

ORDINANCE NO. 132 -01

AN ORDINANCE RELATING TO DANGEROUS AND POTENTIALLY DANGEROUS DOGS; REQUIRING RABIES VACCINATION OF DANGEROUS AND POTENTIALLY DANGEROUS DOGS; AND AMENDING SECTIONS 3 AND 7 OF ORDINANCE NO. 121-94

WHEREAS, it is in the interests of public health to require rabies vaccination of dangerous and potentially dangerous dogs;

NOW, THEREFORE:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WAHKIAKUM COUNTY, WASHINGTON, as follows:

**Section 1.** Section 3 of Ordinance No. 121-94 and Section 16.08.030 of the Revised Code of Wahkiakum County are each amended to read as follows:

“16.08.030 RABIES CONTROL-QUARANTINE AND DISPOSAL-NOTIFICATION OF HEALTH DEPARTMENT.

A. Any dog which bites a person shall be quarantined for ten days as may be ordered by the Wahkiakum County Health Department, or other health agency having jurisdiction. During quarantine, the dog shall be confined in a secure enclosure and shall be kept from contact with any other animal. The type of enclosure shall be approved by the Health Department. The Health Department may permit quarantine on the premises of the owner. If the Health Department requires other confinement, the owner shall surrender the dog for the quarantine period to an animal shelter or veterinary hospital at the expense of the owner. Any dog quarantined pursuant to this Section shall be vaccinated for rabies by a licensed veterinarian prior to such dog's release from quarantine, or alternatively the owner shall show proof of a current rabies vaccination by a licensed veterinarian. Any required vaccination shall be at expense of the owner of the dog. Proof of such vaccination shall be provided to the Wahkiakum County Health Department prior to release of the quarantine.

B. No animal control officer or any other person shall knowingly, except in the reasonable effort to protect the officer or others, kill, or cause to be killed, any dog suspected of being rabid; provided, however, that if a veterinarian diagnoses possible rabies in any dog in quarantine, the dog shall be humanely killed and the head of the dog sent to the state laboratory for pathological examination and confirmation of the diagnosis.

C. Whenever the animal control authority shall receive notice of any dog having inflicted a bite on any human being, whether or not the dog is suspected of being rabid, the animal control authority shall report all of the information it has received to the Wahkiakum County Health Department, or other health agency having jurisdiction.”

**Section 2.** Section 7 of Ordinance No. 121-94, as last amended by Ordinance No. 127-99, and Section 16.08.070 of the Revised Code of Wahkiakum County, are each amended to read as follows:

“16.08.070 DANGEROUS OR POTENTIALLY DANGEROUS DOG-IDENTIFICATION.

A. 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:

1. Tattoo.

- a. 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.
- b. 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.
- c. Such tattoo shall be applied to the dog at the expense of the owner of the dog.

2. Collar.

- a. 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.
- b. Lost collar replacement fee shall be Twenty Dollars. 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.

3. Vaccination

a. Any dangerous or potentially dangerous dog shall at all times have a current rabies vaccination administered by a licensed veterinarian. Proof of such vaccination shall be filed with the animal control authority. Any required vaccination shall be at the expense of the owner of the dog.

B. The owner shall comply with the requirements prescribed by this Section within fifteen days of receipt of the declaration issued by the animal control authority pursuant to Section 16.08.060, or within fifteen days of the final decision of the District Court in this case of an appeal timely made pursuant to Section 16.06.060(D), 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.

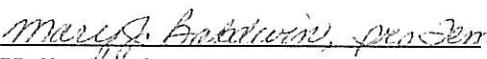
**Section 4.** The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

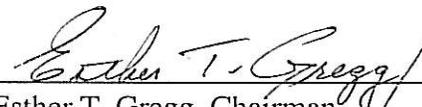
**Section 5.** This Ordinance is necessary for the immediate preservation of the public health and safety and shall take effect immediately upon its adoption.

**DULY PASSED AND ADOPTED FOLLOWING PUBLIC HEARINGS THEREON**  
this 9<sup>th</sup> day of October, 2001.

**BOARD OF COUNTY COMMISSIONERS  
OF WAHKIAKUM COUNTY, WASHINGTON**

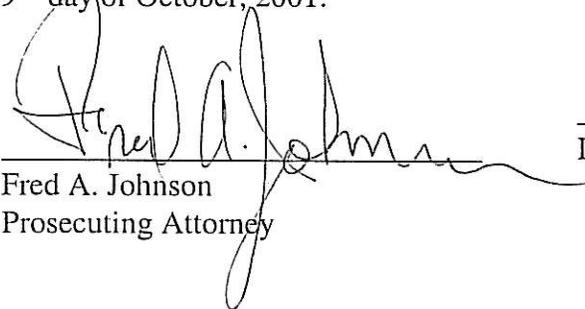
ATTEST:

  
Holly A. Pfenniger  
Clerk of the Board

  
Esther T. Gregg, Chairman

APPROVED AS TO FORM this  
9<sup>th</sup> day of October, 2001:

  
George A. Frott, Commissioner

  
Fred A. Johnson  
Prosecuting Attorney

  
Daniel L. Cothren, Commissioner