

A DECLARATION RELATING TO DOG CONTROL WITHIN THE CITY OF JOHN DAY; IMPOSING CERTAIN RESTRICTIONS AND REGULATIONS ON CANINES; AND DECLARING AN EMERGENCY.

WHEREAS, the John Day City Council desires to provide a safe and healthy environment for citizens in the John Day community; and

WHEREAS, controlling dogs within the City of John Day is an essential part of providing a safe and healthy environment; and

WHEREAS, an increase in abandoned or lost dogs could result from the increase in tourism during the summer of 2017.

NOW, THEREFORE, the City of John Day ordains as follows:

Impoundment Procedures.

Authorization to Impound. A dog may be impounded if the dog is running at large, is unlicensed, and/or is a public nuisance pursuant to state law (ORS 609).

Reasonable Inquiry and Notice of Impoundment. A reasonable inquiry will be made as to the ownership of any dog that has been impounded. If the owner is identified, a reasonable effort will be made to notify the owner of the following: (a) that the dog has been impounded; (b) the location where impounded; and (c) the amount of the impoundment fee or a telephone number for inquiry regarding payment of fees required to release the dog.

Release. Unless claimed by the owner, a dog will be impounded for no less than three days if the dog is without a license or identification tag and for no less than five days if the dog has a license or identification tag. If the dog is unlicensed and claimed by the owner within the applicable impoundment period, the owner must pay any impound fees before the dog will be released.

Failure to Redeem. If the owner fails to redeem the dog within the allotted time, any impounded dog may be released to a reasonable party as determined by the City.

Rabid Dogs. Notwithstanding the provisions of this Declaration, any dog impounded for biting a person will be held for not less than ten (10) days to determine if the dog is rabid.

Euthanizing of Certain Dogs. A dog displaying obvious or classic symptoms of rabies or that is so vicious that it cannot be impounded without unreasonable risk to human safety, or that is so seriously injured that its suffering warrants its termination, may be euthanized in a humane manner by a police officer, a properly trained employee of the local animal shelter/non-profit organization, or veterinarian.

The council finds that passage of this Declaration is necessary for the immediate preservation of the peace, health, and safety of city's citizens. The council further finds that a delay of thirty (30) days prior to the effective date of this Declaration may result in acts, omissions, and/or conditions detrimental to City and the public welfare. Therefore, an emergency is declared to exist and this Declaration will be in full force and effect upon its passage and adoption by the council and approval of the mayor for the remainder of 2017.

This Declaration was PASSED and ADOPTED by the Council by a vote of_ for and_ against and APPROVED by the mayor on this __day of _____, 2017.

Ron Lundbom, Mayor

ATTEST:

Nicholas Green, City Manager