

ORDINANCE NO. 676


AN ORDINANCE AMENDING CITY CODE SECTIONS RELATING TO ANIMALS AND HEALTH AND SAFETY, AND PROVIDING PENALTIES.

THE CITY OF STAYTON ORDAINS as follows:


SECTION 1: THE CITY HEREBY adopts the revisions to Stayton Municipal Code, Title 6: Animals, and Title 8: Health and Safety, attached hereto as Exhibit A and by this reference made a part of this ordinance.

PASSED BY THE COMMON COUNCIL this 16th day of July, 1990.


Signed by the Mayor this 26th day of July, 1990.


WAYNE L. LIERMAN, Mayor Date

ATTEST


DAVID W. KINNEY, City Administrator Date 7-17-90

APPROVED AS TO FORM


DAVID A. RHOTEN, City Attorney Date 7/20/90

rt:b(6-90)

6.04.020 DEFINITIONS

As used in this chapter, the following words and phrases as set out in this section mean:

1. **ANIMAL:** Any one of the lower animals as distinguished from and not including man, belonging to the kingdom Animalia of the living beings, typically differing from plants, and including fowl.
2. **DOMESTIC:** Domesticated by man so as to live and breed in a tame condition and normally amendable to human habitats.
3. **FOWL:** A bird of any kind.
4. **INFRACTION COMPLAINT:** That document(s) which, when properly served upon the alleged violator, brings the matter before the appropriate court for resolution. An infraction complaint shall provide a scheduled fine, set by the municipal judge, which may be paid in lieu of appearance in court.
5. **LIVESTOCK:** Horses, mules, jackasses, burros, cattle, sheep, goats, donkeys, swine, domesticated fowl, and any fur-bearing animal bred and maintained, commercially or otherwise, within pens, cages, and hutches.
6. **OWNER OF PROPERTY:** Any person who has legal or equitable interest in real property, or who has a possessory interest therein, or who resides on the property, or is a guest of any person who owns, rents, or leases said property.
7. **RUNNING AT LARGE:** Off or outside the premises belonging to the owner or person having control, custody, or possession of the animal, or not in the company of and under the control of its owner or keeper by means of an adequate leash, pen, cage, coop, vehicle, or other means of confinement or immediate supervision.
8. **WILD:** Those animals which normally live in a state of nature and are not ordinarily tame or domesticated and usually not amendable to human habitats. (prior code section 6.510)

6.04.040 CITATION PROCEDURES

1. Any person authorized to enforce the provisions of this title may issue an infraction complaint to any person found in violation of the provisions of such title.
2. The issuing officer shall cause the infraction complaint to be delivered to the person violating the provisions of this title.

8.04.390 VIOLATION: PENALTY

1. Violation of sections 8.04.010 through 8.04.230 of this chapter shall be punishable by a fine of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) for the first offense, and for the second and all subsequent offenses, not less

than Twenty-Five Dollars (\$25.00), nor more than Two Hundred Dollars (\$200.00).
(prior code section 6.990.4)

2. In addition to other remedies and fees provided for in this chapter, any person authorized to enforce the provisions of this chapter may issue an infraction complaint as defined in section 6.04.020, to any person found in violation of the provisions of this chapter.

8.08.590 VIOLATION: PENALTY

1. Any person violating any of the provisions of this chapter shall, upon conviction thereof in the municipal court, be punished by a fine not to exceed Five Hundred Dollars (\$500.00). (Ord. 647, section 11, 1988)
2. In addition to other remedies and fees provided for in this chapter, any person authorized to enforce the provisions of this chapter may issue an infraction complaint, as defined in section 6.04.020, to any person found in violation of the provisions of this chapter.

8.12.690 VIOLATION: PENALTY

1. A violation of a provision of this chapter is punishable by a fine not to exceed Five Hundred Dollars (\$500.00) per day. (Ord. 651, section 3, 1988)
2. In addition to the remedies and fees provided for in this chapter, any person authorized to enforce the provisions of this chapter may issue an infraction complaint, as defined in section 6.04.020, to any person found in violation of the provisions of this chapter.

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