

Ordinance No. _____

AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, AMENDING CHAPTER 6.04.040 OF THE OLYMPIA MUNICIPAL CODE, REMOVING FEES AND ALLOWING AUTHORIZATION TO SET FEES THROUGH CONTRACT OR BY COUNCIL RESOLUTION

WHEREAS, animal services fees must be amended from time to time; and

WHEREAS, Lacey, Olympia, Tumwater, and Thurston County have in place an ongoing interlocal agreement for joint animal control services where a policy making body known as Joint Animal Services Commission (JASCOM) sets fees and charges for services related to the animal shelter and animal protection and control activities; and

WHEREAS, setting forth fees in an ordinance interferes with the delegation of the authority to set fees, which has been delegated in contract to JASCOM; and

WHEREAS, should the contract for JASCOM cease to exist, the amended language allows Council to set the fees by resolution, so long as updated fees are on file with the City Clerk;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Amendment of OMC 6.04.040 . Olympia Municipal Code 6.04.040 is hereby amended to read as follows:

6.04.040 Licensing and registration requirements

A. Failure to license a pet animal. Except as otherwise provided in this chapter, it is unlawful for any person to own, keep, or have control of any dog, cat, or potbelly pig in the City of Olympia unless the person has procured a license. Failure to license such animals is a class 3 civil infraction. Provided, however, such infraction may be dismissed if, within fourteen days of its issuance, the cited person submits evidence of licensing such animal to the court.

B. Issuance of license tag. Animal Services or agents thereof shall provide an appropriate identification tag for each dog or cat licensed to persons applying, upon payment of the appropriate license fee. It shall be the responsibility of the owner of a dog to keep a collar or harness on the animal with the license tag attached if the animal is off the owner's property. For cats only a microchip may substitute if a collar is considered a hazard.

C. Supplemental identification. Tattooing or microchip implantation are acceptable auxiliary means of identification but do not replace the license.

D. Lack of authorized and current tag. A dog or cat without an authorized and current license tag may be impounded, except as otherwise set forth in this chapter.

E. Annual License Fees shall be set as authorized by Council through contract. In the event no contract exists authorizing the setting of fees, Council shall set fees by resolution. Each updated fee schedule shall be filed with the City Clerk.

Annual license for dogs which are not sterilized	\$28.00
Annual license for dogs which are sterilized or which are under six months of age	\$16.00
Annual license for dogs which are sterilized and whose owners are low income senior citizens as identified in RCW 84.36.381 (5)(b)(ii)	\$ 6.00
Annual license for cats which are not sterilized	\$18.00
Annual license for cats which are sterilized or are under six months of age	\$10.00
Annual license for cats which are sterilized and whose owners are low income senior citizens as identified in RCW 84.36.381 (5)(b)(ii)	\$ 4.00
Duplicate license	\$ 3.00
Voluntary license, other pet animal	\$ 6.00
Annual hobby kennel permit	\$25.00
Plus each dog in hobby kennel shall be licensed for a fee of	\$ 1.00
Annual commercial kennel permit	\$25.00
Annual cattery permit	\$18.00
Certified service dog and police dogs	-0-
Owner requested euthanasia of dog	\$30.00
Owner requested euthanasia of cat	\$30.00
Release fee for adult animals	\$10.00
Release fee for puppies/kittens	\$ 2.00

A 50% surcharge will be added to all fees for services provided to non-JASCOM participating jurisdictions.

F. Date due. All licenses granted under this chapter shall be valid for one year from the date of issuance.

G. Licenses nontransferable. Licenses shall not be transferable from one pet animal to another.

H. Tag removal unlawful. It is unlawful for any person to remove a tag from any dog or cat, or to obliterate any tattoo or microchip registered under this chapter without the permission of the owner or issuing authority other than in a medical emergency. A violation of this provision shall be a misdemeanor.

I. Kennel or cattery permit. A kennel or cattery permit may be granted for those areas where such use is not prohibited by local zoning. An annual fee in lieu of individual licensing for each animal may be granted for the following:

1. Private nonprofit animal welfare or protection organizations that have IRS 501(c)(3) status with operating standards and criteria and whose primary purpose is to provide temporary care, shelter, and placement of animals, or

2. Catteries (as defined in Section 6.04.030(E)) that can demonstrate that all cats placed in Olympia are reported to Animal Services and all non-show quality cats are sold or given away with a binding contract for sterilization.

3. Hobby kennels (as defined in Section 6.04.030(M)).

J. Exotic Animals. Owners of constrictor type reptiles over eight feet in length, venomous reptiles, and primates, that are not otherwise prohibited, are required to comply with all state and federal laws for the keeping of such animals, and are also required to annually register such animals with Animal Services by completing a form provided by Animal Services. Failure to register such animals shall be a misdemeanor and shall subject the animal to immediate impoundment.

Section 2. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or application of the provisions to other persons or circumstances shall remain unaffected.

Section 3. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 4. Effective Date. This Ordinance shall take effect thirty (30) days after publication, as provided by law.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:


DEPUTY CITY ATTORNEY

PASSED:

APPROVED:

PUBLISHED: