

ORDINANCE NO. 4 for 1964

ORDINANCE NO. 445

AN ORDINANCE PROHIBITING THE RUNNING AT LARGE OF DOGS WITHIN THE CITY OF SWEET HOME; PROVIDING FOR THE ENFORCEMENT OF STATE DOG LICENSE STATUTE; PROVIDING FOR THE TAKING UP OF DOGS RUNNING AT LARGE AND THE SELLING OF, DISPOSAL OF, AND KILLING OF SUCH DOGS; REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERETOFORE PASSED BY THE COUNCIL OF THE CITY OF SWEET HOME, AND DECLARING AN EMERGENCY.

Be it ordained by the common council of the city of Sweet Home:

Section 1. Unless otherwise specified, the word "dog" wherever used in this ordinance shall mean a dog, bitch or spayed bitch.

Section 2. It shall be unlawful for any person, persons, firm or corporation which is the owner of or custodian of any dog to permit such dog to run at large upon any of the public streets, alleys or other public places within the limits of the city of Sweet Home, Oregon, or upon the premises of any person except the premises owned or controlled by the owner or custodian of such dog, whether or not such dog is licensed.

Section 3. It shall be unlawful for any person, persons, firm or corporation to be an owner or custodian of any dog within the City of Sweet Home unless said dog is licensed as required by Chapter 609, Oregon Revised Statutes.

Section 4. It shall be the duty of the chief of police to forthwith take up and confine every dog found running at large.

Section 5. The chief of police shall be and is hereby clothed with full power and authority to do any and all things necessary, incidental or proper in the enforcement of this ordinance, and it shall be unlawful for any persons, firm or corporation to hinder or attempt to prevent said chief of police from enforcing the terms of this ordinance, and any person, firm or corporation so doing shall be guilty of a misdemeanor.

Section 6.

(a) It shall be the duty of the chief of police and he is hereby authorized to seize and impound all dogs found running at large within the city limits. Upon such impounding the chief of police shall give notice to the owner or reputed owner of such dog that said dog has been impounded and will be disposed of if not redeemed as provided in this ordinance.

(b) If the owner or reputed owner of such dog and his address are known, such notice may be given by written notice delivered personally or registered mail. Otherwise, notice shall be given by one publication in a newspaper published within the city. In either case such notice shall advise the owner or reputed owner of such dog that the dog has been impounded and will be disposed of by sale or killing after three days have expired following such notice, unless sooner redeemed. No dog shall be sold or killed until after such three-day notice has been given. Any impounded dog may be redeemed by paying the impounding fee, which shall be \$2.00, and \$1.00 per day for the care of the dog while impounded, and by securing a license for such dog, unless it is already licensed.

Section 6.

(c) Any impounded dog not redeemed as herein provided may be disposed of by the chief of police by sale or by killing. Any person employed by the chief of police to kill impounded dogs shall be permitted to kill dogs not impounded at such fee not exceeding \$2.00 as he shall be willing to accept, provided that he shall have received the written request of the adult owner of such dog that said dog be killed.

Section 7. Lost Dogs. If any dog shall become lost or strayed from its home and shall be permitted to make its home with any person not its owner, it shall be the duty of such person to notify the chief of police giving the name and address of the person having the care or custody of such dog together with a full description of the dog, and to surrender the same to the chief of police on demand. The chief of police shall keep a record of such notices in a convenient form and shall permit any person interested therein or any person securing a lost dog to have free access thereto.

Section 8. Any person, persons, firm or corporation found guilty of violating any of the provisions of this ordinance shall, upon conviction thereof before the municipal court of the city of Sweet Home, be punished by a fine of not less than \$5.00 nor more than \$100.00, or imprisoned in the city jail for a period not to exceed 50 days, or both such fine and imprisonment in the judgment of the court. Or upon the nonpayment of any fine to be imprisoned in the city jail at a rate of one day for each \$5.00 of said fine unpaid.

Section 9. That all ordinances, or parts of ordinances in conflict herewith, are hereby repealed, including Ordinance No. 416.

Section 10. An emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the council and approval thereof by the mayor.

Passed by the common council and approved by the Mayor this 9 day of June, 1964.

ATTEST:

Richard R. White  
City Manager and ex-officio City Recorder

William J. Boney  
Mayor