

CHAPTER 7.12 DOGS

7.12.010 Control of dogs; trespassing on public or private property prohibited.

- (a) No person shall permit any dog owned, possessed or harbored by him/her:
- (1) To trespass upon private property without the consent of the person who owns or controls the property, and without properly confining the dog to that property by means of a substantial fence or similar enclosure of sufficient strength and height to prevent the dog from escaping therefore, or by keeping the dog inside a house or other building, or by a leash at least ten feet in length consisting of a metal chain or other material of sufficient strength to prevent the dog from escaping the premises when the leash or tether is stretched to it's full length. This section shall not apply to any person who takes a dog upon private property with the consent of the owner or person in control of the property, or upon a street or other public place when the dog is confined in a vehicle or by means of a chain or leash of sufficient strength and length to control the actions of the dog.
 - (2) To trespass upon any street or other public property unless the dog is:
 - (a) Under immediate physical control of the owner or other responsible person by confinement in a vehicle; or
 - (b) Under the immediate physical control of the owner or other responsible person by means of a chain, rope, cord, or leash of not more than six feet in length and of sufficient strength to control the actions of the dog.
 - (c) For the purposes of this section, the term "immediate physical control" shall mean confinement in a vehicle or control exercised through the physical presence of a person who, at all times, has in his/her possession the chain, rope, cord or leash to which the dog is attached.
 - (d) As used in this section, "owner" shall mean any person who owns, possesses, harbors, or has permanent care or custody of a dog. (Ord. 1355, 1983; Ord. 2887, § 2, December 13, 2004; Ord. 2989, § 10, March 27, 2006).

7.12.015 Vaccination Requirements. The owner or harborer of any dog shall have it vaccinated against rabies by a veterinarian or other authorized person before reaching six (6) months of age and thereafter, maintaining a current vaccination schedule as recommended by the manufacturer of the rabies vaccination. The person vaccinating the dog or puppy shall furnish a certificate of vaccination which shall be maintained by the owner or harborer of the animal. (Ord. 2989, § 11, March 27, 2006).

7.12.020--7.12.040 Reserved.

Editor's note: Ordinance No. 2354, § 1, adopted July 14, 1997, repealed §§ 7.12.020--7.12.040.

Formerly, such sections pertained to license and tag required--Fees; dog tag; fraudulent use of tags and derived from Ord. 806, § 1, 1976; 1954 Code §§ 14--16.

7.12.050 Killing a Vicious dog. Any person may kill a dog in self-defense or in defense of another when the dog, without undue provocation, bites him or the other, or attacks, or attempts to bite or attack, him or the other in such manner that an ordinarily prudent person would be led to believe that the person toward whom the efforts of the dog are directed is about to be bitten or otherwise physically harmed. This section does not apply to law enforcement animals involved in law enforcement activities. (1954 Code § 19; Ord. 2989, § 12, March 27, 2006).

7.12.060 Killing a Rabid dog. Any person may kill a dog if the appearance or conduct of which is such as would cause an ordinarily prudent person to believe the dog to be afflicted with rabies; provided that such person who kills a dog believed to have rabies shall immediately notify Shelter Supervisor for consultation concerning the disposition of the animal or carcass thereof. (Ord. 784 § 6; 1954 Code § 20; Ord. 2989, § 13, March 27, 2006).

7.12.070 Number of Dogs. It shall be unlawful to keep or harbor more than four (4) dogs over the age of six months. (Ord. 2989, § 14, March 27, 2006).

7.12.080 Dog parks on public property.

(1) An owner, 18 years of age or older, may permit his/her dog to run on public property beyond his/her immediate reach and his/her immediate physical control in a designated and City approved dog park:

- a. within the fenced area of the dog park;
- b. during the posted hours of operation of the dog park; and
- c. in accordance with this Code and the rules and regulations established by the Director of Parks and Recreation.

(2) As a condition of the use of the dog park, it shall be the duty and responsibility of the owner of the dog to inspect the safety, security, sufficiency, and adequacy of the fencing, grounds, waters, and facilities of the dog park prior to entering and releasing his/her dog. The owner shall not enter the dog park or release his/her dog from his/her immediate reach or his/her immediate physical control if:

- a. the fencing is not sufficient condition, strength and height to prevent the dog from escaping the dog park; or
- b. the grounds, water or facilities are not adequate or sufficient to prevent the dog from escaping the dog park; or
- c. the park is not safe for the owner, the dog, or any person accompanying them.

(3) Use of the dog park shall be at the sole risk of the owner of the dog. By use of the dog

park, the owner of the dog accepts all responsibility and liability:

- a. for the safety of the owner, his/her dog, and any person accompanying him/her; and
- b. for the damages and injury to or by his/her dog to any persons and property.

It shall be the responsibility of the owner to determine whether the park is safe for his/her use and the use of his/her dog and any person accompanying him/her.

- (4) The owner of a dog must be present in the dog park whenever his/her dog is utilizing the park.
- (5) No owner or person under the age of 18 shall enter the dog park unless accompanied by a person 18 years of age or over.
- (6) No person may use the dog park for purposes of or while engaged in commercial dog walking or dog care services.
- (7) No owner or person shall bring more than two dogs to the dog park at any one time, nor shall any female dog in heat be allowed in the park.
- (8) The dog must wear a collar bearing its rabies tag whenever utilizing the dog park.
- (9) The owner must escort his/her dog to and from the dog park on a leash and may not remove the leash until within the dog park fence.
 - a. As used in this Section, "owner" shall mean any person who owns, possesses, harbors, or has permanent or temporary care or custody of a dog. (Ord. 3023, § 1, June 26, 2006).