

ORDINANCE NO. 633

AN ORDINANCE REQUIRING THE LICENSING OF DOGS; ESTABLISHING FEES; PROVIDING FOR PENALTY; AND DECLARING AN EMERGENCY.

THE CITY OF STAYTON ORDAINS AS FOLLOWS:

Section 1. Definition of Terms. As used in this ordinance.

- (a) "Dog" shall mean both male and female.
- (b) "Owner" shall mean a person, firm, association, or corporation owning, keeping, or harboring a dog.
- (c) "Kennel" shall mean any lot or premise on which four (4) or more dogs more than six months old are kept.
- (d) "Enforced Late Penalty" shall mean that an owner did not purchase a license on time and was issued a citation for no license.

Section 2. License Requirement. Every dog that resides within Stayton and that has developed permanent canine teeth or is six (6) months old, whichever occurs first, shall be licensed according to the terms and requirements herein. The licensing year shall be the same as the calendar year. No license may be issued without proof of rabies inoculation as provided herein.

Section 3. License Fees.

- (a) The following license fees shall be applicable and payable to the City as of July 1, 1987, and prorated on a monthly basis to January 1, 1988. As of January 1, 1988, and January 1 of each subsequent year, the following annual license fees shall be payable to the City, and shall be paid no later than March 1, 1988, and March 1 of each subsequent year.
 - (1) For each spayed female or neutered male for which a veterinarian's certificate of operation for the spaying or neutering of the dog is presented to the City, \$6.00.
 - (2) For each dog kept primarily in a kennel and not permitted to run at large, \$6.00, so long as the dog is not taxed as inventory pursuant to ORS 307.400. In the

event that the dog is so taxed, a fee shall not be charged for the issuance of a license for that dog.

- (3) For the first dog owned by a resident of Stayton who is sixty-five (65) years of age or older as of January 1, 1988, or as of January 1 of each subsequent year, the license fee shall be \$3.00 if the dog is shown to be spayed or neutered. For each additional dog, the regular applicable fee shall be charged. These fees are set pursuant to the minimum fee requirements of ORS 609.100.
 - (4) For each dog owned by a resident of Stayton who is disabled, "disabled" describing a person who has been classified as or determined to be totally disabled by any state or federal agency, and who presents verification thereof from the classifying agency, the license fee shall be \$3.00 if the dog is shown to be spayed or neutered as provided herein, and \$9.00 if the dog is not spayed or neutered. For each additional dog, the regular applicable fee shall be charged. These fees are set pursuant to the minimum fee requirements of ORS 609.100. Provided, however, that pursuant to ORS 609.100 (4), no license fee shall be required to be paid for any dog owned by a blind person who uses it as a guide. A license shall be issued for such dog upon filing with the City an affidavit by the blind person showing such dog to come within this exemption.* Provided further that pursuant to ORS 609.105, no license fee shall be required to be paid for any dog owned by a deaf person who uses it as a guide. A license shall be issued for such dog upon the filing with the City of an affidavit by the deaf person, showing such dog to come within this exemption.*
 - (5) For any other dog, \$12.00.
- (b) Where a person establishes residence in the City or obtains ownership of a dog after July 1, 1987, or January 1 of each subsequent year, or where a person owns a dog who turns six (6) months of age or develops permanent canine teeth after March 1, 1987, or March 1 *

of each subsequent year, that person shall have thirty (30) days to obtain a dog license as provided above. The license fee shall be prorated on a monthly basis.

Section 4. Rabies Inoculation Required. Prior to the issuance of a license, the City, pursuant to ORS 433.375, shall require proof of rabies inoculation that is valid for the entire year for which the license is applied, and properly certified by a licensed veterinarian, unless the dog for which the license is applied is specifically exempted by the State Health Division or the State Department of Agriculture. The Animal Control Officer shall keep on record such evidence of inoculation for future licensing years. Where the dog is too young or otherwise not able to receive his inoculation safely, a veterinarian's certificate as to this fact may be submitted in lieu of the rabies inoculation.

Section 5. Penalties. Any dog owner who fails to license his dog by the dates provided hereinabove shall be assessed late penalty of \$5.00 per dog in addition to the applicable regular license fee, and \$20.00 for each enforced late penalty.

PASSED BY THE COMMON COUNCIL THIS 6th DAY OF April, 1987.

Signed by the Council President this 8th day of April, 1987.



Council President

ATTEST:



City Administrator

(licens.doc-dd)