

**ORDINANCE #248.A -3**

**An ordinance prohibiting the running at large of dogs and bitches within the Town of Butte Falls; providing for the impounding of such animals in violation of this ordinance; providing for the disposition thereof and providing a penalty for the violation of this ordinance.**

**THE PEOPLE OF THE TOWN OF BUTTE FALLS DO ORDAIN AS FOLLOWS:**

**Section 1.** It shall be unlawful for any person, firm or corporation which is the owner of, or custodian of any dog or bitch, to permit such dog or bitch to run at large upon any public street, alley or other property except the premises owned or controlled by the owner of such dog or bitch. **As defined in ORS 609.095 DOGS SHALL NOT BE ALLOWED TO BE A PUBLIC NUISANCE.** Any dog shall be considered a public nuisance if it:

- a) Bites a person.
- b) Chases vehicles or people.
- c) Damages or destroys property of people other than owner of the dog.
- d) Scatters garbage.
- e) Trespasses on private property of people other than owner of the dog.
- f) Disturbs any person by frequent or prolonged noises.

**Section 2.** It shall be unlawful for any person having custody of any dog unless it is licensed as required by the State of Oregon.

**Section 3.** Any animal referred to above shall be taken to be running at large unless in the control of the owner or some responsible person by means of a leash.

**Section 4.** No dog may be allowed in the City Park, unless it is on a leash. It shall be the responsibility of the owner or person in charge of the animal to clean up all refuse left by the animal.

**Section 5.** Jackson County Animal Control will be the primary animal control enforcement. If Jackson County Animal Control is not available the Town Police department will warn owners of potential violation or seize dog(s) and deliver them to or call the County for pickup.

**DOGS WITH A VALID LICENSE:** Owners of dogs that have a valid license according to laws of the State of Oregon, shall be notified within 24 hours that said animal is in the City Pound and will be turned over to the County Pound within the 24 hour time frame.

**Section 6.** Any person, person, corporation or agents who shall violate any of the provisions of this ordinance may be issued a citation by either Butte Falls Marshal's office or Jackson County Animal Control.

(A) All fines collected will be the responsibility of Jackson County Animal Control. Any cost incurred by the Town may be a separate charge filed by the Town in the Butte Falls Municipal Court.

(B) **I. D:** All dogs should have a collar with the name of dog, name of owner and phone number.

(1) Dogs when possessing I.D. will be returned to owner (2) times. The (3<sup>rd</sup>) time dog will take a trip to the County Pound.

(2) Dogs picked up with no I.D. will go to the Jackson County Animal Pound.

**Unlicensed:** Dog owner must get license for the animal and show proof of rabies shot within three (3) working days after release of animal.

**Transportation Costs:** If said animal is taken to the Jackson County Dog Pound an additional \$50.00 transportation fee will be required and the cost of mileage at the rate set by IRS.

**Section 8.** It shall be the duty of the police department to enforce this ordinance by issuing such citations and/or seizing any such dog or bitch violating this ordinance or by notifying Jackson County Animal Control.

**Section 9.** Citizen complaints must be in writing and signed by the complaining party. Complaints shall contain; color, size, approximate weight, hair length and whether restraining device is attached or not. Photos shall be accepted. Complaint forms will be furnished at the Butte Falls City Hall. Citizen may file a complaint with Jackson County Animal Control, at which time will supersede Butte Falls' authority.

**Section 10.** All restraining devices shall be of sufficient strength to maintain control of animal without breakage.

**Section 11.** All ordinances, parts of ordinances and revised editions of any ordinance in conflict with the provision of this ordinance are hereby repealed.

**PASSED BY THE TOWN COUNCIL OF THE TOWN OF BUTTE FALLS AND SIGNED BY ME IN AUTHENTICATION OF IT'S PASSAGE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2006.**

**Ron Ormond, Mayor**

**ATTEST:**  
**Lori Paxton, City Recorder**

