

or a local veterinary clinic's kennel. In the discretion of the health officer, the animal may be quarantined upon the premises of the owner or any other person so long as the requirements of the quarantine are strictly fulfilled.

~~(Ord. 356 § 2, 2002).~~

8.25.030 Quarantine – Duties of owner.

A. During the period of any quarantine, the owner or custodian of a quarantined animal shall not allow the animal to come in contact with any other animal or person or permit such animal to run at large outside of the premises where quarantined or upon the premises itself, unless the premises is enclosed by a secure fence from which the animal cannot escape. When the fence encloses the access to the premises, the animal must be restricted to leave free access to those persons lawfully entering the premises.

B. The owner or custodian shall not remove or cause the animal to be removed from the premises without the prior consent of the health officer. These restrictions shall continue until the animal is released from quarantine. If any animal is found running at large after the commencement of the quarantine period or is removed from the premises where quarantined, it shall be impounded and, unless claimed and redeemed by its owner or custodian within two days after the expiration of the quarantine period, may be destroyed by the proper authorities.

C. Upon redemption of a dog, cat or other animal released from quarantine from the Tacoma-Pierce County Humane Society animal shelter, the owner or custodian shall pay the same impound fee and board fee for any dog, cat or other animal quarantined in the animal shelter, as provided for in UPMC 8.01.070; provided, however, if the animal is brought to the animal shelter by the owner or custodian, the service fee shall be waived.

~~(Ord. 356 § 2, 2002).~~

8.25.040 Handling of an animal bitten by rabid animal.

When an animal is known to have been bitten by a rabid animal, the following procedures shall be followed:

A. Unvaccinated Animal. An unvaccinated animal shall be immediately destroyed; provided, that upon the election of the owner, the animal may be kept, at its owner's expense, in strict isolation in a kennel under veterinary supervision for a minimum period of six months following the bite.

B. Vaccinated Animal. A vaccinated animal shall be handled as follows:

1. The animal shall be immediately revaccinated with an approved rabies vaccine and confined under the supervision of a veterinarian for a period of 30 days following revaccination; or
2. If the animal is not immediately revaccinated, it shall be confined in strict isolation in a kennel for six months under the supervision of a veterinarian; or
3. The animal may be destroyed if the owner or custodian does not comply with subsections (B)(1) or (2) of this section.

~~(Ord. 356 § 2, 2002).~~

8.25.050 Publication of notice of outbreak of rabies.

Upon any outbreak of rabies or when rabies has been diagnosed within the city, and when in the judgment of the health officer there is imminent danger of the spread of the disease, the health officer shall publish a notice to that effect in the official newspaper of the city for three successive days. For a period of six weeks following the final publication of the notice, the owner or custodian of a dog shall keep the dog securely confined at all times by leash or in a tight enclosure from which the dog cannot escape. During said period any dog found running at large in the city shall be impounded and unless claimed and redeemed by its owner within two days following such impounding may be destroyed by the proper authorities. Any person charged with the enforcement of this chapter may destroy any dog found running at large within the city when, after reasonable effort, he is unable to impound the dog, or after reasonable investigation, is unable to locate the owner or custodian thereof. The health officer shall have authority to extend the six-week time period for additional six-week periods by notice given in the manner provided above until, in his judgment, the imminent danger of the spread of the disease is no longer present.

~~(Ord. 356 § 2, 2002).~~

8.25.060 Procedures.

The health officer is authorized and directed to develop a quarantine program for dogs, cats, and other household pets and otherwise to develop procedures for the enforcement of this chapter.

~~(Ord. 356 § 2, 2002).~~

8.25.070 Violation – Penalty.

Any person, firm or corporation violating any of the provisions of this chapter shall be guilty of a misdemeanor and shall be penalized by a fine.

(Ord. 356 § 2, 2002).

8.25.080 Severability.

If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of the chapter or the application of the provision to other persons or circumstances shall not be affected.

(Ord. 356 § 2, 2002).

Chapter 8.30

DOG CONTROL ZONES

Sections:

8.30.010 Dog Control Zone Established.

8.30.020 Dogs Off Premises.

8.30.030 Violation – Civil Infraction.

8.30.040 Penalty.

8.30.010 Dog Control Zone Established.

The City of University Place is hereby established as a dog control zone.

8.30.020 Dogs Off Premises.

Within a dog control zone, any person owning or having charge, care, custody, or control of any dog shall keep such dog exclusively upon his own premises, except that the dog may be off the premises if it is under control of its owner or a competent person by a leash.

8.30.030 Violation – Civil Infraction.

Any violation of this chapter is unlawful and shall constitute a violation pursuant to Chapter 1.20 UPMC. Such penalty is in addition to any other remedies or penalties specifically provided in this title.

8.30.040 Penalty.

Any person convicted of a violation of this chapter shall be deemed guilty of a misdemeanor, and, in addition to any other remedies or penalties specifically provided for herein, may be punished by a fine of not more than \$1,000, or by imprisonment not to exceed 90 days in jail, or by both such fine and imprisonment.

Chapter 8.35

BABY CHICKS, RABBITS, AND DUCKLINGS

Sections:

~~8.35.010 Unlawful to sell or give away in quantity under six.~~

~~8.35.020 Exception – Sale or gift for educational purposes.~~

~~8.35.030 Artificial coloring unlawful.~~

~~8.35.040 Commercial sale not affected.~~

~~8.35.050 Violation – Civil infraction.~~

~~**8.35.010 Unlawful to sell or give away in quantity under six.**~~

~~It shall be unlawful for any person, firm or corporation to sell or offer for sale, barter or give away living baby chicks, rabbits, ducklings or other fowl under two months of age in any quantity less than six.~~

~~(Ord. 356 § 2, 2002).~~

~~**8.35.020 Exception – Sale or gift for educational purposes.**~~

~~UPMC 8.35.010 shall not apply to the sale, offer for sale, barter or gift of living baby chicks, rabbits, ducklings, or other fowl when such transaction is for organized institutional and/or educational purposes. (Ord. 356 § 2, 2002).~~

~~8.35.030 Artificial coloring unlawful.~~

~~It shall be unlawful for any person, firm or corporation to sell, offer for sale, barter, give away, or display living baby chicks, rabbits, ducklings or other fowl, which have been dyed, colored or otherwise treated so as to impart to them an artificial color. (Ord. 356 § 2, 2002).~~

~~8.35.040 Commercial sale not affected.~~

~~This chapter shall not be construed to prohibit the sale or display of natural baby chicks, rabbits, ducklings or other fowl in proper brooder facilities by hatcheries or stores engaged in the business of selling them for commercial purposes. (Ord. 356 § 2, 2002).~~

~~8.35.050 Violation – Civil infraction.~~

~~Any violation of this chapter is unlawful and shall constitute a violation pursuant to Chapter 1.20 UPMC. For each act herein prohibited of a continuing nature, each day shall be considered a separate offense. (Ord. 356 § 2, 2002).~~

Chapter 8.40

WILD ANIMALS AND REPTILES*

Sections:

8.40.010 Animal defined.

8.40.020 Vicious, venomous/poisonous or dangerous wild animals.

8.40.030 Duty to advise purchaser/recipient.

8.40.040 Allowing wild or vicious animals to run at large prohibited.

8.40.050 Exception for circuses, zoos, and transportation of wild animals.

8.40.060 Violations – Penalty – Continuing offenses.

*Cross-reference: RCW 9.08.010.

8.40.010 Animal defined.

For purposes of this chapter, "animal" means all reptiles, birds, invertebrates, mammals, amphibians, and fish.

~~(Ord. 356 § 2, 2002).~~

8.40.020 Vicious, venomous/poisonous or dangerous wild animals.

~~No person shall have, keep, maintain, or have in his/her possession or under his/her control, within the city of University Place, any lion, tiger, bear, chimpanzee, gorilla, cougar, mountain lion, badger, wolf, coyote, fox, lynx, or any other vicious or venomous/poisonous or other potentially dangerous wild animal. ; provided, persons residing in the city of University Place may keep potentially dangerous wild animals other than a lion, tiger, bear, chimpanzee, gorilla, cougar, mountain lion, badger, wolf, coyote, fox, lynx, or other vicious or venomous/poisonous wild animal, if they obtain a permit from the Tacoma-Pierce County Humane Society. Such permits shall be granted only upon a showing by the applicant that adequate safeguards have been instituted and will be maintained which effectively control any dangerous or vicious propensities of such animal, and eliminate any danger to individuals and property, and that the keeping and maintaining of such animal will be in the best interests of the animal and will in no way constitute a nuisance to the occupant of any surrounding property. Nothing in this section shall be construed to exonerate anyone from liability that may occur from the keeping of such wild animal whether under permit or not.~~

~~(Ord. 356 § 2, 2002).~~

8.40.030 Duty to advise purchaser/recipient.

Any person offering for sale or gift any animal in the city of University Place which falls within UPMC 8.40.020 shall have the duty to advise the purchaser or recipient of the wild nature of the animal and its vicious, venomous/poisonous, or dangerous propensities and of the fact that possession of such animal is prohibited by the City of University Place Municipal Code. (Ord. 356 § 2, 2002).

8.40.040 Allowing wild or vicious animals to run at large prohibited.

No person ~~owning or having charge, custody, control, or possession of any animal specified in UPMC 8.40.020~~ shall permit or allow the same any animal specified in UPMC 8.40.02 to run at large upon any highway, street, lane, alley, court, or any other place, public or private, or within the premises of such person in such a manner as to endanger any person lawfully entering such premises. (Ord. 356 § 2, 2002).

8.40.050 Exception for circuses, zoos, and transportation of wild animals.

A. UPMC 8.40.020 shall not apply to any person who has custody of any animal described in this chapter in connection with the operation of any zoo or circus or any program of medical or scientific research, provided such person has taken adequate measures to safeguard persons and property.

B. UPMC 8.40.020 shall not apply to any person keeping, maintaining or having in his possession or under his control any animal defined in this chapter when such person is transporting such animal through the city of University Place, provided he has taken adequate safeguards to protect the public, and has notified the police of his proposed route of transportation and of the time that such trip is to take place. (Ord. 356 § 2, 2002).

8.40.060 Violations – Penalty – Continuing offenses.

Any person, firm, or corporation violating any of the provisions of this chapter shall be guilty of a misdemeanor and, upon conviction thereof, be subjected to a fine not exceeding the sum of \$250.00 or imprisonment for a period not exceeding 90 days, or both such fine and imprisonment at the discretion of the court. (Ord. 356 § 2, 2002).

**Chapter 8.45
LIVESTOCK DISTRICTS**

Sections:
~~8.45.010 Stock restricted area.~~
~~8.45.020 Violations.~~

8.45.010 Stock restricted area.

All areas of the city of University Place are restricted areas where livestock may not run at large. (Ord. 356 § 2, 2002).

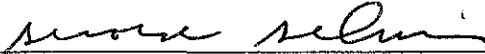
8.45.020 Violations.

The ~~owner or other person having control or custody of any livestock at large is in violation of UPMC 8.05.035.~~
(Ord. 356 § 2, 2002).


Section 2. 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 pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL ON THE 18TH DAY OF SEPTEMBER 2006


Gerald Gehring, Mayor

ATTEST:


Sarah Ortiz, CMC, City Clerk

APPROVED AS TO FORM:


Janean Parker, City Attorney

Passed by the City Council: 09/18/06

Published: 09/21/06

Effective Date: 09/26/06