 1986; Ord. 460 § 8, 1978)

6.04.090 Violation – Penalty.

A. The owner or custodian of any dog found to be in violation of any provision of this chapter shall have committed a civil infraction. Any law enforcement officer shall have authority to issue such owner or custodian a notice of civil infraction when the infraction is committed in the officer's presence. The court may issue a notice of civil infraction upon receipt of a sworn written statement of an officer that there is a reasonable cause to believe an infraction has been committed.

B. Upon issuance of a notice of infraction, the matter shall be processed in accordance

with the provisions of Chapter 7.80 RCW.
(Ord. 845 § 2, 1991; Ord. 683 § 3, 1986; Ord.
460 § 9, 1978)

Chapter 6.08

SWINE

Sections:

6.08.010 Prohibited acts.

6.08.020 Person defined.

6.08.030 Violation – Penalty.

6.08.010 Prohibited acts.

On or after January 1, 1912, no person, persons or residents of the town shall keep, raise or maintain any species of swine in or on any property within the limits of the town; provided, that nothing in this chapter shall prohibit the keeping, raising and maintaining of one or two swine for family use by any person, persons or residents. (Ord. 59 § 1, 1911)

6.08.020 Person defined.

The word “person” as used in this chapter shall be construed to include persons, copartnerships and corporations. (Ord. 59 § 2, 1911)

6.08.030 Violation – Penalty.

Any person violating the provisions of this chapter shall be guilty of a misdemeanor and may be punished by a fine not to exceed the sum of \$25.00, and costs, and upon default in the payment thereof may be confined in jail until such fine and costs shall have been paid. (Ord. 59 § 3, 1911)