

(Underlined sections are new or replacements; [bracketed] sections are deleted.).

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 480

An ordinance amending Chapter 8.10 of the Multnomah County Code to provide for licensing of dogs, licensing of certain animal facilities, and registration of cats for up to three years; requiring prior land use approval for certain animal facilities licenses; and establishing fees.

Multnomah County ordains as follows:

SECTION 1. AMENDMENT. M.C.C. 8.10.010 is amended to read as follows:

8.10.010 Definitions. As used in this chapter, unless the context requires otherwise:

(A) "Animal" means any dog, cat, exotic, wild or dangerous animal, or livestock.

(B) "Animal at large" means any animal, excluding cats, not confined to the premises of its owner, unless restrained by a leash, tether or other physical control device not to exceed eight feet in length and under the physical control of a person, whether or not the owner of the animal, or which enters upon land of another person without authorization of that person or a lawful occupant.

(C) "Dog facility" means any site, as identified by a mailing address, where more than three dogs of licensable age are kept, whether the animals are the property of the site owner or of other persons.

(D) "Director" means the Director of the Department of Environmental Services of Multnomah County.

(E) "Euthanasia" means putting to death an animal in a humane manner.

(F) "Exotic, wild or dangerous animal" means any animal which is not commonly domesticated, or which is not native to North America, or which, irrespective of geographic origin, is of a wild or predatory nature, or any domesticated animal, which because of its size, vicious nature or other characteristics would constitute an unreasonable danger to human life or property if not kept, maintained or confined in a safe and secure manner.

(G) "Exotic, wild or dangerous animal facility" means any site for the keeping of exotic, wild or dangerous animals.

(H) "Livestock" means animals kept for husbandry, including but not limited to horses, mules, burros, asses, cattle, sheep, goats, swine and other hoofed, domesticated animals.

(I) "Livestock facility" means any facility for the keeping of livestock.

(J) "Owner" means any person or legal entity having a possessor right in an animal or who harbors, cares for, exercises control over or knowingly permits any animal to remain on premises occupied by that person.

(K) "Person" means any natural person, association, partnership, firm or corporation.

(L) "Pet license" means a license for any owned dog or cat that is of licensable age.

[(L)] (M) "Sexually unproductive" means being incapable of reproduction by reason of age or physical condition, or incapable of being subjected to a medical procedure to be rendered unproductive and certified by a licensed veterinarian as such.

[(M)] (N) "Vicious animal" means any animal, excluding cats, which bites any human being or other domestic animal or which demonstrates menacing behavior toward human beings or domestic animals, but does not include an animal which bites, attacks or menaces a trespasser on the property of its owner or harms or menaces anyone who has tormented or abused it.

SECTION 2. AMENDMENT. M.C.C. 8.10.060 is amended to read as follows:

PET LICENSING [DOG LICENSES: CAT REGISTRATION]

Dogs and cats subject to pet licensing. The provisions of M.C.C. 8.10.060 to 8.10.090 shall apply to dogs and cats not housed, kept or maintained within a dog facility or cat facility subject to licensure under M.C.C. 8.10.100 to 8.10.140.

SECTION 3. AMENDMENT. MCC 8.10.070 is amended to read as follows:

8.10.070 Pet [Dog] licenses required; period of license.

(A) Dogs and cats shall be licensed within 30 days of obtaining the age of six months or within 30 days of acquisition by the owner, whichever occurs later.

(B) Licenses shall be valid for [12 months] one, two or three years from date of issuance, at the option of the pet owner and, for dogs, shall require a current rabies inoculation for licensing period selected and shall be issued upon payment of the fee required by MCC 8.10.220.

(C) Licenses issued under prior existing Multnomah County ordinances shall remain valid until expiration.

SECTION 4. AMENDMENT. M.C.C. 8.10.075 is deleted.

SECTION 5. AMENDMENT. M.C.C. 8.10.080 is amended to read as follows:

8.10.080 [Dog] Pet Licenses.

(A) Pet license tags shall be securely displayed upon dogs at all times, except when the dog is confined to the owner's premises or displayed in an exhibition.

(B) A [dog] pet license is not transferable to another dog or cat. [and shall be void upon transfer of licensed dog to another owner, provided, however, that] [t] The pet license number shall be assigned to the dog or cat and

shall remain with the animal upon transfer to another owner for life of license.

(C) An animal [a dog] displaying a current license from jurisdictions outside Multnomah County, but within the State of Oregon, shall not require licensing under this chapter until expiration of the current license, provided that the animal remains in the possession of the owner to whom the license was duly issued.

(D) A penalty of \$6 shall be charged for the late renewal of a pet license. Late renewal is defined as the first day of the month past the due date.

(E) A penalty equal to twice the applicable license fee shall be charged to any person who fails to apply for an initial Multnomah County license within the times specified in this chapter.

(F) Any penalty shall be in addition to the applicable license fee and payable at the time of issuance.

(G) The pet license number shall be securely displayed upon cats at all times, except when the cat is displayed in an exhibition. Cat owners shall be allowed to choose the means by which to display the pet license number (tag, collar, tattoo or another form of identification with the pet license number on it). A pet license tag, with pet license number, shall be issued by the director. Any additional expense is to be borne by the cat owner.

SECTION 6. AMENDMENT. M.C.C. 8.10.090 is amended by the addition of a new subsection (C), to read as follows:

(C) License fees for cats owned by persons aged 65 or older shall be reduced by the amount equal to the license fee of a sexually unproductive cat for one cat per household, provided, however, that the late penalty shall be applied in the case of a late renewal of a license.

SECTION 7. AMENDMENT. MCC 8.10.100(B) is amended to read as follows:

(B) Issuance of the license shall [not constitute approval of the land use nor be evidence of] require prior land use approval and shall be in compliance with any land use restrictions or regulations which may apply to the proposed facility operation.

SECTION 8. AMENDMENT. MCC 8.10.110(B) is amended to read as follows:

(B) A facility [an initial] license shall [expire on the first days of the calendar year following issuance and the initial license fee shall be subject to quarterly proration.] be valid for one, two or three years from the date of issuance, at the option of the facility owner, unless revoked.

SECTION 9. AMENDMENT. MCC 8.10.145(C) is amended to read as follows:

(C) A cat facility license shall be valid for [12 months] one, two or three years from the date of issuance, at the option of the facility owner, unless revoked.

SECTION 10. AMENDMENT. MCC 8.10.220 is amended to read as follows:

8.10.220 Fee schedule. Fees shall be imposed under this chapter as follows:

| | | ONE YEAR | <u>TWO YEAR</u> | <u>THREE YEAR</u> |
|-----|--------------------------------|-------------|---------------------|-----------------------|
| (A) | Pet licenses: | | | |
| | (1) Dogs: | | | |
| | (a) Fertile | \$ 20 | <u>\$ 35</u> | <u>\$ 50</u> |
| | (b) Sexually unreproductive | \$ 5 | <u>\$ 8</u> | <u>\$ 12</u> |
| | (2) Cats: | | | |
| | (a) Fertile | \$ 10 | <u>\$ 20</u> | <u>\$ 25</u> |

| | | | | |
|---------------------------|-------------------------------|-------|--------------|--------------|
| (b) Sexually unreproduc- | | | | |
| tive, first in | | | | |
| household | | | | |
| | \$ | 5 | <u>\$ 8</u> | <u>\$ 12</u> |
| (c) Sexually unreproduc- | | | | |
| tive, subsequent in | | | | |
| same household | | | | |
| | \$ | 2 | <u>\$ 4</u> | <u>\$ 6</u> |
| (3) | License replacement | | <u>\$ 2</u> | |
| (B) | Facilities License: | ONE | <u>TWO</u> | <u>THREE</u> |
| | | YEAR | YEAR | YEAR |
| (1) | Dogs | \$ 50 | <u>\$100</u> | <u>\$125</u> |
| (2) | Exotic, wild or | | | |
| | dangerous animal | | | |
| | facility | \$100 | <u>\$200</u> | <u>\$250</u> |
| (3) | Cats | \$ 35 | <u>\$ 70</u> | <u>\$ 90</u> |
| (C) County shelter rates: | | | | |
| (1) | Impoundment fee excluding | | | |
| | cats | | | |
| (a) | First impoundment | | \$ 20 | |
| (b) | Second impoundment | | \$ 40 | |
| (c) | Third and subsequent | | | |
| | impoundment | | \$ 40 | |
| (2) | Impoundment fee, cats | | \$ 10 | |
| (3) | Daily care for any portion of | | | |
| | a 24-hour period from time of | | | |
| | impoundment: | | | |
| (a) | Dogs | | \$ 3 | |
| (b) | Cats | | \$ 2 | |
| (4) | Medical shots, per dosage | | \$ 10 | |
| (5) | Disposal fees: | | | |
| (a) | Adoption | | \$ 10 | |
| (b) | Euthanasia | | \$ 10 | |

- (c) Dead animal disposal \$ 10
- (d) Release of unwanted animals by owner \$ 10

SECTION 11. ADOPTION. This Ordinance being necessary for the health, safety, and general welfare of the people of Multnomah County, shall take effect on the thirtieth (30) day after its adoption, pursuant to Section 5.50 of the Charter of Multnomah County.

ADOPTED this 31st day of October, 1985, being the date of its second reading before the Board of County Commissioners of Multnomah County.

BOARD OF COUNTY COMMISSIONERS
OF MULTNOMAH COUNTY, OREGON

(SEAL)

BY

Earl Blumenauer
Presiding Officer

AUTHENTICATED this 1st day of November, 1985.

Dennis Buchanan
Dennis Buchanan
County Executive

APPROVED AS TO FORM:

JOHN B. LEAHY, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

BY

Peter Kastig
Peter Kastig
Assistant County Counsel

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