



King County

KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

Signature Report

May 31, 2007

Ordinance 15801

Proposed No. 2007-0284.2

Sponsors Patterson, Phillips and Ferguson

1 AN ORDINANCE relating to animal care and control; and  
2 amending Ordinance 1269, Section 1, as amended, and  
3 K.C.C. 11.02.010, Ordinance 1269, Section 3, as amended,  
4 and K.C.C. 11.02.020, Ordinance 1370, Section 1, as  
5 amended, and K.C.C. 11.02.030, Ordinance 1396, Article I  
6 Section 2, as amended, and K.C.C. 11.04.010, Ordinance  
7 1396, Article I Section 3, as amended, and K.C.C.  
8 11.04.020, Ordinance 1396, Article II Section 1, as  
9 amended, and K.C.C. 11.04.030, Ordinance 10423, Section  
10 3, and K.C.C. 11.04.033, Ordinance 7416, Section 2, as  
11 amended, and K.C.C. 11.04.035, Ordinance 1396, Article II  
12 Section 3, as amended, and K.C.C. 11.04.050, Ordinance  
13 1396, Article II Section 4, as amended, and K.C.C.  
14 11.04.060, Ordinance 1396, Article II Section 5, as  
15 amended, and K.C.C. 11.04.070, Ordinance 1396, Article II  
16 Section 6, as amended, and K.C.C. 11.04.080, Ordinance  
17 1396, Article II Section 12, as amended, and K.C.C.

18 11.04.140, Ordinance 1396, Article II Section 13, as  
19 amended, and K.C.C. 11.04.150, Ordinance 1396, Article II  
20 Section 14, as amended, and K.C.C. 11.04.160, Ordinance  
21 10809, Section 3, as amended, and K.C.C. 11.04.165,  
22 Ordinance 10809, Section 4, as amended, and  
23 K.C.C.11.04.167, Ordinance 1396, Article III Section 1, as  
24 amended, and K.C.C. 11.04.170, Ordinance 1396, Article  
25 2, and K.C.C. 11.04.180, Ordinance 1396, Article III  
26 Section 4, as amended, and K.C.C. 11.04.200, Ordinance  
27 1396, Article III Section 5, as amended, and K.C.C.  
28 11.04.210 ,Ordinance 1396, Article II Section 6, and  
29 K.C.C. 11.04.220, Ordinance 1396, Article III Section 7, as  
30 amended, and K.C.C. 11.04.230, Ordinance 1396, Article  
31 III Section 8, as amended, and K.C.C. 11.04.250,  
32 Ordinance 1396, Article III Section 9, as amended, and  
33 K.C.C. 11.04.260, Ordinance 1396, Article III Section 10,  
34 and K.C.C. 11.04.270, Ordinance 1396, Article III Section  
35 2, as amended, and K.C.C. 11.04.290, Ordinance 6370,  
36 Section 11, and K.C.C. 11.04.320, Ordinance 7986, Section  
37 3, as amended, and K.C.C. 11.04.335, Ordinance 10423,  
38 Section 24, and K.C.C. 11.04.410, Ordinance 10423,  
39 Section 6, and K.C.C. 11.04.500, Ordinance 10423, Section  
40 21, and K.C.C. 11.04.540, Ordinance 10423, Section 22,

41 and K.C.C. 11.04.550, Ordinance 10423, Section 25, and  
42 K.C.C. 11.04.560, Ordinance 10423, Section 26, and  
43 K.C.C. 11.04.570, Ordinance 10423, Section 27, and  
44 K.C.C. 11.04.580, Ordinance 10423, Section 10, as  
45 amended, and K.C.C. 11.04.590, Ordinance 9464, Section  
46 1, and K.C.C. 11.06.010, Ordinance 9464, Section 2, as  
47 amended, and K.C.C. 11.06.020, Ordinance 9464, Section  
48 3, and K.C.C. 11.06.030, Ordinance 3548, Section 1, and  
49 K.C.C. 11.08.010, Ordinance 3732, Section 1, as amended,  
50 and K.C.C. 11.08.040, Ordinance 3548, Section 4, as  
51 amended, and K.C.C. 11.08.050, Ordinance 3548, Section  
52 5, as amended, and K.C.C. 11.08.060, Resolution 27312,  
53 Section 1, as amended, and K.C.C. 11.12.010, Resolution  
54 27312, Section 2, and K.C.C. 11.12.020, Resolution 27312,  
55 Section 4, and K.C.C. 11.12.040, Resolution 27312,  
56 Section 5, and K.C.C. 11.12.050, Ordinance 2473, Section  
57 2, as amended, and K.C.C. 11.28.020, Ordinance 2473,  
58 Section 3, as amended, and K.C.C. 11.28.030, Ordinance  
59 2473, Section 4, as amended, and K.C.C. 11.28.040,  
60 Ordinance 2473, Section 5, and K.C.C. 11.28.050,  
61 Ordinance 2473, Section 6, and K.C.C. 11.28.060,  
62 Ordinance 2473, Section 7, and K.C.C. 11.28.070,  
63 Ordinance 2473, Section 8, and K.C.C. 11.28.080,

64 Ordinance 2473, Section 10, and K.C.C. 11.28.100,  
65 Ordinance 3232, Section 2, as amended, and K.C.C.  
66 11.32.020, Ordinance 3232, Section 3, and K.C.C.  
67 11.32.030, Ordinance 3232, Section 4, and K.C.C.  
68 11.32.040, Ordinance 3232, Section 5, and K.C.C.  
69 11.32.050, Ordinance 3232, Section 6, and K.C.C.  
70 11.32.060, Ordinance 3232, Section 7, as amended, and  
71 K.C.C. 11.32.070, Ordinance 3232, Section 8, and K.C.C.  
72 11.32.080, Ordinance 3232, Section 9, and K.C.C.  
73 11.32.090 and Ordinance 3232, Section 13, and K.C.C.  
74 11.32.100 and adding a new section to K.C.C. chapter  
75 11.04.

76  
77 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

78 SECTION 1. Ordinance 1269, Section 1, as amended, and K.C.C. 11.02.010 are  
79 each hereby amended to read as follows:

80 There is established an animal care and control section in the records, elections and  
81 licensing services division. The animal care and control section is by this chapter  
82 designated the agency authorized to provide animal care services and enforce animal  
83 control laws.

84 SECTION 2. Ordinance 1269, Section 3, as amended, and K.C.C. 11.02.020 are  
85 each hereby amended to read as follows:

86           There is established within the animal care and control section the position of  
87    ((<sup>(=)</sup>))manager ((-)) of the animal care and control section((<sup>(=)</sup>)), to be compensated at a rate  
88    established in accordance with county personnel policies.

89           SECTION 3. Ordinance 1370, Section 1, as amended, and K.C.C. 11.02.030 are  
90    each hereby amended to read as follows:

91           The county executive is authorized to enter into agreement with any or all other  
92    municipal corporations in King County for the licensing and enforcement of local  
93    municipal ordinances relating to animal care and control, and with other legal entities for  
94    the purpose of dead animal disposal.

95           SECTION 4. Ordinance 1396, Article I Section 2, as amended, and K.C.C.  
96    11.04.010 are each hereby amended to read as follows:

97           A. It is declared the public policy of the county to secure and maintain such levels  
98    of animal care and control as will protect animal and human health and safety, and to the  
99    greatest degree practicable to prevent injury to property and cruelty to animal life. To this  
100   end, it is the purpose of this chapter to provide a means of caring for animals, licensing  
101   dogs, cats, animal shelters, hobby kennels, kennels and pet shops and controlling errant  
102   animal behavior so that it shall not become a public nuisance and to prevent cruelty to  
103   animals.

104           B. If there is a conflict between a provision of this chapter and a provision  
105    ((~~contained~~)) in K.C.C. Title 21A, the provision in K.C.C. Title 21A shall control.

106           SECTION 5. Ordinance 1396, Article I Section 3, as amended, and K.C.C.  
107    11.04.020 are each hereby amended to read as follows:

108 In construing ~~((the provisions of))~~ this chapter, except where otherwise plainly  
109 declared or clearly apparent from the context, words shall be given their common and  
110 ordinary meaning. In addition, the following definitions ~~((shall))~~ apply to this chapter:

111 A. "Abate" means to terminate any violation by reasonable and lawful means  
112 determined by the manager of the animal care and control authority in order that an owner  
113 or a person presumed to be the owner shall comply with this chapter.

114 B. "Animal" means any living creature except Homo sapiens, insects and worms.

115 C. "Animal care and control authority" means the county animal care and control  
116 section of the records, elections and licensing services division, acting alone or in concert  
117 with other municipalities for enforcement of the animal care and control laws of the county  
118 and state and the shelter and welfare of animals.

119 D. "Animal care and control officer" means any individual employed, contracted or  
120 appointed by the animal care and control authority for the purpose of aiding in the  
121 enforcement of this chapter or any other law or ordinance relating to the care and licensing  
122 of animals, control of animals or seizure and impoundment of animals, and includes any  
123 state or municipal peace officer, sheriff, constable or other employee whose duties in whole  
124 or in part include assignments that involve the seizure and taking into custody of any  
125 animal.

126 E. "Cattery" means a place where four or more adult cats are kept, whether by  
127 owners of the cats or by persons providing facilities and care, whether or not for  
128 compensation, but not including a pet shop. An adult cat is one of either sex, altered or  
129 unaltered, that ~~((has reached the age of))~~ is at least six months old.

130 F. "Domesticated animal" means ((those)) a domestic beast((s)), such as any dog,  
131 cat, rabbit, horse, mule, ass, bovine animal, lamb, goat, sheep, hog or other animal made to  
132 be domestic.

133 G. "Euthanasia" means the humane destruction of an animal accomplished by a  
134 method that involves instantaneous unconsciousness and immediate death or by a method  
135 that causes painless loss of consciousness and death during the loss of consciousness.

136 H. "Fostering" means obtaining unwanted dogs or cats and locating adoptive  
137 homes for those licensed and spayed or neutered dogs or cats. Individuals who wish to  
138 foster dogs and cats, and who through the activity shall routinely or from time to time  
139 harbor, keep or maintain more dogs and cats than allowed in K.C.C. Title 21A, must obtain  
140 either an individual or organizational private animal placement permit.

141 I. "Grooming service" means any place or establishment, public or private, where  
142 animals are bathed, clipped or combed for the purpose of enhancing either their aesthetic  
143 value or health, or both, and for which a fee is charged.

144 J. "Harbored, kept or maintained" means performing any of the acts of providing  
145 care, shelter, protection, refuge, food or nourishment in such a manner as to control the  
146 animal's actions, or that the animal or animals are treated as living at one's house by the  
147 homeowner.

148 K. "Hobby cattery" means a noncommercial cattery at or adjoining a private  
149 residence where four or more adult cats are bred or kept for exhibition for organized shows  
150 or for the enjoyment of the species. However, a combination hobby cattery/kennel license  
151 may be issued where the total number of cats and dogs exceeds the number allowed in  
152 K.C.C. Title 21A.

153 L. "Hobby kennel" means a noncommercial kennel at or adjoining a private  
154 residence where four or more adult dogs are bred or kept for any combination of hunting,  
155 training and exhibition for organized shows, for field, working or obedience trials(~~(s)~~) or for  
156 the enjoyment of the species. However, a combination hobby cattery/kennel license may  
157 be issued where the total number of cats and dogs exceeds the number allowed in K.C.C.  
158 Title 21A.

159 M. "Juvenile" means any dog or cat, altered or unaltered, that is under (~~(the age~~  
160 ~~of)~~) six months old.

161 N. "Kennel" means a place where four or more adult dogs are kept, whether by  
162 owners of the dogs or by persons providing facilities and care, whether or not for  
163 compensation, but not including a pet shop. An adult dog is one of either sex, altered or  
164 unaltered, that (~~(has reached the age of)~~) is at least six months old.

165 O. "Livestock" has the same meaning as in K.C.C. 21A.06.695.

166 P. "Owner" means any person having an interest in or right of possession to an  
167 animal (~~(of)~~). "Owner" also means any person having control, custody or possession of  
168 any animal, or by reason of the animal being seen residing consistently at a location, (~~(shall~~  
169 be)) to an extent such that the person could be presumed to be the owner.

170 Q. "Pack" means a group of two or more animals running upon either public or  
171 private property not that of its owner in a state in which either its control or ownership is in  
172 doubt or cannot readily be ascertained and when the animals are not restrained or  
173 controlled.

174 R. "Person" means any individual, partnership, firm, joint stock company,  
175 corporation, association, trust, estate or other legal entity.



176 S. "Pet" means a dog or a cat or any other animal required to be licensed by this  
177 chapter. "Dog," "cat" and "pet" may be used interchangeably.

178 T. "Pet shop" means any person, establishment, store or department of any store  
179 that acquires live animals, including birds, reptiles, fowl and fish, and sells or rents, or  
180 offers to sell or rent, the live animals to the public or to retail outlets.

181 U. "Private animal placement permit - individual" means a permit issued to persons  
182 engaged in fostering dogs and cats who meet certain requirements to allow the persons to  
183 possess more dogs and cats than is specified in K.C.C. Title 21A. Persons holding an  
184 individual private animal placement permit and fostering dogs and cats must locate an  
185 adoptive home for a dog or cat within six months of acquisition of the dog or cat.

186 V. "Private animal placement permit - organizational" means permits issued to  
187 organizations engaged in fostering dogs and cats, the organizations having first met certain  
188 requirements. These organizations may distribute these permits to individuals who will  
189 foster the dogs and cats in their homes. The permits will allow the individuals to possess  
190 more dogs and cats than is specified in K.C.C. Title 21A. The organizations must be  
191 approved by the ~~((director))~~ manager of the animal control section, and their permit holders  
192 must locate an adoptive home for a dog or cat within six months of acquisition of the dog  
193 or cat.

194 W. "Running at large" means to be off the premises of the owner and not under the  
195 control of the owner, or competent person authorized by the owner, either by leash, verbal  
196 voice or signal control.

197 X. "Service animal" means any animal that is trained or being trained to aid a  
198 person who is blind, hearing impaired or otherwise disabled and is used for that purpose  
199 and is registered with a recognized service animal organization.

200 Y. "Shelter" means a facility that is used to house or contain stray, homeless,  
201 abandoned or unwanted animals and that is owned, operated or maintained by a public  
202 body, an established humane society, animal welfare society, society for the prevention  
203 of cruelty to animals or other nonprofit organization or person devoted to the welfare,  
204 protection and humane treatment of animals.

205 Z. "Special hobby kennel license" means a license issued under certain  
206 conditions to pet owners, who do not meet the requirements for a hobby kennel license,  
207 to allow them to retain only those specific dogs and cats then in their possession until  
208 such time as the death or transfer of the animals reduces the number they possess to the  
209 legal limit in K.C.C. Title 21A, the King County zoning code.

210 AA. "Under control" means the animal is either under competent voice control or  
211 competent signal control, or both, so as to be restrained from approaching any bystander  
212 or other animal and from causing or being the cause of physical property damage when  
213 off a leash or off the premises of the owner.

214 BB. "Vicious" means having performed the act of, or having the propensity to do  
215 any act, endangering the safety of any person, animal or property of another, including,  
216 but not limited to, biting a human being((;)) or attacking a human being or domesticated  
217 animal without provocation.

218 SECTION 6. Ordinance 1396, Article II Section 1, as amended, and K.C.C.  
219 11.04.030 are each hereby amended to read as follows:

220 A. ~~((LICENSE REQUIREMENTS:))~~ All dogs and cats eight weeks ~~((and over~~  
221 ~~which))~~ old and older that are harbored, kept or maintained in King County shall be  
222 licensed and registered annually.

223 B. ~~((LICENSE ISSUANCE:))~~ Pet licenses shall be issued by the animal care and  
224 control section and may be issued by veterinarians, pet shops, catteries~~((s))~~ and kennels  
225 and other approved locations upon application and the payment of a license fee made  
226 payable to the department of finance according to the schedule provided in K.C.C.  
227 11.04.035 of this chapter~~((s))~~.

228 1. Pet licenses for unaltered dogs and cats ~~((will))~~ shall be valid for a term of  
229 one year from ~~((the date of))~~ issuance, expiring on the last day of the twelfth month. Pet  
230 licenses for altered dogs and cats ~~((will))~~ shall be valid for one year, expiring on the last  
231 day of the twelfth month. There is no proration of any license fees. Renewal licenses  
232 ~~((will))~~ shall retain the original expiration period whether renewed ~~((prior to))~~ before,  
233 ~~on((s))~~ or after their respective renewal months.

234 2. Juvenile licenses must be obtained for pets from eight weeks to six months  
235 ~~((of age))~~ old.

236 3. King County residents sixty-five years ~~((of age))~~ old or older may purchase a  
237 special permanent license for the lifetime of cats or dogs ~~((which))~~ that are neutered or  
238 spayed and for which they are the registered owners when ~~((said))~~ the animals are  
239 maintained at ~~((said owner's))~~ the owners' registered addresses. ~~((Such))~~ Those residents  
240 shall not be required to annually purchase a new license for the lifetime of ~~((such))~~ the  
241 licensed animals~~((; provided, that))~~ though no person shall be issued more than three

242 ~~((3))~~ special permanent animal licenses for any combination of three ~~((3))~~ cats and  
243 dogs for which ~~((they are))~~ the person is the registered owner.

244 4. Applications for a pet license shall be on forms provided by the animal care  
245 and control section.

246 5. License tags shall be worn by dogs at all times. As an alternative to a license  
247 tag, a dog or cat may be identified as licensed by being tattooed on its right ear or on its  
248 inside right thigh or groin with a license number approved or issued by the animal care  
249 and control section.

250 6. Owners of dogs ~~((and/))~~ or cats ~~((which))~~ who hold valid licenses from other  
251 jurisdictions and who move into King County may transfer the license by paying a  
252 transfer fee. ~~((Such))~~ The license shall maintain the original license's expiration date.

253 7. It ~~((shall be))~~ is a violation of this chapter for any person to sell or transfer  
254 ownership of any pet without a pet license. The King County animal care and control  
255 authority shall be notified of the name, address~~((s))~~ and telephone number of the new  
256 owner by the person who sold or transferred the pet.

257 8. An applicant may be denied the issuance or renewal of a pet license, if the  
258 applicant was previously found in violation of the animal cruelty provisions of K.C.C.  
259 11.04.250 or convicted of animal cruelty under RCW 16.52.205 or 16.52.207.

260 a. An applicant may be denied the issuance or renewal of a pet license for up  
261 to:

262 (1) four years, if found in violation of the animal cruelty provisions of K.C.C.  
263 11.04.250 or convicted of a misdemeanor under RCW 16.52.207; or

264 (2) indefinitely, if convicted of a felony under RCW 16.52.205.

265            b. Any applicant who is either or both the subject of a notice and order under  
266            K.C.C. 11.04.250 or charged with animal cruelty under RCW 16.52.205 or 16.52.207, or  
267            both, may have the issuance or renewal of their pet license denied pending the final result  
268            of either the notice and order or charge, or both.

269            9. The denial of the issuance or renewal of a pet license is subject to appeal, in  
270            accordance with K.C.C. 11.04.270.

271            C. ~~((PENALTY-))~~ A late penalty shall be charged on all pet license applications,  
272            according to the schedule provided in ~~((Section))~~ K.C.C. 11.04.035 ~~((of this chapter))~~.

273            D. ~~((FEES COLLECTED-))~~ All fees and fines collected under this chapter shall  
274            be deposited in the county current expense fund and shall be distributed according to  
275            ~~((the provisions in))~~ K.C.C. 11.04.035.

276            E. ~~((CHECKS-))~~ It ~~((shall be))~~ is a violation of this chapter for any person to  
277            knowingly issue a check for which funds are insufficient or to stop payment on any check  
278            written in payment of fees ~~((contained))~~ in this chapter. Any license~~((s))~~ or ~~((penalties))~~  
279            penalty paid for with ~~((such))~~ those types of checks are, in the case of the license, invalid;  
280            and in the case of the penalty, still outstanding. Costs incurred by the county in  
281            collecting checks of this nature shall be considered a cost of abatement and are personal  
282            obligations of the animal owner under K.C.C. 11.04.300.

283            F. ~~((NONAPPLICABILITY- The provisions of t))~~ This section shall not apply to  
284            dogs or cats in the custody of a veterinarian or animal shelter or whose owners are  
285            nonresidents temporarily within the county for a period not exceeding thirty days.

286            SECTION 7. Ordinance 10423, Section 3, and K.C.C. 11.04.033 are each hereby  
287            amended to read as follows:

288 All animal shelters, kennels, catteries, hobby kennels, hobby catteries, pet  
289 shops(;) and grooming services must be licensed by the animal care and control  
290 authority. Licenses ((will)) shall be valid for one year from the date of application. Fees  
291 shall be assessed as provided in K.C.C. 11.04.035. There is no proration of the license  
292 fee. Renewal licenses shall retain the original expiration date whether renewed ((prior  
293 to)), on(;) or after their respective renewal month. Any person(((s))) or persons who  
294 engage((s)) in more than one of the services or maintains more than one of the types of  
295 facilities cited in this section shall pay license fees as provided in K.C.C. 11.04.035.  
296 Veterinarians shall obtain the required licenses for any service other than ((one which)) a  
297 service that by law may be performed only by a veterinarian((; provided, that)), but no  
298 such a license shall be required for ((his or her)) veterinarians' possession of animals  
299 solely for the purposes of veterinary care.

300 SECTION 8. Ordinance 7416, Section 2, as amended, and K.C.C. 11.04.035 are  
301 each hereby amended to read as follows:

302 A. The following fees are applicable as provided in this chapter:

- |     |    |  |         |
|-----|----|--|---------|
| 303 | 1. | Pet license                                |         |
| 304 |    | a. Unaltered (dog or cat)                  | \$60.00 |
| 305 |    | b. Altered                                 | \$20.00 |
| 306 | 2. | Juvenile pet license                       | \$5.00  |
| 307 | 3. | Senior citizen - lifetime license          |         |
| 308 |    | a. Senior citizen - lifetime license - dog | \$20.00 |
| 309 |    | b. Senior citizen - lifetime license - cat | \$12.00 |
| 310 | 4. | Replacement tag                            | \$5.00  |

311	5.	Transfer fee	\$3.00
312	6.	Animal shelter	\$250.00
313	7.	Kennel and cattery	
314	a.	Hobby	\$50.00
315	b.	Commercial	\$250.00
316	8.	Pet shop	\$250.00
317	9.	Grooming service	
318	a.	Operating alone	\$150.00
319	b.	When operated in conjunction with pet shop or	\$150.00
320		kennel or veterinarian	
321	10	Guard dog registration	\$100.00
322	11.	Exotic pet	
323	a.	New	\$500.00
324	b.	Renewal	\$250.00
325	12.	Service animal	no charge
326	13.	K-9 police dog	no charge
327	14.	Individual private animal placement permit	\$25.00
328	15.	Organizational private animal placement permit	\$10.00

329 B. The following late fees are applicable to license renewal applications as  
330 provided in this chapter:

- 331 1. Received after forty-five days of license expiration, \$15.00  
332 but before ninety days or failure to comply with  
333 K.C.C. 11.04.030\_C

- 334           2.       Received after ninety days of license expiration, \$20.00
- 335                       but before one hundred thirty-five days
- 336           3.       Received after one hundred thirty-five       \$40.00
- 337                       days of license expiration

338           C. The following penalties shall be assessed:

- 339           1.       Dog leash law violations
- 340                       a.       First notice                               \$25.00
- 341                       b.       Successive violations within one year       \$50.00
- 342           2.       Civil penalties                               maximum \$1,000.00
- 343           3.       Animal abandonment                       \$500.00

344           D. The following service fees apply as provided in this chapter:

- 345           1.       Adoptions - per animal                       \$75.00

346                       This is a one-price fee that includes the fee for adopting an animal, the license fee  
347           and the spaying or neutering of the animal.

- 348           2.       Spay or neuter deposit - per animal as required
- 349                       in K.C.C. 11.04.210B.1.a                       \$50.00
- 350           3.       Impound or redemption
- 351                       a.       Dog, cats other small animals ((F))first offense       \$45.00
- 352                               Second offense, within one year       \$85.00
- 353                               Third offense within one year       \$90.00
- 354                       b.       Livestock                               \$100.00
- 355           4.       Kenneling - per 24 hours or portion thereof       \$12.00
- 356           5.       In-field pick up of an owner's deceased       \$20.00



- 357                           unlicensed pet or pick up of an unlicensed  
358                           pet released voluntarily to animal care and control
- 359                   6.           Owner-requested euthanasia (unlicensed pets)     \$20.00
- 360                   7.           Optional microchipping for adopted pets             \$25.00

361                   SECTION 9. Ordinance 1396, Article II Section 3, as amended, and K.C.C.

362   11.04.050 are each hereby amended to read as follows:

363                   A. The applicant for an original animal shelter, cattery, pet shop, grooming  
364   service((s)) or kennel license shall present to the animal care and control authority a  
365   written statement from the county department of development and environmental services  
366   that the establishment of the animal shelter, cattery, pet shop, grooming service or kennel  
367   at the proposed site is not in violation of K.C.C. Title 21A, the King County zoning code,  
368   or has a legal nonconforming zoning status, or a conditional use permit has been issued  
369   for the intended use.

370                   B. Before an animal shelter, cattery, pet shop, grooming service or kennel license  
371   may be issued by the animal care and control authority, a certificate of inspection from  
372   the Seattle-King County health department or King County animal care and control  
373   section must be issued showing that the animal shelter, cattery, pet shop, grooming  
374   service or kennel is in compliance with K.C.C. 11.04.080, 11.04.090, 11.04.100 and  
375   11.04.110.

376                   SECTION 10. Ordinance 1396, Article II Section 4, as amended, and K.C.C.

377   11.04.060 are each hereby amended to read as follows:

378                   A. ((~~LICENSE REQUIRED.~~)) It is unlawful for any person to keep and maintain  
379   any dog or cat within the county for the purposes of a hobby kennel or hobby cattery

380 without annually obtaining a valid and subsisting license therefor. The fee for such an  
381 annual license shall be assessed upon the owner or keeper of ~~((such))~~ the animals and  
382 shall be as provided in K.C.C. 11.04.035. In addition, each animal shall be licensed  
383 individually under ~~((provisions of))~~ K.C.C. 11.04.030.B.

384 B. ~~((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.))~~ Any  
385 hobby kennel or hobby cattery license shall limit the total number of dogs and cats over  
386 six months ~~((of age))~~ old kept by ~~((such))~~ the hobby kennel or hobby cattery based on the  
387 following guidelines:

388 1. Animal size;  
389 2. Type and characteristics of the breed;  
390 3. The amount of lot area ~~((; provided, that))~~, though the maximum number shall  
391 not exceed:

392 a. twenty-five where the lot area contains five acres or more;

393 b. ~~((the maximum number shall not exceed))~~ ten where the lot area contains  
394 thirty-five thousand square feet but less than five acres; and

395 c. ~~((the maximum number shall not exceed))~~ five where the lot area is less than  
396 thirty-five thousand square feet;

397 4. The facility specifications ~~((f))~~ and dimensions in which the dogs and cats are  
398 to be maintained;

399 5. The zoning classification in which the hobby kennel or hobby cattery would  
400 be maintained.

401 C. ~~((REQUIREMENTS.))~~ The following are requirements for ~~((H))~~ hobby  
402 kennels and hobby catteries ~~((-))~~;

403           1. All open run areas shall be completely surrounded by a six-foot fence set  
404 back at least twenty feet from all property lines(~~(; provided))~~, though this requirement  
405 may be modified for hobby catteries as long as the open run area contains the cats and  
406 prohibits the entrance of children. For purposes of this section "~~((Θ))~~open run area"  
407 means that area, within the property lines of the premises on which the hobby kennel or  
408 hobby cattery is to be maintained, where the dogs and cats are sheltered or maintained. If  
409 there is no area set aside for sheltering or maintaining the dogs within the property lines  
410 of the premises the twenty foot setback does not apply. The property lines of premises not  
411 containing an open run area must be completely surrounded by a six-foot fence;

412           2. No commercial signs or other appearances advertising the hobby kennel or  
413 hobby cattery are permitted on the property except for the sale of the allowable offspring  
414 set forth in this section;

415           3. The ~~((director))~~ manager of the animal care and control section may require  
416 setback, additional setback, fencing, screening or soundproofing as ~~((she or he))~~ the  
417 manager deems necessary to ~~((insure))~~ ensure the compatibility of the hobby kennel or  
418 hobby cattery with the surrounding neighborhood. Factors to be considered in determining  
419 ~~((such))~~ the compatibility are:

420           a. ~~((S))~~statements regarding approval~~((/))~~ or disapproval of surrounding  
421 neighbors relative to maintenance of a hobby kennel or hobby cattery at the address applied  
422 for;

423           b. ~~((Past-h))~~History of animal care and control complaints relating to the dogs  
424 and cats of the applicant at the address for which the hobby kennel or hobby cattery is  
425 applied for;

426 c. ~~((F))~~facility specifications~~((f))~~ and dimensions in which the dogs and cats are  
427 to be maintained;

428 d. ~~((A))~~animal size, type and characteristics of breed; and

429 e. ~~((F))~~the zoning classification of the premises on which the hobby kennel or  
430 hobby cattery is maintained~~((-))~~;

431 4. The hobby kennel or hobby cattery shall limit dog and cat reproduction to no  
432 more than one litter per license year per female dog and two litters per license year per  
433 female cat; and

434 5. Each dog and cat in the hobby kennel or hobby cattery shall have current and  
435 proper immunization from disease according to the dog's and cat's species and age.

436 ~~((Such))~~ The immunizations shall consist of distemper, hepatitis, leptospirosis,  
437 parainfluenza and parvo virus (DHLPP) inoculation for dogs over three months ~~((of age))~~  
438 old and feline herpesvirus 1, calicivirus and panleukopenia virus (FVRCP) inoculation for  
439 cats over two months ~~((of age,))~~ old and rabies inoculations for all dogs and cats over six  
440 months ~~((of age))~~ old.

441 D. ~~((LICENSE ISSUANCE AND MAINTENANCE.))~~ Only when the ~~((director))~~  
442 manager of the animal care and control section is satisfied that the requirements of K.C.C.  
443 11.04.060C.1, through 5, have been met, a hobby kennel or hobby cattery license may be  
444 issued. The license ~~((with))~~ shall continue in full force throughout the license year unless,  
445 at anytime, the hobby kennel or hobby cattery is maintained in such a manner as to:

446 1. Exceed the number of dogs and cats allowed at the hobby kennel by the animal  
447 care and control section; or~~((-))~~

448 2. Fail to comply with any of the requirements of K.C.C. 11.04.060 C.1. through  
449 5.

450 E. ~~((SPECIAL HOBBY KENNEL LICENSE))~~ 1. Persons owning a total number  
451 of dogs and cats exceeding three, who do not meet the requirements for a hobby kennel  
452 license, may be eligible for a special hobby kennel license to be issued at no cost by the  
453 animal care and control authority, which ~~((will))~~ shall allow them to retain the specific  
454 animals then in their possession~~((; provided that))~~, but only if the following conditions are  
455 met:

456 a. ~~((F))~~the applicant must apply for the special hobby kennel license and  
457 individual licenses for each dog and cat ~~((within 30 days of the enactment of Ordinance  
458 10423))~~ by July 6, 1992, or at the time they are contacted by an ~~((A))~~animal care and  
459 ~~((C))~~control ~~((O))~~officer, King County ~~((L))~~license ~~((I))~~inspector~~((;))~~ or King County  
460 ~~((P))~~pet ~~((L))~~license ~~((C))~~canvasser~~((;))~~; and

461 b. ~~((F))~~the applicant is keeping the dogs and cats for the enjoyment of the  
462 species, and not as a commercial enterprise.

463 2. The special hobby kennel license shall only be valid for those specific dogs and  
464 cats in the possession of the applicant at the time of issuance, and is intended to allow pet  
465 owners to possess animals beyond the limits imposed by K.C.C. Title 21A ~~((of the K.C.C.))~~  
466 until such a time as the death or transfer of ~~((such))~~ the animals reduces the number  
467 possessed to the legal limit set forth in K.C.C. Title 21A ~~((of the K.C.C.))~~.

468 3. The ~~((director))~~ manager of the animal care and control section may deny any  
469 application for a special hobby kennel license:

- 470           a. based on past Animal Care and Control Code violations by the applicant's dogs  
471 and cats((;)) or complaints from neighbors regarding the applicant's dogs and cats; or  
472           b. if the animal(((s))) or animals is maintained in inhumane conditions.

473           SECTION 11. Ordinance 1396, Article II Section 5, as amended, and K.C.C.  
474 11.04.070 are each hereby amended to read as follows:

475           Each animal shelter, kennel, hobby kennel, cattery, hobby cattery or pet shop shall  
476 provide a list to the animal care and control authority, quarterly, based upon the calendar  
477 year, of all dogs and cats given away or sold. The list shall include the origin, the age and  
478 type of dog or cat((;)) and the name and address of the person to whom the dog(((s) or)),  
479 dogs ((or)), cat(((s))) or cats was given or sold.

480           SECTION 12. Ordinance 1396, Article II Section 6, as amended, and K.C.C.  
481 11.04.080 are each hereby amended to read as follows:

482           A. ((~~INSPECTION~~)) It shall be the duty of the director ((~~or his agent~~)) of the  
483 Seattle-King County department of public health or the director's agent or the manager of  
484 the animal care and control ((~~authority~~)) section or the manager's agent to make or cause to  
485 be made such an inspections as may be necessary to ((~~insure~~)) ensure compliance with  
486 ((~~Sections~~)) K.C.C. 11.04.090, 11.04.100 and 11.04.110. The owner or keeper of an  
487 animal shelter, kennel, cattery, grooming service or pet shop shall admit to the premises,  
488 for the purpose of making an inspection, any officer, agent or employee of the Seattle-King  
489 County department of public health or animal care and control authority at any reasonable  
490 time that admission is requested.

491           B. ((~~UNSANITARY CONDITIONS UNLAWFUL~~)) It is unlawful to keep, use  
492 or maintain within King County any animal shelter, kennel, cattery, grooming service or

493 pet shop that is unsanitary, nauseous, foul or offensive, or in any way detrimental to public  
494 health ~~((and/))~~ or safety and not in compliance with ~~((Sections))~~ K.C.C. 11.04.070,  
495 11.04.090, 11.04.100 and 11.04.110 and may be cause for revocation or denial of ~~((such))~~  
496 the license.

497 SECTION 13. Ordinance 1396, Article II Section 12, as amended, and K.C.C.  
498 11.04.140 are each hereby amended to read as follows:

499 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section is  
500 authorized to promulgate rules and regulations not in conflict with this title as they pertain  
501 to the conditions and operations of animal shelters, hobby kennels, kennels, pet shops~~((;))~~  
502 and grooming parlors, guard dog purveyors, guard dog trainers and guard dog owners.  
503 ~~((Such))~~ The rules and regulations may be enacted only after a public hearing has been held  
504 ~~((for such purpose))~~ regarding the rules and regulations. Enforcement of these rules and  
505 regulations may be appealed to the county board of appeals.

506 SECTION 14. Ordinance 1396, Article II Section 13, as amended, and K.C.C.  
507 11.04.150 are each hereby amended to read as follows:

508 The animal care and control authority may, in addition to other penalties provided  
509 in this title, revoke, suspend or refuse to renew any animal shelter, hobby kennel, kennel,  
510 grooming parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog  
511 registration upon good cause or for failure to comply with any provision of this title~~((;~~  
512 ~~provided,))~~. ~~((h))~~However, enforcement of such a revocation, suspension or refusal shall  
513 be stayed during the pendency of an appeal filed ~~((pursuant to Section))~~ in accordance with  
514 K.C.C. 11.04.260.

515            SECTION 15. Ordinance 1396, Article II Section 14, as amended, and K.C.C.

516            11.04.160 are each hereby amended to read as follows:

517            No applicant shall be issued an animal shelter, hobby kennel, kennel, grooming  
518            parlor, pet shop, guard dog purveyor, guard dog trainer license or guard dog registration  
519            who has previously had ~~((such))~~ the license or registration revoked or a renewal refused,  
520            for a period of one year after the ~~((date of))~~ revocation or refusal and until ~~((such))~~ the  
521            applicant meets the requirements ~~((contained))~~ in ~~((Sections))~~ K.C.C. 11.04.070 through  
522            11.04.110 or any other provision of this title to the satisfaction of the animal care and  
523            control authority.

524            SECTION 16. Ordinance 10809, Section 3, as amended, and K.C.C. 11.04.165 are  
525            each hereby amended to read as follows:

526            A. ~~((PERMIT REQUIRED:))~~ Any person independently engaged in the fostering  
527            of dogs and cats who routinely possesses more dogs and cats than are allowed in K.C.C.  
528            Title 21A ~~((K.C.C.))~~ must obtain an ~~((I))~~individual ~~((P))~~private ~~((A))~~animal ~~((P))~~placement  
529            ~~((P))~~permit from animal care and control. Permits shall be valid for one year from ~~((the~~  
530            ~~date of))~~ issuance~~((;))~~ and may not be transferred.

531            B. ~~((QUALIFICATIONS:))~~ In order to qualify for an ~~((I))~~individual ~~((P))~~private  
532            ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit an applicant must:

533            1. Maintain and care for dogs and cats in a humane and sanitary fashion in  
534            compliance with ~~((the provisions of))~~ K.C.C. 11.04.090.

535            2. Reside where the fostering of dogs and cats is compatible with the surrounding  
536            neighborhood.



537 3. Agree to return stray or lost animals to their owners in accordance with ((the  
538 requirements of)) K.C.C. 11.04.210 before placing ((such)) the animals in an adoptive  
539 home.

540 4. Agree to spay((/)) or neuter and license each dog or cat before placement into  
541 its new home and transfer the license of each animal to its adoptive owner.

542 5. Agree to coordinate their adoption process with animal care and control,  
543 including reporting on the disposition of each animal, and only adopting to owners who  
544 would qualify to adopt an animal from a King County ((A))animal care and ((C))control  
545 ((S))shelter based on the adoption procedures and guidelines used by the animal care and  
546 control authority.

547 C. ((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.)) Those  
548 holding an ((F))individual ((P))private ((A))animal ((P))placement ((P))permit shall be  
549 allowed to possess five foster animals above the limit that would normally apply to their  
550 property under K.C.C. Title 21A.

551 Permit holders are required to locate an adoptive home for each dog or cat within  
552 six months of acquiring the dog or cat. If, after six months, an adoptive home has not been  
553 found for a dog or cat, the animal care and control authority ((will)) shall review the  
554 situation to determine if the permit holder is complying with the ((requirements of the))  
555 permit. If the ((director)) manager of the animal care and control section ascertains that a  
556 good faith effort is being made to locate adoptive homes, a six-month extension may be  
557 granted.

558 The presence of juvenile animals shall not necessarily place a permit holder over  
559 their limit unless the ((director)) manager of the animal care and control section determines

560 that juvenile animals are present in such large numbers as to place the permit holder out of  
561 compliance with the ~~((requirements of the))~~ permit.

562 Holders of hobby kennel licenses shall be allowed to possess and foster five more  
563 animals than are allowed by the conditions of a hobby kennel permit.

564 D. ~~((INSPECTION, DENIAL AND REVOCATION OF PERMIT.))~~ The animal  
565 care and control authority ~~((shall have the right to))~~ may inspect the facilities of an  
566 applicant for an ~~((I))~~individual ~~((P))~~priate ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit to  
567 determine whether or not such a permit shall be issued. In addition, the animal care and  
568 control authority ~~((shall have the right to))~~ may periodically inspect the facilities of holders  
569 of ~~((I))~~individual ~~((P))~~priate ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to ~~((insure))~~ ensure  
570 compliance with this section. The animal care and control authority ~~((shall))~~ may also  
571 ~~((have the right to))~~ deny or revoke permits based on any one or more of the following:

- 572 1. ~~((a))~~A failure to meet the ~~((above))~~ qualifications listed in subsections A.  
573 through C. of this section;
- 574 2. ~~((a))~~Animal care and control complaints ~~((past, present or future))~~; and ~~((or))~~
- 575 3. ~~((e))~~Complaints regarding the maintenance of the ~~((I))~~individual ~~((P))~~priate  
576 ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit by neighbors.

577 SECTION 17. Ordinance 10809, Section 4, as amended, and K.C.C.11.04.167 are  
578 each hereby amended to read as follows:

579 A. ~~((PERMIT REQUIRED.))~~ Any organization engaged in the fostering of dogs  
580 and cats whose members routinely or from time to time have in their possession up to five  
581 more dogs and cats than are allowed in K.C.C. Title 21A ~~((K.C.C.))~~ must obtain  
582 ~~((O))~~Organizational ~~((P))~~Priate ~~((A))~~Animal ~~((P))~~Placement ~~((P))~~Permits from animal care

583 and control for each of those members. Organizations may purchase up to ~~((5))~~ five  
584 ~~((P))~~permits, or up to ~~((20))~~ twenty ~~((P))~~permits per year. ~~((Provided, h))~~However, ~~((that))~~  
585 the ~~((director has the authority to))~~ manager of the animal care and control section may  
586 issue more than ~~((20))~~ twenty ~~((P))~~permits to an organization~~((;))~~ when to do so would  
587 further the goals of the animal care and control section and be in the public interest.  
588 Permits shall be valid for one year from ~~((the date of))~~ issuance~~((;))~~ and may be transferred  
589 between members of the organization.

590 B. ~~((QUALIFICATIONS;))~~ In order to qualify to distribute ~~((O))~~organizational  
591 ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to its members an organization must:

592 1. Be of a reputable nature~~((;))~~ and engaged in the fostering of animals solely for  
593 the benefit of the animals involved, and not as a commercial enterprise~~((;))~~;

594 2. Agree to furnish animal care and control with the names, addresses and phone  
595 numbers of each of the holders of its permits; including immediately furnishing this  
596 information when a transfer takes place~~((;))~~; and

597 3. Agree that to the best of their ability they shall only issue permits to individuals  
598 who will:

599 a. ~~((M))~~maintain and care for dogs and cats in a humane and sanitary fashion in  
600 compliance with ~~((the provisions of))~~ K.C.C. 11.04.090~~((;))~~;

601 b. ~~((R))~~reside where the fostering of dogs and cats is compatible with the  
602 surrounding neighborhood~~((;))~~;

603 c. ~~((A))~~agree to return stray or lost animals to their owners in accordance with  
604 ~~((the requirements of))~~ K.C.C. 11.04.210 before placing ~~((such))~~ the animals in an adoptive  
605 home~~((;))~~;

606 d. ~~((S))~~spay~~((A))~~ or neuter and license each dog or cat and transfer the license of  
607 each animal to its adoptive owner~~((:))~~; and

608 e. ~~((C))~~coordinate their adoption process with animal care and control, including  
609 reporting on the disposition of each animal, and only adopting to owners who would  
610 qualify to adopt an animal from a King County ~~((A))~~animal care and ~~((C))~~control  
611 ~~((S))~~shelter based on the adoption procedures and guidelines used by the animal care and  
612 control authority.

613 C. ~~((LIMITATION ON NUMBER OF DOGS AND CATS ALLOWED.))~~ Those  
614 holding an ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits shall  
615 be allowed to foster up to five more dogs or cats above the limit that would normally  
616 apply to their property under K.C.C. Title 21A ~~((King County Code))~~. Holders of hobby  
617 kennel licenses shall be allowed to foster five more animals than are allowed by conditions  
618 of a hobby kennel permit.

619 Permit holders are required to locate an adoptive home for each dog or cat within  
620 six months of acquiring the dog or cat. If, after six months, an adoptive home has not been  
621 found for a dog or cat the animal care and control authority ~~((will))~~ shall review the  
622 situation to determine if the permit holder is complying with the ~~((requirements of the))~~  
623 permit. If the ~~((director))~~ manager of the animal care and control section ascertains that a  
624 good faith effort is being made to locate adoptive homes, a six-month extension may be  
625 granted.

626 The presence of juvenile animals shall not necessarily place a permit holder over  
627 the limit of five foster animals beyond the limit that would normally apply to their property  
628 under K.C.C. 21A.30.020 unless the ~~((director))~~ manager of the animal care and control

629 section determines that juvenile animals are present in such large numbers as to place the  
630 permit holder out of compliance with the ~~((requirements of the))~~ permit.

631 D. ~~((INSPECTION, DENIAL AND REVOCATION OF PERMIT.))~~ The animal  
632 care and control authority ~~((shall have the right to))~~ may inspect the facilities of an  
633 applicant for an ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit to  
634 determine whether or not such a permit shall be issued. In addition, the animal care and  
635 control authority ~~((shall have the right to))~~ may periodically inspect the facilities of holders  
636 of ~~((O))~~organizational ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permits to ~~((insure))~~  
637 ensure compliance with this ~~((S))~~section, and to determine whether or not the organization  
638 as a whole ~~((will))~~ shall be allowed to continue fostering dogs and cats. The animal care  
639 and control authority ~~((shall))~~ may also ~~((have the right to))~~ deny or revoke permits based  
640 on any one or more of the following:

641 1. ~~((a))~~A failure to meet the ~~((above))~~ qualifications in subsections A. through C.  
642 of this section;

643 2. ~~((a))~~Animal care and control complaints ~~((past, present or future))~~; and ~~((/or))~~

644 3. ~~((e))~~Complaints regarding the maintenance of the ~~((O))~~organizational  
645 ~~((P))~~private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit by neighbors.

646 SECTION 18. Ordinance 1396, Article III Section 1, as amended, and K.C.C.

647 11.04.170 are each hereby amended to read as follows:

648 A. The manager of the animal care and control authority and ~~((his or her~~  
649 authorized)) the animal care and control officers are authorized to take such lawful action  
650 as may be required to enforce ~~((the provisions of))~~ this chapter, Ordinance 10870, as  
651 amended, and K.C.C. Title 21A, as ~~((the provisions))~~ they pertain to the keeping of

652 animals, and the laws of the state of Washington as the laws pertain to animal cruelty,  
653 shelter, welfare and enforcement of control.

654 B. The manager of the animal care and control authority or ~~((his or her authorized))~~  
655 animal care and control officers shall not enter a building designated for and used for  
656 private purposes, unless a proper warrant has first been issued upon a showing that the  
657 officer has reasonable cause to believe an animal is being maintained in the building in  
658 violation of this chapter.

659 C. The manager of the animal care and control authority and ~~((his or her~~  
660 ~~authorized))~~ animal care and control officers, while pursuing or observing any animal in  
661 violation of this chapter, may enter upon any public or private property, except any  
662 building designated for and used for private purposes, for the purpose of abating the animal  
663 violation being pursued or observed.

664 D. No person shall deny, prevent, obstruct or attempt to deny, prevent or obstruct  
665 an animal care and control officer from pursuing any animal observed to be in violation of  
666 this chapter. Further, no person shall fail or neglect, after a proper warrant has been  
667 presented, to promptly permit the manager of the animal care and control section or ~~((the~~  
668 ~~authorized))~~ an animal care and control officer to enter private property to perform any  
669 duty imposed by this chapter. Any person violating this subsection is guilty of a  
670 misdemeanor.

671 SECTION 19. Ordinance 1396, Article 2, and K.C.C. 11.04.180 are each hereby  
672 amended to read as follows:

673 All violations of this chapter are detrimental to the public health, safety~~(,)~~ and  
674 welfare and are public nuisances. All conditions ~~((which))~~ that are determined after review

675 by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section to be in  
676 violation of this chapter shall be abated.

677 SECTION 20. Ordinance 1396, Article III Section 4, as amended, and K.C.C.  
678 11.04.200 are each hereby amended to read as follows:

679 In addition to or as an alternative to any other penalty provided in this chapter or by  
680 law, any person whose animal is maintained in violation of this chapter shall incur a civil  
681 penalty in an amount not to exceed one thousand dollars per violation to be directly  
682 assessed by the ~~((director))~~ manager of the animal care and control authority plus billable  
683 costs of the animal care and control authority. The ~~((director))~~ manager, in a reasonable  
684 manner, may vary the amount of the penalty assessed to consider the appropriateness of the  
685 penalty to the nature and type of violation; the gravity of the violation; the number of past  
686 and present violations committed and the good faith of the violator in attempting to achieve  
687 compliance with prescribed requirements or after notification of a violation. All civil  
688 penalties assessed ~~((will))~~ shall be enforced and collected in accordance with the procedure  
689 specified in this chapter.

690 SECTION 21. Ordinance 1396, Article III Section 5, as amended, and K.C.C.  
691 11.04.210 are each hereby amended to read as follows:

692 A. The ~~((director))~~ of the animal care and control ~~((authority))~~ section and ~~((his))~~  
693 the manager's authorized representatives may apprehend any animals found doing any of  
694 the acts defined as a public nuisance ~~((and/))~~ or being subjected to cruel treatment as  
695 defined by law. After ~~((such))~~ the animals are apprehended, the animal care and control  
696 authority shall ascertain whether they are licensed~~((,))~~ or otherwise identifiable. If  
697 reasonably possible, the animal care and control authority shall return the animal to the

698 owner together with a notice of violation of this chapter. If it is not reasonably possible to  
699 immediately return a currently licensed animal to its owner, the animal care and control  
700 authority shall notify the owner within a reasonable time by regular mail or telephone that  
701 the animal has been impounded and may be redeemed. Any currently licensed animal  
702 impounded (~~((pursuant to))~~) in accordance with this chapter shall be held for the owner at  
703 least one hundred twenty hours, after telephone contact by the impounding agency or for at  
704 least two weeks after posting of the notification of impoundment by regular mail; any other  
705 animal impounded (~~((pursuant to))~~) in accordance with this chapter shall be held for its  
706 owner at least seventy-two hours from the time of impoundment. The county shall not sell  
707 any animals to research institutes or licensed dealers for research purposes. Any animal  
708 suffering from serious injury or disease may be (~~((humanely destroyed,))~~) euthanized or, in  
709 the discretion of the impounding authority, may be held for a longer period and redeemed  
710 by any person on payment of charges not exceeding those prescribed (~~((herein))~~) in this  
711 chapter.

712 B. Any animal not redeemed shall be treated in one of the following ways:

713 1. Made available for adoption at a fee of (~~(( \$7.50 ))~~) seven dollars and fifty cents  
714 per animal as provided in K.C.C. 11.04.035.

715 a. Any person may adopt an animal impounded (~~((pursuant to the provisions~~  
716 ~~contained))~~) in accordance with this chapter when all billable costs, redemption fees,  
717 penalties(~~((;))~~) and boarding costs incurred in (~~((such))~~) the impoundment are made payable to  
718 the (~~((county finance director))~~) manager of finance and business operations, which may be  
719 accepted by the animal care and control authority acting as agent for the county. As  
720 provided in K.C.C. 11.04.035, all dogs and cats over (~~((the age of))~~) six months old adopted



721 from the King County animal shelter shall be spayed or neutered ~~((prior to))~~ before  
722 adoption. A spay~~((/))~~ or neuter deposit shall be charged for dogs and cats under ~~((the age~~  
723 ~~of))~~ six months ~~((which))~~ old that are too young to be spayed~~((/))~~ or neutered ~~((prior to))~~  
724 before adoption. This deposit ~~((will))~~ shall be returned to the adopting person upon  
725 submission of proof that the sterilization was performed within six months from the ~~((date~~  
726 ~~of))~~ adoption. Failure to spay~~((/))~~ or neuter such a dog or cat is a violation of this chapter  
727 and a breach of the adoption contract and ~~((will))~~ shall result in the forfeiture of the  
728 adoption and return of the dog or cat to King County animal care and control for the  
729 required spaying~~((/))~~ or neutering.

730 b. The ~~((director shall have the authority to))~~ manager of the animal care and  
731 control section may set administrative rules regarding the adoption of animals from King  
732 County shelters~~((;))~~ or

733 2. ~~((Humanely destroyed by euthanasia))~~ Euthanized.

734 C. The county shall not sell any animals for the purposes of medical research to  
735 any research institute or any other purchasers.

736 D.1. Any unaltered dog or cat impounded more than once shall be spayed or  
737 neutered by either:

738 a. the animal care and control authority ~~((prior to))~~ before the release of the  
739 dog or cat~~((;))~~; or~~((;))~~

740 b. at the request of the owner, by the owner of the dog or cat, ~~((provided))~~ but  
741 only if the owner agrees to pay a cash deposit of ~~((250))~~ two hundred fifty dollars and  
742 provide proof of neutering or spaying on a form provided by the county. In order for the  
743 deposit to be refunded to the owner the form must be certified by a licensed veterinarian

744 within five days of release of the dog or cat to the owner. If proof of neutering or spaying  
745 is not provided within five days, the animal care and control authority ~~((will have the~~  
746 ~~right to))~~ may again impound the dog or cat to ensure that it is spayed or neutered.

747         2. If the dog or cat is spayed or neutered by the animal care and control  
748 authority, the cost of the spay or neuter shall be charged to the owner upon redemption  
749 but shall be deducted from the impound~~((/))~~ and redemption fees otherwise required  
750 under this chapter.

751         SECTION 22. Ordinance 1396, Article III Section 6, and K.C.C. 11.04.220 are  
752 each hereby amended to read as follows:

753         Notwithstanding the existence or use of any other remedy, the ~~((director))~~ manager  
754 of the animal care and control ~~((authority))~~ section may seek legal or equitable relief to  
755 enjoin acts or practices and abate any conditions ~~((which))~~ that constitute a violation of this  
756 chapter or other regulations ~~((herein))~~ adopted under this chapter.

757         SECTION 23. Ordinance 1396, Article III Section 7, as amended, and K.C.C.  
758 11.04.230 are each hereby amended to read as follows:

759         For purposes of this chapter, nuisances are violations of this chapter and shall be  
760 defined as follows:

761         A. Any public nuisance relating to animal care and control known at common law  
762 or in equity jurisprudence;

763         B. A dog running at large within the county;

764         C. Any domesticated animal, whether licensed or not, ~~((which))~~ that runs at large  
765 in any park or enters any public beach, pond, fountain or stream~~((,))~~ or upon any public  
766 playground or school ground. However, this ~~((section))~~ subsection shall not prohibit a

767 person from walking or exercising an animal in a public park or on any public beach when  
768 the animal is on a leash, tether or chain not to exceed eight feet in length. Also, this  
769 ~~((section))~~ subsection shall not apply to any ~~((blind))~~ person using a trained ~~((seeing-eye))~~  
770 service animal ~~((dog))~~, to animal shows, exhibitions or organized dog-training classes if at  
771 least twenty-four hours' advance notice has been given to the animal care and control  
772 authority by those persons requesting to hold the animal shows, exhibitions or organized  
773 dog-training classes;

774 D. Any domesticated animal that enters any place where food is stored, prepared,  
775 served or sold to the public, or any other public building or hall. However, this ~~((section))~~  
776 subsection shall not apply to any ~~((blind))~~ person using a trained ~~((seeing-eye))~~ service  
777 animal ~~((dog))~~, to veterinary offices or hospitals or to animal shows, exhibitions or  
778 organized dog-training classes if at least twenty-four hours' advance notice has been given  
779 to the animal care and control authority by the persons requesting to hold the animal shows,  
780 exhibitions or organized dog-training classes;

781 E. ~~((A))~~ Any female domesticated animal, whether licensed or not, while in heat  
782 and accessible to other animals for purposes other than controlled and planned breeding;

783 F. Any domesticated animal that chases, runs after or jumps at vehicles using the  
784 public streets and alleys;

785 G. Any domesticated animal that habitually snaps, growls, snarls, jumps upon or  
786 otherwise threatens persons lawfully using the public sidewalks, streets, alleys or other  
787 public ways;

788 H. Any animal that has exhibited vicious propensities and constitutes a danger to  
789 the safety of persons or property off the animal's premises or lawfully on the animal's

790 premises. However, in addition to other remedies and penalties, the provisions of this  
791 chapter relating to vicious animals shall apply;

792 I. ~~((A))~~ Any vicious animal or animal with vicious propensities that runs at large at  
793 any time is off the owner's premises not securely leashed on a line or confined and in the  
794 control of a person of suitable age and discretion to control or restrain the animal.

795 However, in addition to other remedies and penalties, the provisions of this chapter relating  
796 to vicious animals shall apply;

797 J. Any domesticated animal that howls, yelps, whines, barks or makes other oral  
798 noises, in such a manner as to disturb any person or neighborhood to an unreasonable  
799 degree;

800 K. Any domesticated animal that enters upon a person's property without the  
801 permission of that person;

802 L. Animals staked, tethered or kept on public property without prior written  
803 consent of the animal care and control authority;

804 M. Animals on any public property not under control by the owner or other  
805 competent person;

806 N. Animals harbored, kept or maintained and known to have a contagious disease  
807 unless under the treatment of a licensed veterinarian; and

808 O. Animals running in packs.

809 SECTION 24. Ordinance 1396, Article III Section 8, as amended, and K.C.C.

810 11.04.250 are each hereby amended to read as follows:

811 A. It is unlawful for any person to:

812            ~~((A-))~~ 1. Willfully and cruelly injure or kill any animal by any means causing it  
813            fright or pain;

814            ~~((B-))~~ 2. By reason of neglect or intent to cause or allow any animal to endure  
815            pain, suffering or injury or to fail or neglect to aid or attempt alleviation of pain, suffering  
816            or injury the person has so caused to any animal;

817            ~~((C-))~~ 3. Lay out or expose any kind of poison, or to leave exposed any poison  
818            food or drink for humans, animals or fowl, or any substance or fluid whatever whereon or  
819            wherein there is or shall be deposited or mingled, any kind of poison or deadly substance or  
820            fluid whatever, on any premises, or in any unenclosed place, or to aid or abet any person in  
821            so doing, unless in accordance with RCW 16.52.190; and

822            ~~((D-))~~ 4. Abandon any domesticated animal by dropping off or leaving the animal  
823            on the street, road or highway, in any other public place~~((;))~~ or on the private property of  
824            another.

825            B. The animal care and control section shall keep a database containing the names  
826            of all persons who are either or both found in violation of K.C.C. 11.04.250 or charged or  
827            convicted of animal cruelty under either RCW 16.52.205 or 16.52.207, or both. Further,  
828            the animal care and control section shall coordinate with law enforcement, when necessary,  
829            to keep this database current.

830            SECTION 25. Ordinance 1396, Article III Section 9, as amended, and K.C.C.  
831            11.04.260 are each hereby amended to read as follows:

832            A. Whenever the ~~((director))~~ manager of the animal care and control section or  
833            ~~((authorized))~~ animal care and control officer has found an animal maintained in violation

834 of this chapter, the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section  
835 shall commence proceedings to cause the abatement of each violation.

836 B. The ~~((director))~~ manager of the animal care and control section or ~~((authorized))~~  
837 animal care and control officer shall issue a notice of violation and an order directed to the  
838 owner or the person presumed to be the owner of the animal maintained in violation of this  
839 chapter. The notice and order shall contain:

840 1. The name and address if known of the owner or person presumed to be the  
841 owner of the animal in violation of this chapter;

842 2. The license number, if available, and description of the animal in violation  
843 sufficient for identification;

844 3. A statement to the effect that the ~~((director))~~ manager or ~~((authorized))~~ animal  
845 care and control officer has found the animal maintained illegally with a brief and concise  
846 description of the conditions, which caused the animal to be in violation of this chapter;

847 4. A statement of the action required to be taken to abate the violation, as  
848 determined by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section.

849 a. If the ~~((director has))~~ manager determined the animal in violation must be  
850 disposed with, the order shall require that the abatement be completed within a specified  
851 ~~((period of))~~ time from the ~~((date of the))~~ order as determined by the ~~((director))~~ manager  
852 to be reasonable;

853 b. If the ~~((director))~~ manager of the animal care and control ~~((authority has))~~  
854 section determined to assess a civil penalty, the order shall require that the penalty shall be  
855 paid within fourteen days from the ~~((date of the))~~ order.

856 5. Statements advising that if any required abatement is not commenced within  
857 the time specified, the ~~((director))~~ manager of the animal care and control ~~((authority will))~~  
858 section shall proceed to cause abatement and charge the costs thereof against the owner;

859 6. Statements advising:

860 a. ~~((F))~~ that a person having a legal interest in the animal may appeal from the  
861 notice of violation and order or any action of the ~~((director))~~ manager of the animal care  
862 and control ~~((authority))~~ section to the board of appeals, ~~((provided))~~ but only if the appeal  
863 is made in writing as provided by this chapter~~((s))~~ and filed with the ~~((director))~~ manager of  
864 the animal care and control ~~((authority))~~ section within fourteen days from the ~~((date of))~~  
865 service of ~~((such))~~ the notice of violation and order~~((s))~~; and

866 b. ~~((F))~~ that failure to appeal ~~((will))~~ constitutes a waiver of all right to an  
867 administrative hearing and determination of the matter;

868 C. The notice and order shall be served on the owner or presumed owner of the  
869 animal in violation.

870 D. Service of the notice of violation and order shall be made upon all persons  
871 entitled thereto:

872 1. Personally; ~~((or,))~~

873 2. By mailing a copy of ~~((such))~~ the notice of violation and order by certified  
874 mail, postage prepaid, return receipt requested, to the person at ~~((his))~~ the person's last  
875 known address; or~~((s))~~

876 3. By ~~((P))~~ posting the notice of violation and order on the front door of the living  
877 unit of the owner or person with right to control the animal if ~~((said))~~ the owner or person is  
878 not home.

879 E. Proof of service of the notice of violation and order shall be made at the time of  
880 service by a written declaration under penalty of perjury executed by the person effecting  
881 service, declaring the time, date and manner in which service was made.

882 F. ~~((The standards of t))~~ This chapter shall be followed by the ~~((director))~~ manager  
883 of the animal care and control ~~((authority))~~ section in determining the existence of an  
884 animal care and control violation and in determining the abatement action required.

885 SECTION 26. Ordinance 1396, Article III Section 10, and K.C.C. 11.04.270 are  
886 each hereby amended to read as follows:

887 A. ~~((APPEALS:))~~ The King County board of appeals as established by Article 7 of  
888 the King County Charter is designated to hear appeals by parties aggrieved by actions of  
889 the ~~((director))~~ manager of the animal care and control ~~((authority pursuant to))~~ section  
890 under this chapter. The board may adopt reasonable rules or regulations for conducting its  
891 business. Copies of all rules and regulations adopted by the board shall be delivered to the  
892 ~~((director))~~ of the animal care and control ~~((authority))~~ section, who shall make them freely  
893 accessible to the public. All decisions and findings of the board shall be rendered to the  
894 appellant in writing with a copy to the ~~((director))~~ manager of the animal care and control  
895 ~~((authority))~~ section.

896 B. ~~((FORM OF APPEAL:))~~ Any person entitled to service under ~~((Section))~~  
897 K.C.C. 11.04.260.B, may appeal from any notice and order or any action of the ~~((director))~~  
898 manager of the animal care and control ~~((authority))~~ section under this chapter by filing at  
899 the office of the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section  
900 within fourteen days from the ~~((date of the))~~ service of ~~((such))~~ the order, a written appeal  
901 containing:



- 902 1. A heading in the words: "Before the Board of Appeals of the County of King";
- 903 2. A caption reading: "Appeal of \_\_\_\_\_ giving the names of all appellants
- 904 participating in the appeal;
- 905 3. A brief statement setting forth the legal interest of each of the appellants in the
- 906 animal involved in the notice and order;
- 907 4. A brief statement in concise language of the specific order or action protested,
- 908 together with any material facts claimed to support the contentions of the appellant;
- 909 5. A brief statement in concise language of the relief sought, and the reasons why
- 910 it is claimed the protested order or action should be reversed, modified((;)) or otherwise set
- 911 aside;
- 912 6. The signatures of all parties' names as appellants, and their official mailing
- 913 addresses;
- 914 7. The verification ((f)), by declaration under penalty of perjury((h)), of at least
- 915 one appellant as to the truth of the matters stated in the appeal.

916 C. ~~((SCHEDULING AND NOTICING APPEAL-))~~ The board of appeals shall set

917 a time and place, not more than thirty days from ~~((such))~~ the notice of appeal for a hearing

918 ~~((thereon))~~ on the appeal. Written notice of the time and place of hearing shall be given at

919 least ten days ~~((prior to the date of))~~ before the hearing to each appellant by the manager-

920 clerk of the board.

921 D. At the hearing, the appellant shall be entitled to appear in person ~~((and))~~, to be

922 represented by counsel and to offer ~~((such))~~ evidence that is pertinent and material to the

923 action of the ~~((director))~~ manager of the animal care and control authority. Only those

924 matters or issues specifically raised by the appellant in the written notice of appeal shall be  
925 considered.

926 E. Failure of any person to file an appeal in accordance with this section shall  
927 constitute a waiver of ~~((his))~~ the right to an administrative hearing.

928 F. Enforcement of any notice and order of the ~~((director))~~ manager of the animal  
929 care and control ~~((authority))~~ section issued under this chapter shall be stayed during the  
930 pending of an appeal, except impoundment of an animal ~~((which))~~ that is vicious or  
931 dangerous or cruelly treated.

932 SECTION 27. Ordinance 1396, Article III Section 2, as amended, and K.C.C.  
933 11.04.290 are each hereby amended to read as follows:

934 A. ~~((Vicious animals.))~~ 1. An animal, declared by the ~~((director))~~ manager of the  
935 animal care and control section to be vicious ~~((pursuant to the definition in this chapter)),~~  
936 may be ~~((kept,))~~ harbored, kept or maintained in King County only upon compliance with  
937 those requirements prescribed by the ~~((director))~~ manager. In prescribing ~~((these))~~ the  
938 requirements, the ~~((director))~~ manager must take into consideration the following factors:

939 a. ~~((F))~~ the breed of the animal and its characteristics;

940 b. ~~((F))~~ the physical size of the animal;

941 c. ~~((F))~~ the number of animals in the owner's home;

942 d. ~~((F))~~ the zoning involved ~~((;))~~ size of the lot where the animal resides ~~((;))~~ and  
943 the number and proximity of neighbors;

944 e. ~~((F))~~ the existing control factors, including, but not limited to, fencing,

945 caging, runs ~~((;))~~ and staking locations; and

946 f. ~~((F))~~the nature of the behavior giving rise to the ~~((director's))~~ manager's  
947 determination that the animal is vicious, including:

948 (1) extent of injury~~((ies))~~ or injuries;

949 (2) circumstance, ~~((e.g.,))~~ such as time of day, ~~((on/off))~~ if it was on or off the  
950 property~~((s))~~ and provocation instinct; and

951 (3) circumstances surrounding the result and complaint, ~~((e.g.))~~ such as  
952 neighborhood disputes, identification, credibility of complainants and witnesses.

953 2. Requirements ~~((which))~~ that may be prescribed include, but are not limited to,  
954 the following:

955 a. Erection of additional or new fencing adequate to keep the animal within the  
956 confines of its property;

957 b. Construction of a run within which the animal is to be kept. Dimensions of  
958 the run ~~((will))~~ shall be consistent with the size of the animal;

959 c. Keeping the animal on a leash adequate to control the animal, the length and  
960 location to be determined by the ~~((director))~~ manager. When unattended the leash must  
961 be securely fastened to a secure object;

962 d. Maintenance of the animal indoors at all times, except when personally  
963 controlled on a leash adequate to control the animal by the owner or a competent person  
964 at least fifteen ~~((15))~~ years ~~((of age))~~ old; and

965 e. Removal of the animal from the county within forty-eight ~~((48))~~ hours  
966 from receipt of such a notice.

967 3. Failure to comply with any requirement prescribed by the ~~((director pursuant~~  
968 ~~to))~~ manager in accordance with this ~~((S))~~section. ~~((11.04.290 of this chapter))~~ constitutes

969 a misdemeanor. Such an animal shall not be kept in unincorporated King County after  
970 forty-eight hours after receiving written notice from the ~~((director))~~ manager. Such an  
971 animal or animals found in violation of this section ~~((will))~~ shall be impounded and  
972 disposed of as an unredeemed animal, and the owner or keeper of ~~((such))~~ the  
973 animal~~((s))~~ or animals has no right to redeem ~~((such))~~ the animal or animals.

974 B. ~~((Removal-))~~ 1. Any animal constituting a public nuisance as provided  
975 ~~((herein))~~ in this chapter shall be abated and removed from the county by the owner or by  
976 the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section, upon the  
977 receipt of three notices and orders of violation by the owner in any one-year period~~((;~~  
978 ~~provided, however, that))~~, though this removal procedure shall not apply to the vicious  
979 animal removal procedure set out in ~~((Section))~~ K.C.C. 11.04.290 A.3 ~~((of this chapter))~~.  
980 Where it is established by record ~~((pursuant to))~~ in accordance with this chapter and no  
981 finding was entered showing that the owner will be able to provide reasonable restraints  
982 to protect the public from repetitions of violations, the ~~((director))~~ manager of the animal  
983 care and control ~~((authority))~~ section shall notify and direct the owner of the animal to  
984 abate or remove the same from the county within ninety-six hours from the ~~((date of))~~  
985 notice. If ~~((such))~~ the animal is found to be within the confines of King County after  
986 ninety-six hours have elapsed from the ~~((date of))~~ notice, the same shall be abated and  
987 removed by the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section.  
988 Animals removed ~~((pursuant to the provisions of))~~ in accordance with this section shall  
989 be removed from King County or be subjected to euthanasia by the animal care and  
990 control authority.

991           2. Any ~~((dog or other))~~ animal ~~((which))~~ that bites, attacks~~((;))~~ or attempts to  
992 bite one or more persons two or more times within a two-year period is declared to be a  
993 public nuisance and shall not be kept within unincorporated King County forty-eight  
994 hours after receiving written notice from the ~~((director))~~ manager. Such an animal or  
995 animals found in violation of this section ~~((with))~~ shall be impounded and disposed of as  
996 an unredeemed animal, and the owner or keeper of ~~((such))~~ animal~~((s))~~ or animals has  
997 no right to redeem ~~((such dog or))~~ the animal.

998           SECTION 28. Ordinance 6370, Section 11, and K.C.C. 11.04.320 are each hereby  
999 amended to read as follows:

1000           The King County animal care and control section is hereby authorized to collect the  
1001 following charges for animal care and control related services:

1002           Lost or stolen license tag replacement           \$2.00

1003           SECTION 29. Ordinance 7986, Section 3, as amended, and K.C.C. 11.04.335 are  
1004 each hereby amended to read as follows:

1005           A. The ~~((director has the authority to))~~ manager of the animal care and control  
1006 section may waive licensing fees, late licensing penalty fees, adoption fees~~((;))~~ and  
1007 redemption and sheltering fees, in whole or in part, when to do so would further the goals  
1008 of the animal care and control section and be in the public interest.

1009           B. In determining whether a waiver should apply, the ~~((director))~~ manager of the  
1010 animal care and control section must take into consideration the following elements:

1011           1. The reason the animal was impounded;

1012           2. The reason or basis for the violation, the nature of the violation, the duration of  
1013 the violation~~((;))~~ and the likelihood the violation will not recur;

1014 3. The total amount of the fees charged as compared with the gravity of the  
1015 violation;

1016 4. The effect on the owner, the animal's welfare and the animal care and control  
1017 section if the fee(~~((s))~~) or fees or penalties are not waived and no payment is received.

1018 SECTION 30. Ordinance 10423, Section 24, and K.C.C. 11.04.410 are each  
1019 hereby amended to read as follows:

1020 When issuing a license for an unaltered pet the animal care and control authority  
1021 shall also provide to the applicant a voucher with a value not to exceed twenty-five dollars  
1022 for the payment of all or part of the cost of a spay or neuter operation by a licensed  
1023 veterinarian on (~~((such))~~) the pet. The animal care and control authority shall compile,  
1024 maintain and make available to the public a list of veterinarians who accept (~~((such))~~) the  
1025 vouchers as full or partial payment for spay or neuter operations. Spay(~~((/))~~) or neuter  
1026 vouchers shall be redeemed through the King County office of finance by veterinarians  
1027 who have performed a spay or neuter operation on a pet licensed in King County as an  
1028 unaltered pet.

1029 SECTION 31. Ordinance 10423, Section 6, and K.C.C. 11.04.500 are each hereby  
1030 amended to read as follows:

1031 A. It shall be the policy of King County that (~~((the following))~~) a maximum  
1032 euthanasia rate target(~~((s are used))~~) is set to measure the progress towards reducing the rates  
1033 of (~~((unwanted, healthy pet))~~) cats and dogs (~~((destroyed))~~) ethanized by the animal care and  
1034 control authority (~~((and/))~~) or its designees. The euthanasia rates shall (~~((not include animals~~  
1035 ~~that are destroyed because they are feral, medically or temperamentally unsuitable for~~  
1036 ~~adoption or have been released by their owners for owner requested euthanasia. The~~

1037 computation of the euthanasia rates shall be based on a population which is defined as all of  
1038 King County, except the City of Seattle)) be calculated based on the total number of live  
1039 cats and dogs taken in to King County custody to include stray, homeless, abandoned  
1040 unwanted or surrendered animals, and animals euthanized at an owner's request. The  
1041 euthanasia rates shall exclude animals euthanized at the order of the director of the Seattle-  
1042 King County department of public health and those animals who are not in the custody of  
1043 King County but are brought to a King County shelter by their owner or guardian for the  
1044 purposes of licensing, or clinic services, such as spaying, neutering and vaccinations should  
1045 such services be made available to the public by King County animal care and control.

1046       ~~((1. The number of healthy dogs and cats destroyed by King County animal~~  
1047 ~~control and its designees exceeds 11 cats per 1,000 persons living in the county and 6.6~~  
1048 ~~dogs per 1,000 persons living in the county for any given year ending December 31st, or~~

1049       ~~2. The number of healthy dogs and cats destroyed by King County animal control~~  
1050 ~~or its designees exceeds 5.5 cats per 1,000 persons living in the county and 3.3 dogs per~~  
1051 ~~1,000 persons living in the county for the year ending December 31, 1996, or~~

1052       ~~3. The number of healthy dogs and cats destroyed by King County animal control~~  
1053 ~~or its designees exceeds 1.7 cats per 1,000 persons living in the county and 1.0 dogs per~~  
1054 ~~1,000 persons living in the county for the year ending December 31, 2000.~~

1055       ~~B. The animal control authority shall report annually to the council about the~~  
1056 ~~number of unwanted, healthy pets destroyed and what additional measures or programs~~  
1057 ~~might be recommended for council approval to reduce the euthanasia rates.))~~

1058       B. The total number of cats and dogs euthanized by King County animal care and  
1059 control is not to exceed twenty percent in the year ending December 31, 2008.

1060           C. The total number of cats and dogs euthanized by King County animal care and  
1061 control is not to exceed fifteen percent in the years following 2008.

1062           SECTION 32. Ordinance 10423, Section 21, and K.C.C. 11.04.540 are each  
1063 hereby amended to read as follows:

1064           No person other than the owner or person authorized by the owner of the animal  
1065 shall release any animal from any confinement, vehicle or restraint unless ~~((such))~~ the  
1066 release is necessary for the immediate health and safety of the animal~~((; provided))~~, though  
1067 this section shall not apply to peace officers and animal care and control or humane  
1068 officers.

1069           SECTION 33. Ordinance 10423, Section 22, and K.C.C. 11.04.550 are each  
1070 hereby amended to read as follows:

1071           The animal care and control authority shall report to the council no later than  
1072 ~~((twelve months from the adoption of Ordinance 10423 (June 15, 1992), and annually~~  
1073 ~~thereafter,)) July 15 each year on the number of animals taken in to King County's custody,  
1074 the number of animals redeemed by their owners, the number of animals ((pets)) adopted,  
1075 the number of animals transferred to other animal welfare organizations or agencies, the  
1076 number of animals euthanized, the number of animals euthanized at an owner's request, the  
1077 number of animals euthanized due to a determination of vicious temperament, the number  
1078 of animals euthanized due to a determination that the animal had a poor or grave prognosis  
1079 of health and was irremediably suffering, the number of animals that die of causes other  
1080 than an administered method of euthanasia, ((an estimate of the number of pets killed  
1081 annually due to abandonment)) the number of animals spayed or neutered, the number of  
1082 animal cruelty cases, the number and type of pet licenses issued((;)) and the number of~~



1083 spay((f)) or neuter vouchers issued and redeemed. Eleven copies of the report shall be filed  
1084 with the clerk of the council, for distribution to all councilmembers.

1085 SECTION 34. Ordinance 10423, Section 25, and K.C.C. 11.04.560 are each  
1086 hereby amended to read as follows:

1087 ((A-)) The animal care and control authority in conjunction with the King County  
1088 animal care and control citizen's advisory committee shall develop a public information and  
1089 education campaign about responsible pet ownership, pet adoption((g)) and the benefits of  
1090 spay and neuter operations. The campaign should be coordinated with other animal interest  
1091 groups. The materials shall be made available to the general public and provided to each  
1092 person obtaining a license or redeeming a pet. Materials shall be made available to and  
1093 disseminated through veterinarians, pet shops, catteries, kennels((h)) and the media. The  
1094 use of pro bono assistance from entities having expertise in public advertising or  
1095 information campaigns is encouraged. ~~((The education program shall be reviewed by the~~  
1096 ~~animal control authority, and a report shall be made to the council within twelve months~~  
1097 ~~after the adoption of Ordinance 10423 (June 15, 1992). Funding for subsequent years shall~~  
1098 ~~be reviewed annually based upon an evaluation of the efficacy of the education program))~~

1099 SECTION 35. Ordinance 10423, Section 26, and K.C.C. 11.04.570 are each  
1100 hereby amended to read as follows:

1101 The animal care and control authority in conjunction with the King County animal  
1102 care and control citizen's advisory committee shall develop a breeder certification program,  
1103 including a definition of the term "breeder,"((i)) to promote the "best management  
1104 practices" for the breeding and caring of animals. The proposed breeder certification  
1105 program shall be submitted to the county council for approval.

1106            SECTION 36. Ordinance 10423, Section 27, and K.C.C. 11.04.580 are each  
1107 hereby amended to read as follows:

1108            The animal care and control authority shall develop and implement a twelve-month  
1109 program to canvass for compliance with the licensing requirements of this chapter. The  
1110 program shall be directed at households within unincorporated areas of King County and  
1111 cities under contract with King County for animal care and control services. Animal care  
1112 and control authority employees and persons or organizations under contract to the animal  
1113 care and control authority performing the canvassing (~~((shall have the authority to))~~) may  
1114 issue pet licenses and collect license fees. The canvassing program shall be reviewed by  
1115 the animal care and control authority(~~(, and a report shall be made to the council within~~  
1116 ~~twelve months after the adoption of Ordinance 10423 (June 15, 1992))~~). Funding for  
1117 subsequent years shall be reviewed annually based upon an evaluation of the efficacy of the  
1118 canvassing program.

1119            SECTION 37. Ordinance 10423, Section 10, as amended, and K.C.C. 11.04.590  
1120 are each hereby amended to read as follows:

1121            Funds collected from the animal care and control license canvassing program and  
1122 the sale of juvenile licenses should be used for the following purposes:

1123            A. Fifty percent to pay for or provide reimbursements for the cost of spaying and  
1124 neutering of cats and dogs. Although the subsidy shall be available to all people who own  
1125 unaltered dogs or cats, the emphasis should be for pets owned or harbored by low-income  
1126 or fixed-income residents or senior citizens on a low or fixed income to make spaying and  
1127 neutering affordable and convenient for them.

1128 B. Fifty percent to provide public education to prevent the overpopulation of dogs  
1129 and cats and to encourage licensing and the responsible treatment of cats and dogs. The  
1130 education program shall include but not be limited to public advertising and informational  
1131 campaigns.

1132 C. If the records, elections and licensing services division cannot adhere to the  
1133 expenditure targets listed in subsections A<sub>2</sub> and B<sub>2</sub> of this section, it shall be noted in the  
1134 annual budget proposed by the King County executive.

1135 SECTION 38. Ordinance 9464, Section 1, and K.C.C. 11.06.010 are each hereby  
1136 amended to read as follows:

1137 It is the intent of the King County council to create an ((A))animal care and  
1138 ((C))control ((C))citizen's ((A))advisory ((C))committee to provide a mechanism for King  
1139 County citizens and consumers of animal care and control services to provide information  
1140 and advice about animal care and control needs, goals and services to the King County  
1141 executive, council((;)) and animal care and control section.

1142 SECTION 39. Ordinance 9464, Section 2, as amended, and K.C.C. 11.06.020 are  
1143 each hereby amended to read as follows:

1144 The King County ((A))animal care and ((C))control ((C))citizen's ((A))advisory  
1145 ((C))committee shall be composed of ~~((eleven))~~ thirteen members who are residents of  
1146 King County((;)) and who represent a diversity of interests. Composition ~~((will))~~ shall  
1147 include: one representative from the ~~((Humane Society, Inc., Society for the Prevention of~~  
1148 ~~Cruelty to Animals of))~~ Humane Society for Seattle/King County; one representative from  
1149 the Progressive Animal Welfare Society, Lynnwood, Washington; one representative from  
1150 Friends of King County Animal Control; one representative from the Coalition for a No

1151 Kill King County; one representative of the Seattle-King County Veterinary Medical  
1152 Association; two representatives from ~~((non-profit))~~ nonprofit or professional organizations  
1153 representing animal-related ~~((business))~~ interests; three citizens, nominated by the  
1154 Suburban Cities Association, to represent municipalities ~~((which))~~ that contract with King  
1155 County for animal care and control services; and three citizens representing unincorporated  
1156 King County. To the extent possible, the six citizen representatives should be selected to  
1157 provide geographically balanced representation and a mix of pet owners and non-pet  
1158 owners. The director of the King County department of executive services or his or her  
1159 designee and a representative of the King County council shall serve as ~~((an))~~ ex officio  
1160 members of the committee and a member of Seattle Animal Control shall serve as a  
1161 nonvoting, ex officio member of the committee.

1162 SECTION 40. Ordinance 9464, Section 3, and K.C.C. 11.06.030 are each hereby  
1163 amended to read as follows:

1164 A. The King County ~~((A))~~animal care and ~~((C))~~control ~~((C))~~citizen's ~~((A))~~advisory  
1165 ~~((C))~~committee shall~~((, in the first six months of operation, carry out))~~ be responsible for  
1166 the following ~~((tasks))~~:

1167 1. Identify the goals, program components and characteristics, ~~((and))~~anticipated  
1168 outcomes of and potential barriers to implementing a model animal care and control  
1169 program;

1170 2. ~~((Assess community service needs, for contracting municipalities and~~  
1171 unincorporated King County (both urban and rural), identify issues, and identify potential  
1172 service standards;

1173 3-)) Evaluate and make recommendations on the ((~~organizational structure,~~  
1174 ~~facilities,)) program goals and objectives, and program policies necessary to address  
1175 service ((~~issues~~)) needs and attain a model animal care and control program ((~~-~~  
1176 ~~Recommendations should be divided into low cost changes which could be implemented~~  
1177 ~~quickly, and changes which would require significant additional funding. The~~  
1178 ~~recommendations should also identify actions required for implementation and propose~~  
1179 ~~financing mechanisms to carry out an enhanced animal control program)), including the  
1180 prevention of animal cruelty, the humane care and welfare of animals in King County  
1181 custody, the reduction of euthanasia, the increase of adoptions and the strengthening of  
1182 community partnerships and volunteer programs;~~~~

1183 3. Evaluate and make recommendations on best management practices,  
1184 performance measures, organizational structure, staffing levels and staffing needs, facilities  
1185 and capital improvements;

1186 4. Assist the animal care and control authority with a public information and  
1187 education campaign about responsible pet ownership, the prevention of animal cruelty, the  
1188 benefits of pet spaying, neutering and adoption;

1189 ((4-)) 5. Evaluate the adequacy of the types and level of funding for King  
1190 County's animal care and control program, including fees, licenses, contracts((~~-~~)) and  
1191 general tax support from the county and contracting municipalities, and make  
1192 recommendations;

1193 6. Make recommendations that identify actions required for implementation,  
1194 including the estimated costs associated with implementing the recommendations, how  
1195 animal care and control might leverage private funds, donations and grants, how animal

1196 care and control might best spend privately donated funds and propose financing  
1197 mechanisms to attain a model animal care and control program; and  
1198 ~~((5.))~~ 7. ((The committee shall s))Submit ((its completed)) an annual report of its  
1199 recommendations to the King County executive and the clerk of the council by February 28  
1200 of each year. The executive shall review the report and ((then submit it, with his)) make  
1201 recommendations and plans for implementing any of the committee's recommendations, to  
1202 the ((King County)) clerk of the council((-)), in the form of twelve copies, for distribution  
1203 to all councilmembers and the lead staff of the general government and labor relations  
1204 committee, or its successor.

- 1205 B. ~~((Following the initial report, t))~~The committee shall meet monthly to:
- 1206 1. ~~((r))~~Receive periodic reports from the animal care and control section;
  - 1207 2. ~~((a))~~Advise the county executive and county council on all aspects of animal  
1208 care and control and the welfare and safety of all animals;
  - 1209 3. ~~((a))~~Assist the county executive and county council in the development of  
1210 programs and policies concerning animal care and control; and
  - 1211 4. ~~((r))~~Review and comment on proposed animal care and control rules,  
1212 policies((-)) or ordinances ((prior to)) before their adoption;
  - 1213 5. Review the animal care and control section's progress in implementing adopted  
1214 policies; and
  - 1215 6. Develop the annual report to the King County executive and council.

1216 SECTION 41. Ordinance 3548, Section 1, and K.C.C. 11.08.010 are each hereby  
1217 amended to read as follows:

1218 Under ~~((the authority of RCW))~~ chapter 16.10 RCW, it is the intention of King County to  
1219 enforce a dog leash law in selected areas of King County. It is the intention of King  
1220 County to administer a dog leash law in conjunction with the rules and regulations of the  
1221 animal care and control authority ~~((contained))~~ in ~~((Title II, King County Code, as~~  
1222 ~~amended))~~ this title.

1223 SECTION 42. Ordinance 3732, Section 1, as amended, and K.C.C. 11.08.040 are  
1224 each hereby amended to read as follows:

1225 A. Petitions requesting the King County council to create a dog control zone shall  
1226 be submitted to the office of the clerk of the council. The clerk of the council shall forward  
1227 copies of the petitions and other materials to:

1228 1. The office of the councilmember in whose district the proposed zone is  
1229 requested;

1230 2. The animal care and control section of the records, elections and licensing  
1231 services division; and

1232 3. The manager of the records, elections and licensing services division.

1233 B. Petitions shall be accompanied by a map and should include a legal description  
1234 of the proposed zone. In addition, the petitions should contain:

1235 1. The signatures, both written and printed legibly, of at least ten percent of the  
1236 registered voters within the proposed zone; and

1237 2. The popular addresses of the petitioners.

1238 C. Upon receipt of the copy of the filed petition, the animal care and control  
1239 section shall conduct a comprehensive review of the enforceability of the proposed

1240 boundaries and if necessary recommend alternative boundaries to the director of the  
1241 department of executive services and the affected councilmember.

1242 D. The records, elections and licensing services division shall:

1243 1. Determine the approximate number of registered voters within the proposed  
1244 zone;

1245 2. Determine the number of signatures of registered voters (~~contained~~) in the  
1246 petition; and

1247 3. Forward the conclusions regarding the number of signatures of registered  
1248 voters and total number of registered voters residing within the proposed zone to the office  
1249 of the affected councilmember and the director of the department of executive services.

1250 E. The executive may recommend by ordinance a proposed dog control zone to the  
1251 council based on the recommendation of the director of the department of executive  
1252 services.

1253 F. In addition to other statutory requirements, the council may cause to occur any  
1254 public meetings or notification through the local media as it considers necessary to  
1255 (~~insure~~) ensure that affected citizens are aware of the proposed ordinance to create a dog  
1256 control zone.

1257 G. If the King County council finds the formation of the petitioned area to be  
1258 beneficial to be public health, safety and general welfare, it shall establish such a dog  
1259 control zone by ordinance. The council shall consider, but is not limited to considering, the  
1260 location, terrain and surrounding land use of the petitioned area.

1261 SECTION 43. Ordinance 3548, Section 4, as amended, and K.C.C. 11.08.050 are  
1262 each hereby amended to read as follows:



1263 Any owner of an animal in violation of this chapter is guilty of a misdemeanor  
1264 punishable by either a fine of not more than two hundred fifty dollars ~~((and/))~~ or  
1265 imprisonment for a term not to exceed ninety days ~~((; provided, that))~~, or both. However,  
1266 for the first thirty days following the enactment of each individual dog control zone, no  
1267 penalty shall be assessed in those cases where a licensed animal is maintained in violation  
1268 of this chapter and the animal care and control officer is able to determine the owner and, if  
1269 impounded, return ~~((such))~~ the animal to its owner directly from the site in which it was  
1270 impounded.

1271 SECTION 44. Ordinance 3548, Section 5, as amended, and K.C.C. 11.08.060 are  
1272 each hereby amended to read as follows:

1273 In addition to, or as an alternate to, any other penalty provided in ~~((Title 11 of the~~  
1274 ~~King County Code as amended,))~~ this title or by general law, any person whose animal is  
1275 maintained in violation of this chapter shall incur a civil penalty plus billable costs of the  
1276 animal care and control authority. The penalty for a violation shall be as provided in  
1277 ~~((Section))~~ K.C.C. 11.04.035 ~~((; provided, that))~~. However, for the first thirty days  
1278 following the enactment of each individual dog control zone, no penalty shall be assessed  
1279 in those cases where a licensed animal is maintained in violation of this chapter and the  
1280 animal care and control officer is able to determine the owner and, if impounded, return  
1281 ~~((such))~~ the animal to its owner directly from the site in which it was impounded ~~((;~~  
1282 ~~provided further, that))~~. Also, on the thirty-first day following the enactment of each  
1283 individual dog control zone and thereafter, one-half the normal penalty shall be assessed in  
1284 those cases where a licensed animal is maintained in violation of this chapter and the

1285 animal care and control officer is unable to determine the owner and, if impounded, return  
1286 ((such)) the animal to its owner directly from the site in which it was impounded.

1287 SECTION 45. Resolution 27312, Section 1, as amended, and K.C.C. 11.12.010 are  
1288 each hereby amended to read as follows:

1289 Whenever the director of the Seattle-King County department of public health has  
1290 cause to suspect that an animal capable of transmitting rabies is infected with the disease,  
1291 the director shall order a period of quarantine of not less than ten days. The director shall  
1292 notify in writing the owner or keeper of the infected animal of the quarantine order. The  
1293 infected animal shall be quarantined by the animal care and control section in the records,  
1294 elections and licensing services division in its shelter or upon the premises of the owner or  
1295 licensed veterinarian where conditions of quarantine are strictly kept. The place of  
1296 quarantine shall be at the discretion of the director, unless the animal had been exposed to  
1297 rabies by contact, in which case K.C.C. 11.12.040 shall apply. Delivery of a copy of the  
1298 quarantine order to some person of suitable age and discretion residing upon the premises  
1299 where the animal is found shall be notice of the quarantine. Good cause for such an order  
1300 of quarantine shall include, but is not limited to, evidence that the animal has bitten, or that  
1301 there is reasonable certainty that the animal has bitten, a human being. During the period  
1302 of quarantine, the officers, agents and employees of the animal care and control section,  
1303 and other police officers, are authorized to enter any premises for the purpose of  
1304 apprehending any such an animal and impounding the animal, except where the animal is  
1305 kept upon the premises of the owner or licensed veterinarian as provided in this section.

1306 SECTION 46. Resolution 27312, Section 2, and K.C.C. 11.12.020 are each hereby  
1307 amended to read as follows:

1308 Whenever ~~((said))~~ the director of the Seattle-King County department of public  
1309 health determines that rabies is currently a hazard to the public health in King County, or  
1310 any part thereof, incorporated or unincorporated, excepting cities of the first class, by  
1311 reason of the fact that a case of rabies has been diagnosed in any canine or feline animal,  
1312 ~~((he))~~ the director shall cause a notice of ~~((such))~~ the hazard to be published in a newspaper  
1313 of general circulation in the area for three successive days, which determination and notice  
1314 shall declare the quarantine period and area. The quarantine period shall be thirty days  
1315 after the last publication of notice; and it is a misdemeanor and is unlawful for any owner,  
1316 or person entitled to custody of such an animal, to keep or harbor any animal capable of  
1317 transmitting rabies unless securely confined by a leash or tight enclosure from which it  
1318 cannot escape. Any animal capable of transmitting rabies found running at large during  
1319 such a period shall be impounded and ~~((humanely destroyed))~~  euthanized by order of the  
1320 director of the Seattle-King County department of public health or ~~((his))~~ the director's  
1321 agent named in ~~((Section))~~ K.C.C. 11.12.060. If apprehension and impounding by safe  
1322 means is not possible, ~~((such))~~ the animal may be ~~((humanely destroyed))~~  euthanized  
1323 summarily by ~~((said))~~ the agent. ~~((Said))~~ The director of the Seattle-King County  
1324 department of public health may extend any such a quarantine period if deemed necessary  
1325 by like additional determinations and notices.

1326 SECTION 47. Resolution 27312, Section 4, and K.C.C. 11.12.040 are each hereby  
1327 amended to read as follows:

1328 Any animal bitten by an animal found to be rabid by appropriate laboratory tests  
1329 shall be ~~((humanely destroyed))~~  euthanized by order of the director of the Seattle-King  
1330 County department of ~~((P))~~ public ~~((H))~~ health.

1331            SECTION 48. Resolution 27312, Section 5, and K.C.C. 11.12.050 are each hereby  
1332 amended to read as follows:

1333            Whenever the director of the Seattle-King County department of ~~((P))~~public  
1334 ~~((H))~~health by order published in a newspaper of general circulation in the area for three  
1335 successive days determines that conditions exist as indicated in ~~((Section))~~ K.C.C.  
1336 11.12.020 in a specified area wherein it is necessary for the protection of the public health  
1337 that animals capable of transmitting rabies be vaccinated within thirty days with antirabies  
1338 vaccine, ~~((he))~~ the director shall order that all such animals four months old or ~~((over~~  
1339 ~~shall))~~ older be so vaccinated or ~~((humanely destroyed))~~  euthanized, at the option of the  
1340 owner or keeper, and it is a misdemeanor and is unlawful for any owner, or person charged  
1341 with the custody of such an animal, to fail or refuse to procure ~~((said))~~ the vaccination  
1342 within ~~((said))~~ the specified time.

1343            SECTION 49. Ordinance 2473, Section 2, as amended, and K.C.C. 11.28.020 are  
1344 each hereby amended to read as follows:

1345            The definitions in this section apply throughout this chapter unless the context  
1346 clearly requires otherwise.

1347            A. "Animal care and control authority" means the animal care and control section  
1348 in the records, elections and licensing services division, acting alone or in concert with  
1349 other municipalities for enforcement of the animal care and control laws of the county and  
1350 state and the shelter and welfare of animals.

1351            B. "Director" means director of the department of executive services.

1352            C. "Exotic animal" means any of the following:

- 1353           1. Venomous species of snakes capable of inflicting serious physical harm or  
1354 death to human beings;
- 1355           2. Nonhuman primates and prosimians;
- 1356           3. Bears;
- 1357           4. Nondomesticated species of felines;
- 1358           5. Nondomesticated species of canines and their hybrids, including wolf and  
1359 coyote hybrids; and
- 1360           6. The order Crocodylia, including alligators, crocodiles, caimans and gavials.

1361           SECTION 50. Ordinance 2473, Section 3, as amended, and K.C.C. 11.28.030 are  
1362 each hereby amended to read as follows:

1363           The possession or maintenance of an exotic animal within King County by private  
1364 citizens as pets is prohibited unless the owner possessed or maintained the exotic animal on  
1365 or before ~~((the effective date of this Ordinance 11340-))~~ June 10, 1994~~((;))~~ and agrees to  
1366 promptly act to satisfy the licensing requirements ~~((contained))~~ in K.C.C. 11.28.040  
1367 through 11.28.090 and such rules and regulations as the animal care and control authority  
1368 may adopt as provided in K.C.C. ~~((C))~~chapter 2.98 regarding the maintenance of ~~((such))~~  
1369 the animals.

1370           SECTION 51. Ordinance 2473, Section 4, as amended, and K.C.C. 11.28.040 are  
1371 each hereby amended to read as follows:

1372           The animal care and control authority may cause to be issued an exotic animal  
1373 owner's license that shall authorize the licensee to possess or maintain all or some of such  
1374 species of exotic animals as are specified according to ~~((Section))~~ K.C.C. 11.28.030  
1375 ~~((herein)), ((provided))~~ if the application is accompanied by payment of the license fee,

1376 contains the information required by ~~((Section))~~ K.C.C. 11.28.050~~((;))~~ and meets the cage  
1377 or confinement rules and regulations of the animal care and control authority~~((; provided,~~  
1378 ~~however, that no exotic animal owner licenses, except annual renewals of current licenses,~~  
1379 ~~shall be issued for a period of one year and a half from the effective date of Ordinance~~  
1380 ~~10671 (1/2/93) during which time the Animal Control Citizens Advisory Committee shall~~  
1381 ~~review the King County exotic pet ordinance. Upon completion of this review, the Animal~~  
1382 ~~Control Citizens Advisory Committee shall transmit its recommendations for possible~~  
1383 ~~changes in the exotic pet ordinance to the county executive and the county council)).~~

1384 The fee for ~~((such))~~ the license shall be as provided for in ~~((Section))~~ K.C.C.  
1385 11.04.035. All licenses shall expire one year from the ~~((date of the))~~ original application.

1386 SECTION 52. Ordinance 2473, Section 5, and K.C.C. 11.28.050 are each hereby  
1387 amended to read as follows:

1388 A verified application for ~~((such))~~ an exotic animal owner's license made in  
1389 triplicate shall be filed by the applicant with the animal care and control authority.  
1390 ~~((which))~~ The application shall contain the following:

1391 A. A legal or otherwise adequately precise description of the premises ~~((which))~~  
1392 that the applicant desires to use under the required license;

1393 B. ~~((w))~~ Whether the applicant owns or rents the premises to be used;

1394 C. ~~((i))~~ If the applicant rents the premises, a written acknowledgment by the  
1395 property owner that the applicant has the owner's permission to carry on the activity as  
1396 described in the license application for the duration of the license;

1397 D. ~~((t))~~ The extent of improvement upon ~~((such))~~ the premises;

1398 E. ~~((a))~~A map or diagram of ~~((such))~~ the premises showing where the  
1399 improvements are located thereon;

1400 F. ~~((a))~~A statement indicating the species of exotic animal ~~((which))~~ that the  
1401 applicant desires to possess or maintain;

1402 G. ~~((a))~~A statement indicating how the animal will be caged or otherwise confined,  
1403 accompanied with a drawing detailing the dimensions of and the materials used for the  
1404 cage or similar confinement; and

1405 H. ~~((s))~~Such further information as may be required by rules and regulations of the  
1406 animal care and control authority.

1407 SECTION 53. Ordinance 2473, Section 6, and K.C.C. 11.28.060 are each hereby  
1408 amended to read as follows:

1409 If, after investigation by the ~~((director))~~ manager of the animal care and control  
1410 ~~((authority))~~ section, it appears that the applicant is the owner or tenant of or has a  
1411 possessory interest in the property shown in the application; if applicable, has the written  
1412 permission of the property owner as specified in ~~((Section))~~ K.C.C. 11.28.050~~((;))~~ and that  
1413 the applicant intends in good faith to possess or maintain an exotic animal in accordance  
1414 with the law and the rules and regulations of the animal care and control authority~~((;))~~, the  
1415 animal care and control authority shall issue a license to the applicant describing therein the  
1416 premises to be used by the licensee and certifying that the licensee is lawfully entitled to  
1417 use the same for the possession or maintenance of the exotic animal~~((s))~~ or animals  
1418 specified in ~~((such))~~ the license~~((; provided that prior to))~~. However, before issuing the  
1419 license, the animal care and control authority shall inspect the cage or other confinement as  
1420 required by rule or regulation and specified in the licensee's application in order to

1421 determine whether the cage or confinement meets the standard specifications for the  
1422 classification of the exotic animal. If the cage or confinement is deemed inadequate, the  
1423 applicant shall make such changes as are necessary to meet the standard specifications  
1424 before the license shall ~~((issue))~~ be issued.

1425 SECTION 54. Ordinance 2473, Section 7, and K.C.C. 11.28.070 are each hereby  
1426 amended to read as follows:

1427 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section, or any  
1428 other officer authorized by ~~((him))~~ the manager, may make routine periodic inspections of  
1429 a licensee's premises and records in order to determine the number, kind, weight and  
1430 condition of exotic animals possessed by the licensee, and for purposes of enforcing ~~((the~~  
1431 ~~provisions of))~~ this chapter and the rules and regulations of the animal care and control  
1432 authority.

1433 SECTION 55. Ordinance 2473, Section 8, and K.C.C. 11.28.080 are each hereby  
1434 amended to read as follows:

1435 The animal care and control authority may revoke, suspend or refuse to renew any  
1436 exotic animal owner's license upon good cause for failure to comply with any provision of  
1437 this chapter or the rules and regulations of the animal care and control authority authorized  
1438 by this chapter~~((; provided, that))~~, though the violator shall be first notified of the specific  
1439 violation or violations~~((;))~~ and, if the violation can be remedied, the violator shall have  
1440 fifteen days after receiving the notice of violation to correct the violation~~((; provided~~  
1441 ~~further, that))~~. Also, enforcement of such a revocation, suspension or refusal shall be  
1442 stayed during the pendency of an appeal filed in the manner provided by ~~((Section))~~ K.C.C.  
1443 11.04.270.



1444            SECTION 56. Ordinance 2473, Section 10, and K.C.C. 11.28.100 are each hereby  
1445 amended to read as follows:

1446            An exotic animal possessed or maintained in violation of this chapter or the rules  
1447 and regulations of the animal care and control authority may be subject to euthanasia as  
1448 defined in ~~((Section))~~ K.C.C. 11.04.020\_F if any one of the following exigent  
1449 circumstances is deemed to exist by the ~~((director))~~ manager of the animal care and control  
1450 ~~((authority))~~ section:

1451            A. The exotic animal presents an imminent likelihood of serious physical harm to  
1452 the public and there is no other reasonably available means of abatement; ~~((or))~~

1453            B. There is no reasonable basis to believe that the violation can be or in good faith  
1454 will be corrected and after reasonable search or inquiry by the animal care and control  
1455 authority no facility as authorized by local, state or federal law is available to house the  
1456 exotic animal; or

1457            C. The exotic animal suffers from a communicable disease injurious to other  
1458 animals or human beings~~((; provided, that))~~, though this ~~((section))~~ subsection shall not  
1459 apply if the animal is under treatment by a licensed veterinarian and may reasonably be  
1460 expected to recover without infecting other animals or human beings.

1461            SECTION 57. Ordinance 3232, Section 2, as amended, and K.C.C. 11.32.020 are  
1462 each hereby amended to read as follows:

1463            The definitions in this section apply throughout this chapter unless the context  
1464 clearly requires otherwise.

1465            A. "Animal care and control authority" means the animal care and control section  
1466 in the records, elections and licensing services division, acting alone or in concert with

1467 other municipalities in the enforcement of the animal care and control laws of the county  
1468 and state.

1469 B. "Director" means director of the department of executive services.

1470 C. "Guard dog" means any member of the dog family Canidae that has been  
1471 trained or represented as trained to protect either person or property, or both, by virtue of  
1472 exhibiting hostile propensities and aggressiveness to unauthorized persons.

1473 D. "Guard dog purveyor" means any person, firm or corporation supplying guard  
1474 dogs to members of the public.

1475 E. "Guard dog trainer" means any person, either as an individual or as an employee  
1476 of a guard dog purveyor, whose prime function is the training of dogs as guard dogs.

1477 F. "Rules and regulations of the animal care and control authority" means such  
1478 rules and regulations, ~~((not inconsistent))~~ consistent with the intent of this chapter, as may  
1479 be adopted by the animal care and control authority under K.C.C. chapter 2.98.

1480 SECTION 58. Ordinance 3232, Section 3, and K.C.C. 11.32.030 are each hereby  
1481 amended to read as follows:

1482 A. It is unlawful for any person, firm or corporation to supply guard dogs to the  
1483 public without a valid license so to do issued to ~~((said))~~ the person, firm or corporation by  
1484 the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority. Only a person who complies with  
1485 ~~((the requirements of))~~ this chapter and such rules and regulations of the ~~((A))~~animal care  
1486 and ~~((C))~~control ~~((A))~~authority as may be adopted ~~((pursuant hereto))~~ in accordance with  
1487 this chapter shall be entitled to receive and retain such a license. Licenses shall not be  
1488 transferable and shall be valid only for the person and place for which issued. ~~((Said))~~ The  
1489 licenses shall be valid for one year from ~~((date of))~~ issue.

1490 B. The fee for ~~((such))~~ the license shall be two hundred fifty dollars per year~~((;~~  
1491 ~~provided, that))~~, but if the guard dog purveyor is in possession of a valid animal shelter,  
1492 kennel and pet shop license, the fee for ~~((said))~~ the guard dog purveyor license shall be  
1493 reduced by the amount of the animal shelter, kennel and pet shop license.

1494 SECTION 59. Ordinance 3232, Section 4, and K.C.C. 11.32.040 are each hereby  
1495 amended to read s follows:

1496 Any person desiring to supply guard dogs to the public shall make written  
1497 application for a license on a form to be provided by the ~~((A))~~animal care and ~~((C))~~control  
1498 ~~((A))~~authority. ~~((Such))~~ The application shall be filed with the ~~((A))~~animal care and  
1499 ~~((C))~~control ~~((A))~~authority and shall include the following:

1500 A. A legal description of the premises or the business address of the office from  
1501 which ~~((said))~~ the applicant desires to supply guard dogs;

1502 B. A statement of whether the applicant owns or rents the premises to be used for  
1503 the purpose of purveying guard dogs. If the applicant rents the premises, the application  
1504 shall be accompanied by a written statement of acknowledgment by the property owner  
1505 that the applicant has the property owner's permission to purvey guard dogs on the  
1506 premises for the duration of the license; and

1507 C. A written acknowledgment by the applicant that ~~((prior to))~~ before the actual  
1508 commercial sale or purveyance of any and all guard dogs the licensee shall coordinate with  
1509 the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority in properly marking the guard dog and  
1510 in notifying all customers of the guard dog purveyor that the customer is required to  
1511 register the guard dog and pay the appropriate registration fee to King County ~~((prior to))~~  
1512 before the animal performing guard dog functions.

1513            SECTION 60. Ordinance 3232, Section 5, and K.C.C. 11.32.050 are each hereby  
1514 amended to read as follows:

1515            A. It is unlawful for anyone to engage in the training of dogs as guard dogs without  
1516 a valid license so to do issued to ~~((him/her))~~ the person by the ~~((A))~~animal care and  
1517 ~~((C))~~control ~~((A))~~authority. Only a person who complies with ~~((the requirements of))~~ this  
1518 chapter and the rules and regulations of the ~~((A))~~animal care and ~~((C))~~control  
1519 ~~((A))~~authority shall be entitled to receive and retain such a license. Licenses shall not be  
1520 transferable and shall be valid only for the person for which they were issued. Licenses  
1521 shall be valid for one year from ~~((date of))~~ issue.

1522            B. The cost of ~~((such))~~ the license to each guard dog trainer shall be fifty dollars  
1523 per year.

1524            SECTION 61. Ordinance 3232, Section 6, and K.C.C. 11.32.060 are each hereby  
1525 amended to read as follows:

1526            Any person desiring to train dogs as guard dogs shall make written application for a  
1527 license on a form to be provided by the ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority.

1528 All such applications shall be filed with the ~~((A))~~animal care and ~~((C))~~control  
1529 ~~((A))~~authority and shall contain the following:

1530            A. A legal description or business address of the premises at which the applicant  
1531 desires to train the guard dogs;

1532            B. A statement of whether the applicant is self-employed or a member of a  
1533 business, firm, corporation or organization ~~((which))~~ that trains guard dogs. If the applicant  
1534 is a member of such a business, firm, corporation or organization, the applicant shall state

1535 the name of ~~((said))~~ the entity and shall provide the name of the major executive officer of  
1536 ~~((said))~~ the entity; and

1537 C. If the premises at which the applicant proposes to train dogs as guard dogs is  
1538 rented, the application must be accompanied by a written statement of acknowledgment  
1539 from the property owner that the applicant has the owner's permission to carry on the  
1540 activity of guard dog training at ~~((said))~~ the location for the duration of the license.

1541 SECTION 62. Ordinance 3232, Section 7, as amended, and K.C.C. 11.32.070 are  
1542 each hereby amended to read as follows:

1543 All persons using dogs as guard dogs shall register the dogs with the animal care  
1544 and control authority. The cost of ~~((such))~~ the registration shall be as provided in  
1545 ~~((Section))~~ K.C.C. 11.04.035. ~~((Said))~~ The registrations shall be valid for one year from  
1546 date of issue. All registrations shall be affixed on the guard dog in such a manner so as to  
1547 be readily identifiable.

1548 SECTION 63. Ordinance 3232, Section 8, and K.C.C. 11.32.080 are each hereby  
1549 amended to read as follows:

1550 Any person desiring to use a guard dog shall register ~~((said))~~ the dog with the  
1551 ~~((A))~~animal care and ~~((C))~~control ~~((A))~~authority and ~~((said))~~ the registration shall be  
1552 accompanied by the following information:

1553 A. A legal description or business address of the premises ~~((which))~~ that the  
1554 applicant desires to employ a registered guard dog to prevent unauthorized intrusion;

1555 B. A statement whether the applicant owns or rents the premises to be guarded. If  
1556 the applicant rents the premises, the application must be accompanied by a written  
1557 statement of acknowledgment from the property owner that the applicant has the owner's

1558 permission to use a guard dog on the premises to prevent unauthorized intrusion for the  
1559 duration of the registration;

1560 C. A description of the guard dog for purposes of identification;

1561 D. Acknowledgment by the applicant of whether the guard dog has been trained as  
1562 a guard dog to exhibit hostile propensities;

1563 E. Acknowledgment by the applicant that the premises to be guarded has devices,  
1564 such as fencing, to prevent general access by the public during those times the guard dog is  
1565 used for purposes of protecting ~~((said))~~ the premises and persons for unauthorized  
1566 intrusion. ~~((Said))~~ The acknowledgment shall contain a statement that the premises is  
1567 properly signed to forewarn the public of the presence of a guard dog; and

1568 F. Acknowledgment by the applicant that the guard dog will be maintained in such  
1569 a manner as to ~~((insure))~~ ensure the safety of the public and the welfare of the animal.

1570 SECTION 64. Ordinance 3232, Section 9, and K.C.C. 11.32.090 are each hereby  
1571 amended to read as follows:

1572 The ~~((director))~~ manager of the animal care and control ~~((authority))~~ section or  
1573 ~~((his))~~ the manager's authorized representative shall inspect all premises ~~((which))~~ that are  
1574 the subject of the licenses and registrations required ~~((herein prior to))~~ in this chapter before  
1575 the issuance of ~~((said))~~ licenses ~~((and/))~~ or registrations. ~~((Said))~~ The inspections shall  
1576 include, but not be limited to, a verification that adequate measures are being taken to  
1577 protect the health, welfare and safety of the general public and to ~~((insure))~~ ensure the  
1578 humane treatment of the guard dogs. If the premises are deemed inadequate, the animal  
1579 care and control authority shall direct the applicant to make such changes as are necessary  
1580 before the license or registration is issued. The ~~((director))~~ manager of the animal care and

1581 control ~~((authority))~~ section or ~~((his))~~ the manager's authorized representative may make  
1582 ~~((such routine periodic))~~ the inspections of a licensee's premises or the premises of an area  
1583 guarded by a registered guard dog for the purpose of enforcing ~~((the provisions of))~~ this  
1584 chapter and the rules and regulations of the animal care and control authority.

1585 SECTION 65. Ordinance 3232, Section 13, and K.C.C. 11.32.100 are each hereby  
1586 amended to read as follows:

1587 In protecting the health, safety and welfare of the public; to enforce the laws of the  
1588 state of Washington as they pertain to animal cruelty, shelter, welfare and enforcement of  
1589 control; the ~~((director))~~ manager of the animal care and control ~~((authority))~~ section and  
1590 ~~((his))~~ the manager's authorized officers are authorized to take such lawful action in  
1591 exercising appropriate powers and responsibilities ~~((contained))~~ in Article III of Ordinance  
1592 ~~((No.))~~ 1396 and K.C.C. ((C))chapter 11.04 ~~((of this code))~~.

1593 NEW SECTION. SECTION 66. There is hereby added to K.C.C. chapter 11.04 a  
1594 new section to read as follows:

1595 A. The manager of the animal care and control authority may prohibit a person  
1596 who is issued a notice and order for violation of K.C.C. 11.04.250 or who is either  
1597 charged or convicted of animal cruelty under either RCW 16.52.205 or 16.52.207 from  
1598 owning, harboring, keeping or maintaining any animal if the manager determines that the  
1599 enforcement furthers the purposes of this chapter, in accordance with the following: a  
1600 person may be prohibited from owning, harboring, keeping or maintaining any animal:

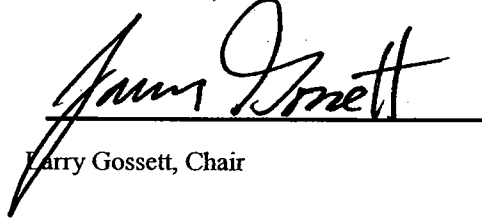
- 1601 1. For up to four years, if the person is found in violation of the animal cruelty  
1602 provisions of K.C.C. 11.04.250 or convicted of a misdemeanor under RCW 16.52.207;
- 1603 2. Indefinitely, if the person is convicted of a felony under RCW 16.52.205; or

1604 3. Pending the final adjudication of either a notice and order issued under  
 1605 K.C.C. 11.04.250 or a charge under RCW 16.52.205 or 16.52.207.  
 1606 B. The director or authorized animal care and control officer may enforce this  
 1607 section through the notice and order process in K.C.C. 11.04.260. A notice and order  
 1608 issued to enforce this section is subject to appeal, in accordance with K.C.C. 11.04.270.  
 1609

Ordinance 15801 was introduced on 4/30/2007 and passed as amended by the Metropolitan King County Council on 5/29/2007, by the following vote:


Yes: 5 - Mr. Gossett, Ms. Patterson, Mr. Ferguson, Mr. Phillips and Mr. Constantine  
 No: 3 - Ms. Lambert, Mr. von Reichbauer and Mr. Dunn  
 Excused: 1 - Ms. Hague

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



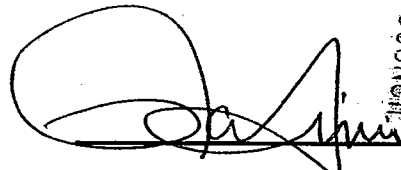
Larry Gossett, Chair

ATTEST:



\_\_\_\_\_  
 Anne Noris, Clerk of the Council

APPROVED this 11 day of June, 2007.



\_\_\_\_\_  
 Ron Sims, County Executive

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 KING COUNTY COUNCIL CLERK

Attachments None





**King County**

**Ron Sims**

King County Executive

701 Fifth Avenue, Suite 3210  
Seattle, WA 98104

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CLERK  
KING COUNTY COUNCIL

June 11, 2007

The Honorable Larry Gossett  
Chair, King County Council  
Room 1200  
COURTHOUSE

Dear Councilmember Gossett:

Thank you for forwarding Ordinance 15801 for my consideration. I commend the council on their leadership in this area. As you know, as a councilmember, I sponsored legislation in the early 1990's, to improve the King County Animal Control program. This effort led to the passage of Ordinance 10423 which substantially amended and revised then existing animal control policies and called for the reduction in the rate at which dogs and cats were being euthanized, and the development of a nationally recognized Animal Control Program. At the time nearly 68% of animals handled by our shelter were euthanized. Today, that number is down to 38%.

This result was achieved through King County Animal Control working collaboratively with the animal welfare community and on advice received by the Animal Control Citizen Advisory Committee. The Model Animal Control Program was the culmination of those efforts. Elements of the program that helped decrease the number of animals euthanized included:

- Development of an aggressive spay/neuter program for all animals adopted from the shelter;
- Increased fees for unaltered licenses to encourage owners to spay or neuter their pet;
- Distribution of \$25 vouchers redeemable by King County if an owner altered their licensed pet;
- Construction of a spay/neuter clinic and addition of veterinary staff at the Kent shelter to ensure every adoptable animal leaving the shelter was spayed or neutered and that animals receive needed medical attention; and
- A pet licensing canvassing program to increase the number of animals licensed and identified so they could be returned to their owner without first visiting our shelter. This program has more than doubled the number of animals licensed in our service area.



The Honorable Larry Gossett

June 11, 2007

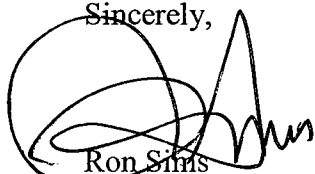
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Even with all the successes we have realized to date, I believe we can do more. I fully support the goals identified in Ordinance 15801, which requires King County Animal Control to again evaluate their program to find ways to further improve the care of animals at our shelters, reduce euthanasia and prevent people from owning or harboring animals if they are found guilty of animal cruelty. However, fulfilling the goals of this measure requires we also provide adequate resources and support to the program to ensure successful implementation of this legislation.

Staff have reported to me that based on initial assessments of other jurisdictions who have adopted similar legislation, these ambitious policies require a strong commitment of resources both from within King County as well as the community. My staff will be working with the Animal Control Citizen Advisory Committee, once formed, to develop a plan to achieve the objectives of this ordinance. Likely initiatives will include facility improvements as well as staffing and programmatic changes aimed at caring for more animals in our shelters, increasing adoptions, preventing the spread of disease, and ensuring every animal is provided with appropriate health care. We will be seeking assistance from other local animal agencies and the community to help with this worthy effort.

Once that work is complete, we look forward to working closely with the council to identify and provide the funds and facility resources necessary to make KC Animal Control a model animal control agency capable of achieving the objectives set out in ordinance. I would expect the council will support these worthwhile initiatives associated with Ordinance 15801.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Sims". The signature is stylized with a large loop at the beginning and a series of smaller loops and strokes at the end.

Ron Sims  
King County Executive

cc: King County Councilmembers  
ATTN: Ross Baker, Chief of Staff  
Shelley Sutton, Policy Staff Director  
Anne Noris, Clerk of the Council  
Bob Cowan, Director, Office of Management and Budget  
Jim Buck, County Administrative Officer Designee, Department of Executive Services (DES)  
Anne Brusklund, Interim Deputy Director, Records, Elections and Licensing Services, DES