

AN ORDINANCE AMENDING ORDINANCE NO. 121-94  
RELATING TO DANGEROUS AND POTENTIALLY DANGEROUS  
DOGS AND AMENDING CHAPTER 16.08 OF THE REVISED  
CODE OF WAHAKIYAKUM COUNTY

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2 WHEREAS, on October 18, 1994, the Board of County  
3 Commissioners did adopt Ordinance No. 121-94 relating to dangerous  
4 and potentially dangerous dogs; and

5 WHEREAS, the Board of County Commissioners finds that certain  
6 clarifications should now be made to the provisions of Ordinance  
7 No. 121-94; and

8 WHEREAS, the public health, safety and well-being of the  
9 County's citizens will be furthered by the adoption of the  
10 following amendments to Ordinance No. 121-94;

11 NOW, THEREFORE:

12 BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF  
13 WAHAKIYAKUM COUNTY, WASHINGTON, as follows:

14 Section 1: Subsection (10) of Section 1 of Wahkiakum  
15 County Ordinance No. 121-94 and the definition of "potentially  
16 dangerous dog" contained in Section 16.08.010 of the Revised Code  
17 of Wahkiakum County are each hereby amended to read as follows:

18 "(10) "potentially dangerous dog" means any dog that  
19 when unprovoked: (a) inflicts bites on a human or a  
20 domestic animal either on public or on private property,  
21 or (b) chases or approaches a person upon the streets,  
22 sidewalks, or any public grounds in a menacing fashion or  
23 apparent attitude of attack, or any dog with a known  
24 propensity, tendency, or disposition to attack  
25 unprovoked, to cause injury, or to cause injury or  
26 otherwise threaten the safety of humans or domestic  
27 animals, or (c) chases or approaches a person upon that  
28 person's own private property in a menacing fashion or  
29 apparent attitude of attack."

30 Section 2: Section 7 of Wahkiakum County Ordinance No.  
31 121-94 and Section 16.08.070 of the Revised Code of Wahkiakum  
32 County are each hereby amended to read as follows:

"Section 7. Dangerous or Potentially Dangerous Dog--  
Identification.

(1) It is unlawful for any person to be an owner of  
a dog that has been declared to be a dangerous or  
potentially dangerous dog, unless the owner complies with  
the following requirements:

(a) Tattoo.

(i) Any dangerous or potentially dangerous dog shall be required to wear a tattoo on the inner upper thigh, or on the underside of the ear flap, as directed by the animal control authority.

(ii) Such tattoo will be a series of alphabetical and/or numerical symbols denoting the County, State, and such other information as may be required by the animal control authority to provide positive identification of the dog. Upon approval of the animal control authority, a dog's registered AKC number may be used as the required identification number.

(iii) Such tattoo shall be applied to the dog at the expense of the owner of the dog.

(b) Collar.

(i) Any dangerous or potentially dangerous dog shall at all times wear a distinctive collar that denotes the dog's classification and that is approved by the animal control authority.

(ii) Lost collar replacement fee shall be Twenty Dollars (\$20.00). The original identification collar shall be provided by the Animal Control Authority and its cost shall be covered by payment of the initial registration fee.

(2) The owner shall comply with the requirements prescribed by this Section within fifteen (15) days of receipt of the declaration issued by the Animal Control Authority pursuant to Section 6 of this Ordinance, or within fifteen (15) days of the final decision of the District Court in the case of an appeal timely made pursuant to Section 6(4) of this Ordinance, whichever date is later."

Section 3: Except as specifically amended herein, all the provisions of Wahkiakum County Ordinance No. 121-94 shall remain in full force and effect.

Section 4: The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

Section 5: This Ordinance is necessary for the immediate preservation of the public health and safety and shall take effect immediately upon its adoption.

DULY PASSED AND ADOPTED in Regular Session, following a public hearing thereon, this 2nd day of March, 1999.

BOARD OF COUNTY COMMISSIONERS  
OF WAHKIAKUM COUNTY, WASHINGTON

ATTEST:

1  
2  
3 Mary J. Baldwin  
Mary J. Baldwin  
4 Clerk of the Board

Ronald D. Ozment  
Ronald D. Ozment, Chairman

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6 APPROVED AS TO FORM this  
2nd day of March, 1999:

R.L. Marsyla  
R.L. Marsyla, Commissioner

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8 Fred A. Johnson  
Fred A. Johnson  
9 Prosecuting Attorney

Esther T. Gregg  
Esther T. Gregg, Commissioner

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