

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 379

AN ORDINANCE relating to Animal Control operation and fees, and creating new provisions to impose mandatory cat registration and litter registration to be made part of "The Animal Control Ordinance, MCC 8.10".

MULTNOMAH COUNTY ORDAINS as follows:

Section 1, MCC 8.10.010 (A) is amended to read:

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

Section 2, MCC 8.10.010 (B) is amended to read:

"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.

Section 3, MCC 8.10.010 (M) is amended to read:

"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 4, MCC 8.10.030 (F) is amended to read:

The director shall be authorized to reduce or waive any fee prescribed by this chapter except those related to licensing[.] and registration.

Section 5, MCC 8.10.040 (D) (1) is amended to read:

A dog or cat bearing identification of ownership shall be held for 144 hours from time of impoundment. The director shall make reasonable effort within 24 hours of impoundment by telephone to give notice of the impoundment to the owner and, if unsuccessful, shall mail written notice [by certified mail] within 48 hours of impoundment to the last-known address of the owner advising of the impoundment, the date by which redemption must be made and the fees payable prior to redemption release.

Section 6, MCC 8.10.040 (E) is amended to read:

(1) Any impounded animal, unless restrained by court order, shall be released to the owner or the owner's authorized representative upon payment of impoundment, care, rabies, registration and license fees.

(2) A dog or cat held for the prescribed period and not redeemed by its owner, and which is neither vicious nor in a dangerous condition of health, may be released for adoption subject to the provisions of MCC 8.10.045.

(3) The director shall dispose of animals held for the prescribed period without redemption or adoption only by means of euthanasia, provided, however, that, irrespective of any prescribed holding period, the director, upon advice of a licensed veterinarian, may dispose of any unhealthy or injured impounded animal by euthanasia.

(4) Any device attached to any animal upon impoundment shall be retained by the director should the animal be disposed of as provided in paragraph (3) of this subsection. Otherwise, the device shall accompany the animal when redeemed or adopted.

Section 7, MCC 8.10.045 (A) is amended to read:

A dog or cat may be released for adoption subject to the following conditions:

(1) The adoptive owner shall agree in writing to furnish proper care to the dog or cat in accordance with this chapter;

(2) Payment of required fees, including any medical care costs incurred during impoundment;

(3) In the case of a dog or cat not sexually unproductive, a surgical prepayment deposit in an amount not

to exceed \$45.00, refundable upon furnishing evidence that the animal has been rendered sexually unproductive; and

(4) A written agreement by the adoptive owner to render any adopted dog or cat sexually unproductive within 30 days of adoption or upon the animal attaining sexual maturity, whichever event last occurs. Failure to perform the agreement shall be a forfeiture of the amount deposited under subsection 3 of this section and the director may require return of the adopted dog or cat to the shelter.

Section 8, MCC 8.10.060 is amended to read:

Finders of lost dogs and cats; responsibility to report.

(A) Any person who finds and harbors a dog or cat without knowing the dog or cat's owner's identity shall notify the director and furnish a description of the dog[.] or cat.

(B) The finder may surrender the animal to the director or retain its possession, subject to surrender upon demand of the director.

(C) Records of reported findings shall be retained by the director and made available for public inspection.

Section 9, MCC 8.10.220 is amended to read:

Fees shall be imposed under this chapter as follows:

(A) Dog licenses:

(1) Dogs:

(a) Fertile \$ [15] 20

(b) Sexually unproductive \$ 5

(2) License replacement \$ 2

(B) Facilities[:] License:

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| (1) Dogs | \$ 50 |
| (2) Exotic, wild or dangerous
animal facility | \$ 100 |

(C) County shelter rates:

(1) Impoundment fee[:] excluding cats:

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|--|-------|
| (a) First impoundment | \$ 20 |
| (b) Second impoundment | \$ 40 |
| (c) Third <u>and subsequent</u>
impoundment | \$ 40 |

(2) Impoundment fee, cats \$ 10

~~[(2)]~~ (3) Daily care for any portion of a 24-hour
period from time of impoundment:

- | | |
|-----------------|------|
| <u>(a) Dogs</u> | \$ 3 |
| <u>(b) Cats</u> | \$ 2 |

~~[(3)]~~ (4) Medical shots, per dosage \$ 10

~~[(4)]~~ (5) Disposal fees:

- | | |
|--|-------|
| (a) Adoption | \$ 10 |
| (b) Euthanasia | \$ 10 |
| <u>(c) Dead animal disposal</u> | \$ 10 |
| <u>(d) Release of unwanted animals</u>
by owner | \$ 10 |

(D) Cat registration:

- | | |
|--|-------|
| <u>(1) Fertile</u> | \$ 10 |
| <u>(2) Sexually unproductive,</u>
<u>first in household</u> | \$ 5 |
| <u>(3) Sexually unproductive,</u>
<u>subsequent in same household</u> | \$ 2 |

Section 10, Sections 11, 12, 13, 14 are created and made part of MCC 8.10.

Section 11, Cat Registration:

- (A) Cats shall be registered within 30 days of obtaining the age of six months or within 30 days of acquisition by the owner, whichever occurs later.
- (B) Registrations shall be valid for 12 months from date of issuance and shall be issued upon payment of the fee required by MCC 8.10.220.
- (C) The registration 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 identification number (tag, collar, tattoo or another form of identification with the registration number on it). An identification tag, with registration number, shall be issued by the director. Any additional expense is to be borne by the cat owner.
- (D) A registration is not transferable to another cat and shall be void upon transfer of a registered cat to another owner, provided, however, that a new registration may be purchased for the license replacement fee provided in MCC 8.10.220.
- (E) A penalty of \$6.00 shall be charged for the late renewal of a cat registration. Late renewal is defined as the first day of the month past the due date. Any penalty shall be

in addition to the applicable registration fee and payable at the time of issuance.

(F) Registration fees for cats owned by persons aged 65 or older shall be reduced by the amount equal to the registration fee for 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 registration.

Section 12, Litter registration, reporting new owner information to director.

(A) All litters, dog and cat, must be registered with the director within two weeks of birth. Information to be submitted to the director includes date of birth; breed; number of animals in the litter; and name, address, and telephone number of owner.

(B) Upon receipt of the information in subsection A above, the director shall provide the owner with a litter registration number.

(C) Upon registration of the litter, the director shall send to owner a transfer record form for each animal in the litter. Upon sale or transfer of each animal in the litter, the litter owner shall complete the transfer record form and return it to the director. Information on the transfer record form shall include the following: specifics on the animal being transferred, including date of birth, breed, sex and color; litter registration number; litter owner information,

including name, address and telephone number; new owner information, including name, address, and telephone number.

(D) Each dog or cat sold, traded, or otherwise transferred by a pet store, kennel, or other commercial animal establishment shall be reported to the director, on a transfer record form to be provided by the director. Information on the transfer record form shall include specifics on the animal being transferred including date of birth, or, if unknown, approximate age, breed, sex, and color; information on the animal establishment including name of owner, name of establishment, address and telephone number; and new owner information, including name, address and telephone number.

Section 13, Transfer or abandonment in public places prohibited.

(A) It is unlawful for any person to abandon or transfer to another by gift, sale, or exchange for any consideration, any animal in or upon any sidewalk, street, alley, lane, public right-of-way, park or any other public property.

(B) This section does not prohibit transfer of animals under the following circumstances:

(1) When the animal transferred is livestock, as defined in MCC 8.10.010 of this code, and one of the parties to the transfer is a person who engages in the business of buying or selling livestock for profit.

(2) When the transfer takes place pursuant to a sale conducted by a public body or a public officer.

(3) When one of the parties to the transfer is a member of an animal welfare organization and is acting on behalf of the animal welfare organization.

(4) When the transfer takes place at an animal show or exhibition conducted by or for persons who regularly engage in the practice of breeding animals for show or exhibition.

(C) "Animal welfare organization", as used in this section, means an organization which regularly engages in the practice of acquiring or transferring animals for the purposes of animal welfare, which includes protecting or caring for animals, returning animals to their natural habitat, or placing animals for adoption.

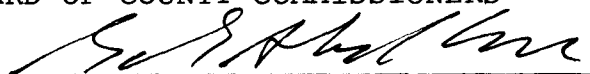
Section 14, Public education - low cost spay/neuter programs. Effective November 1, 1983, no less than ten percent (10%) of all revenue generated by dog licensing and cat registration shall be used solely for public education and low cost spay/neuter programs for the purpose of reducing the number of unwanted animals in Multnomah County.

ADOPTED THIS DATE, April 28,, 1983.


BOARD OF COUNTY COMMISSIONERS

(SEAL)

By


Presiding Officer

Authenticated by the County Executive this 2nd day
of May, 1983.


Dennis Buchanan
County Executive

APPROVED AS TO FORM:

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

