

Title 8
ANIMALS

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Chapter 8.08

DOGS, CATS AND OTHER DOMESTIC ANIMALS

Sections:

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8.08.005 Purpose. The purpose of the dogs, cats, and other domestic animals' section of the Steilacoom Municipal Code is to protect the public health and safety of its citizens and to promote the general welfare of the citizens and animals residing within the Town. Animal ownership is encouraged and welcomed within the Town. However, strong emphasis is placed on responsible ownership of animals. Animal owners are encouraged to respect the rights of their fellow citizens and those of their animals. Primary responsibility is placed upon the animals' owners to properly train or secure their animals to prevent them from causing injuries or creating nuisances.(Ord. 1635, 2021).

8.08.010 License required. Each and every dog and cat present within the Town must be licensed in the manner prescribed herein. (Ord. 1635, 2021: Ord. 1291 §1, 2000: Ord. 1269 §1, 1999: Ord. 1196 §1(part), 1996).

8.08.020 Animal keeping In accordance with SMC 18.16.040, no more than either 6 dogs or 6 cats or a combined total of 6, older than four (4) months of age may be kept per dwelling unit. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.08.030 License fees.

(a) Annual license fees are:

- (1) Unsterilized male or female dog or cat: sixty-five dollars; for senior citizens 65+, thirty-six dollars;
- (2) Sterilized male or female dog: eighteen dollars; for senior citizens 65+, ten dollars;
- (3) Sterilized male or female cat: ten dollars; for senior citizens 65+, five dollars;
- (4) Replacement tag: for a dog, three dollars; for a cat, one dollar.
- (5) Beginning January 1, 2003, 90-day temporary no-fee licenses are hereby authorized for previously unlicensed dogs and cats above the age of eight weeks. The license is effective for 91 days after issuance at which time the animal must be licensed in accordance with subsections 1,2,3, and 4. If the animal is not so licensed, the owner is in violation of SMC 8.08.010 and subject to all penalties provided in this chapter.

(b) On request, annual fees will be waived for any guide dog used by a blind or hearing-impaired person and for any service dog used by any disabled person. "Service dog" means a dog that has been trained for the purpose of assisting or accommodating a disabled person's sensory, mental, or physical disability. Emotional support, therapy, comfort, or companion animals are not considered service animals. It is unlawful to falsely claim or misrepresent facts to obtain a fee waiver under this section.

(c) Upon proper application and payment of the fee provided in this chapter, the applicant will be issued a license by the Department of Public Safety or its designee. (Ord. 1635, 2021: Ord. 1356 , 2004; Ord. 1321 §1, 2002: Ord. 1291 § 2, 2000: Ord. 1273 §1, 2000: Ord. 1269 §2, 1999: Ord. 1196 §1(part), 1996).

8.08.040 Term of license. Each dog and cat license must be renewed annually. The license will remain in force for a period of twelve months from the date of issuance, expiring on the last day of the twelfth month. There is no prorating of any license fee. Renewal licenses will retain the original expiration whether renewed prior to, on, or after their respective renewal month.

Any person who fails to obtain a license within 30 days after the license expiration date but before 60 days of the expiration date must pay a penalty of \$10.00 per license. Any person who fails to obtain a license within 60 days of the license expiration date must pay a penalty of \$20.00 per license. No late payment penalty will be charged on new license applications if:

- (a) The owner submits proof of purchase or acquisition of the animal within the preceding thirty days; or
- (b) The owner has moved into the county within the preceding thirty days; or
- (c) The animal is currently, or has been within the preceding thirty days, under the age which requires a license; or
- (d) The owner purchases the license(s) voluntarily, prior to in person or field contact by animal control personnel; or
- (e) The owner submits other proof deemed acceptable in the animal control authority's administrative policy. (Ord. 1635, 2021: Ord. 1291 § 3, 2000: Ord. 1273 §2, 2000: Ord. 1269 §3, 1999: Ord. 1196 §1(part), 1996).

8.08.050 Application for license. An application for license made to the Department of Public Safety or its designee must contain at least the following information:

- (1) Name of owner of animal;
- (2) Address of owner of animal;

(3) Description of animal. (Ord. 1635, 2021: Ord. 1291 §4, 2000: Ord. 1273 §3, 2000: Ord. 1269 §4, 1999: Ord. 1196 §1(part), 1996).

8.08.060 Tag required. Upon application and payment of the applicable license fee and, when required, late charge, the Department of Public Safety or its designee will issue a tag. The animal for which a tag is issued must wear the tag at all times, and during any time the tag is not so worn the animal will be deemed unlicensed. (Ord. 1635, 2021: Ord. 1291 §5, 2000: Ord. 1273 §4, 2000: Ord. 1269 §5, 1999: Ord. 1196 §1(part), 1996).

8.08.070 Owner responsibility. The owner of a dog, cat or other domestic animal is responsible for its conduct. Dog or cat licenses as provided for in this chapter are nontransferable. A person may use a license for another dog or cat that he/she owns, if the dog or cat for which it was issued is no longer owned by such person. It is unlawful for any person to give, sell, exchange, or otherwise transfer a dog or cat license to another person, even if it to be used for the same dog or cat for which it was originally issued. (Ord. 1635, 2021: Ord. 1291 §6, 2000: Ord. 1273 §5, 2000: Ord. 1269 §6, 1999: Ord. 1196 §1(part), 1996).

8.08.080 Animal Control Officer. All persons employed by the Town as Animal Control Officers serve under the direction of the Director of Public Safety or designee. (Ord. 1635, 2021: Ord. 1273 §6, 2000: Ord. 1196 §1(part), 1996).

8.08.085 Penalties for violations.

(a) Any person who is the owner of an animal:

(1) Which is a dangerous dog not validly registered pursuant to SMC 8.12.050 commits a criminal violation;

(2) Which is a dangerous dog or potentially dangerous dog not confined, muzzled, restrained or confined as required by SMC 8.12.030 or 8.12.060 commits a criminal violation;

(3) Which is a dangerous dog, and who does not maintain continuously in effect a surety bond, liability insurance and warning signs on the premises commits a criminal violation; and

(b) Any person who is the owner of an animal who permits a condition or conduct described in SMC 8.08.020, SMC 8.08.030, or 8.08.090, and who has not within the last five years committed the violation with which he or she is charged, commits a civil infraction and will be fined \$50.00.

(c) Notwithstanding any ordinances to the contrary, any person who is the owner of an animal who permits a condition or conduct described in SMC 8.08.020, SMC 8.08.030, or 8.08.090, and who has within the last five years committed the violation with which he or she is charged, commits a civil infraction and will be fined as follows:

- | | |
|------------------------------------|------------|
| (1) One prior violation | \$ 100.00 |
| (2) Two prior violations | \$ 150.00 |
| (3) Three or more prior violations | \$ 200.00. |

(Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.08.090 Nuisances designated. The following are declared to be public nuisances:

- (1) Any unlicensed dog or cat, unless the same is exempt from licensing requirements;
- (2) Any unsterilized female dog or cat in season not properly under control;
- (3) Any dangerous dog not validly registered pursuant to SMC 8.12.050;
- (4) Any dangerous dog or potentially dangerous dog not confined, muzzled, restrained or bonded or insured as required by SMC 8.12.030 or 8.12.060;
- (5) Any unlicensed dog, unless the same is exempt from licensing requirements;

(6) Any cat, when reported by citizen complaint, that roams, runs, strays or is away from the premises of its owner or custodian, or which is on any public place or private property of a person other than its owner or custodian;

(7) Any dog, or other domestic animal which roams, runs, strays or is away from the premises of its owner or custodian, or which is on any public place or private property of a person other than its owner or custodian except when controlled by leash or chain;

(8) Any animal which frequently or habitually howls, yelps, barks, or makes other noises which unreasonably disturb another person;

(9) Any unsterilized female dog in season not properly under control;

(10) Any dog, cat or other domestic animal which defaces or destroys property;

(11) The accumulation of feces in an open area, run, cage or yard where any animal is kept, resulting from failure to remove and dispose of the same at least once every twenty-four hours; or the deposit by any person of animal feces on public property or private property of another person;

(12) Failure by any owner to remove fecal matter deposited by a dog, cat or other domestic animal on public property or private property of another person; and,

(13) Failure by any owner to possess, while with a dog or domestic animal on public property or private property of another person, equipment suitable for removal of fecal material;

(14) Any dog which chases, runs after or jumps at vehicles lawfully using the public roads or streets. This section does not include alleys;

(15) Any dog which frequently or habitually snarls at, growls at, jumps upon or threatens persons upon the public sidewalks, roads, streets, avenues, alleys and ways while said dog is not physically restrained in a manner sufficient to keep it from contact with such persons. (Ord. 1331 §1, 2003: Ord. 1291 §7, 2000: Ord. 1269 §7, 1999: Ord. 1196 §1(part), 1996).

8.08.100 Nuisance abatement--Impoundment. An Animal Control Officer or a Public Safety Officer may abate a public nuisance, as defined in this chapter, by summarily impounding any dog, cat or other animal. (Ord. 1196 §1(part), 1996).

8.08.105 Impoundment and redemption procedure. Except as may be otherwise provided herein, the following procedures govern impoundment and redemption of animals. Impounded animals will be delivered into the custody of the Tacoma-Pierce County Humane Society. The Animal Control Officer responsible for impoundment must notify the animal's owner, if known or readily ascertainable, in person, by telephone or door hanger, and by mail of the impoundment; and, if notice is given by telephone, must confirm the same by mail prior to the animal's destruction. Unless the animal impounded is fewer than two months of age (in which instance, at the impounding authority's discretion, it may be humanely destroyed at any time), the owner may redeem the animal within forty-eight hours following its impoundment by paying to the impounding authority a fee as listed on the then current fee schedule published by the Humane Society Board of Directors. Any animal not so redeemed may be humanely destroyed or otherwise disposed of by the impounding authority. The owner of an animal not so redeemed is responsible for all costs incurred by the Town of Steilacoom for the boarding and/or destruction of any dog, cat or other animal pursuant to this chapter. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.08.120 Address change. Owners of dogs and/or cats must advise the Department of Public Safety of any change of address in writing and all notices may be mailed to the last address so provided. (Ord. 1635, 2021: Ord. 1291 §8, 2000: Ord. 1269 §8, 1999: Ord. 1196 §1(part), 1996).

8.08.130 Destruction of injured, diseased. Any dog, cat or other domestic or wild animal suffering from serious injury may be humanely destroyed upon recommendation of a veterinarian, official of the Humane Society or a supervisor of the Department of Public Safety. The owner of such an animal is responsible for all costs incurred by the Town for such destruction. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.08.150 Quarantine.

(a) Order. An Animal Control Officer who has reasonable cause to believe an animal has bitten a human being or another animal, or has been bitten by another animal, may order the quarantine of such animal, for such period of time as may be required to determine its health or physical condition. A person whose animal comes under quarantine will receive notice of quarantine requirements which will include:

- (1) Owner regulations;
- (2) Length of quarantine;
- (3) Animal Control Officer's inspection schedule.

Such quarantine will remain in effect until lifted by the Animal Control Officer.

(b) Duties of Owner. Throughout the period of quarantine the owner or designated keeper of the animal must not allow such animal to come into contact with any other animal or person, or permit such animal to run at large outside the premises where quarantined, or outdoors unless the premises are enclosed by a secure fence from which the animal cannot escape. When a fence encloses such premises the animal must be restricted to allow free access to persons lawfully entering and exiting the premises. Any animal found running at large or removed from its premises during a period of quarantine will be impounded for the balance of the quarantine period, and may be humanely destroyed if not redeemed within two days following expiration of the quarantine period. Upon redemption, the owner must pay all costs and fees of impoundment, boarding, veterinary care and transportation. The owner of an animal not so redeemed is responsible for all costs incurred by the Town of Steilacoom for the boarding, veterinary care and/or destruction of any dog, cat or other domestic animal pursuant to this chapter. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

Chapter 8.12

DANGEROUS DOGS

Sections:

- 8.12.010 Definitions.**
- 8.12.020 Exemptions.**
- 8.12.030 Regulations pertaining to potentially dangerous dogs.**
- 8.12.040 Notification--Potentially dangerous dogs.**
- 8.12.041 Notification--Dangerous dog**
- 8.12.050 Registration.**
- 8.12.060 Regulations pertaining to dangerous dogs.**
- 8.12.070 Impoundment and destruction of certain dangerous dogs.**
- 8.12.080 Costs of boarding and destruction.**

8.12.010 Definitions. As used herein, the following terms have the following meanings:

(1) "Dangerous dog" means any dog which according to the records of the Steilacoom Public Safety Department or of any police agency or humane society in a jurisdiction where the dog was previously kept or where the dog has been present:

(A) has inflicted severe injury on a human being without provocation on public or private property; or,

(B) has killed a domestic animal without provocation while off the owner's property; or,

(C) has aggressively bitten, attacked or endangered the safety of humans or domestic animals after having previously been found to be a potentially dangerous dog, the owner having been notified of that fact.

(2) "Potentially dangerous dog" means any dog that when unprovoked:

(A) inflicts bites on a human or a domestic animal either on public or private property; or,

(B) chases or approaches a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, or any dog with a known propensity, tendency, or disposition to attack unprovoked, to cause injury, or to cause injury or otherwise to threaten the safety of humans or domestic animals.

(3) "Severe injury" means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures or cosmetic surgery;

(4) "Proper enclosure" means secure confinement indoors or a securely enclosed and locked pen or structure, suitable to prevent the entry of young children and designed to prevent the animal from escaping. Such pen or structure must have secure sides and a secure top. If the pen or structure has no bottom secured to the sides, the sides must be embedded in the ground no less than one foot. The pen or structure must provide protection from the elements.

(5) "Owner" means a person possessing, harboring, keeping, having control or custody of an animal. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.020 Exemptions. Notwithstanding the provisions of SMC 8.12.010, a dog is not considered to be a "dangerous dog" or a "potentially dangerous dog," subject to regulation by this chapter, if:

(1) The dog is used by law enforcement officials for police work; or

(2) The conduct which would otherwise be considered in determining that the dog was dangerous or potentially dangerous resulted in injury, the threat of injury or damage sustained by a person who, at the time, was committing a willful trespass or other tort upon the premises occupied by the owner, or was tormenting, abusing or assaulting the dog or has, in the past, been observed or reported to have tormented, abused, or assaulted the dog or was committing or attempting to commit a crime. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.030 Regulations pertaining to potentially dangerous dogs. The owner of a potentially dangerous dog must ensure:

(1) Such dog does not leave the premises of the owner unless the dog is securely leashed and humanely muzzled or otherwise securely restrained; or,

(2) The dog remains on the premises of the owner unless the dog is confined in a proper enclosure. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.040 Notification--Potentially dangerous dog. An Animal Control Officer who has determined that a dog is potentially dangerous must notify the owner of the dog, in writing, that:

(1) The dog has been determined to be a potentially dangerous dog; and

(2) Control of the dog in accordance with SMC 8.12.030 is required; and,

(3) If the dog aggressively bites, attacks or endangers the safety of humans or domestic animals it will be deemed a dangerous dog, subject to all provisions of state law and this chapter relating to dangerous dogs, and

(4) The owner has 10 days to comply with the regulations; and

(5) If the owner wishes to appeal the determination of potentially dangerous dog, he/she has 10 days to file a notice of appeal of determination of dangerous dog with the Department of Public Safety; and

(6) Failure to comply with the notice could result in impoundment of the dog and the filing of criminal charges or notice of infraction. (Ord. 1635, 2021: Ord. 989 §4, 1987).

8.12.041 Notification--Dangerous dog. An Animal Control Officer who has determined that a dog is dangerous must notify the owner in writing, that:

(1) The dog has been determined to be a dangerous dog; and

(2) Control of the dog in accordance with SMC 8.12.060 is required; and

(3) Registration in accordance with SMC 8.12.050 is required; and

(4) Proof of either a surety bond or policy of liability insurance in accordance with SMC 8.12.050 is required; and

(5) The owner has ten (10) days to comply with the regulations; and

(6) If the owner wishes to appeal the determination of dangerous dog, he/she has ten (10) days to file a notice of appeal of determination of dangerous dog with the department of public safety; and

(7) Failure to comply with the notice could result in impoundment of the dog and the filing of a notice of infraction or criminal charges. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.050 Registration. An animal control officer will, on proper application, issue an annual certificate of registration to the owner of a dangerous dog upon the owner's compliance with the following requirements:

(1) The owner must pay an annual registration fee of \$500 in addition to the dog's license fee;

(2) The owner must provide a proper enclosure on the owner's premises;

(3) The owner must furnish a surety bond issued by a surety insurer qualified by state law, in a form approved by the Town Attorney, and in the sum of at least \$250,000, payable to any person injured by the dog; or,

(4) The owner must furnish evidence of a policy of liability insurance issued by a qualified insurer in the amount of at least \$250,000 insuring the owner for any personal injuries inflicted by the dog. (Ord. 1635, 2021: Ord. 1330 §1, 2003: Ord. 1196 §1(part), 1996).

8.12.060 Regulations pertaining to dangerous dogs.

(a) At all times the owner of a dangerous dog must keep the dog muzzled or restrained, as provided hereafter, unless the dog is confined in a proper enclosure.

(b) Except when the dog is confined as aforesaid, the dog must be muzzled and restrained by a substantial chain or leash and under restraint of a responsible person. The muzzle must be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but must prevent it from biting any person or animal.

(c) The owner must maintain at all times on the premises where the dog is confined:

(1) At least one clearly visible warning sign that there is a dangerous dog on the property; and,

(2) A conspicuously displayed sign with a warning symbol that informs children of the presence of a dangerous dog.

(d) At all times the owner of a dangerous dog must maintain in full force and effect a valid surety bond and liability insurance which conform to the requirements of SMC 8.12.050. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.070 Impoundment and destruction of certain dangerous dogs. The following dogs are not permitted to be redeemed following impoundment, but must instead, following

placement in quarantine for the proper length of time, be destroyed in an expeditious and humane manner:

(1) A dangerous dog which attacks or bites a person subsequent to conviction of its owner for any violation of this chapter relating to dangerous dogs;

(2) A dangerous dog which inflicts severe injury on a human being without provocation on public or private property.

(3) A dangerous dog which kills a domestic animal without provocation while off the owner's property. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.12.080 Costs of boarding and destruction. The owner of the dog is responsible for all costs incurred by the Town of Steilacoom for the boarding, veterinary care and/or destruction of any dog pursuant to this chapter. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

Chapter 8.13

ANIMALS--CRUELTY

Sections:

8.13.010 Statutes adopted by reference

8.13.030 Violation--Penalty

8.13.040 Sentences--Forfeiture of animals--Liability for costs.

8.13.010 Statutes adopted by reference. The following sections of the RCW are adopted by reference:

16.52.011 - Definitions

16.52.015 - Enforcement

16.52.080 - Transporting or confining in unsafe manner.

16.52.085 - Removal of animal for feeding - Examination

16.52.100 - Confinement without food and water - Intervention

16.52.117 - Animal fighting

16.52.180 - Limitations on application of chapter

16.52.190 - Poisoning animals

16.52.207 - Animal cruelty in the second degree

16.52.210 - Destruction of animal by law enforcement officer

16.52.300 - Dogs or cats used as bait

16.52.340 - Leave or confine any animal in unattended motor vehicle or enclosed space (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.13.030 Violation--Penalty. Any person violating any of the provisions of SMC 8.13.010 is guilty of a gross misdemeanor. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.13.040 Sentences -- Forfeiture of animals -- Liability for costs.

(1) In addition to the penalties imposed by the Court, the Court may order the forfeiture of all animals held by law enforcement or animal care and control authorities under the provisions of this chapter, if the court deems the animal's treatment to have been severe and

likely to reoccur. If forfeiture is ordered, the owner will be prohibited from owning or caring for any similar animals for a period of two years.

(2) In addition to fines and court costs, the defendant, if convicted, may be liable for actual costs incurred by law enforcement agencies, animal care and control agencies, or authorized private or public entities involved with the care of the animals. Costs include the expenses of the investigation, and the animal's care, euthanization, or adoption. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

Chapter 8.14

RABIES CONTROL

Sections:

- 8.14.010 Definitions.**
- 8.14.020 Duty of owner, custodian and Director.**
- 8.14.030 Quarantine--Notice to owner.**
- 8.14.040 Quarantine--Duties of owner.**
- 8.14.050 Handling of an animal bitten by a rabid animal.**
- 8.14.060 Publication of notice of outbreak of rabies.**
- 8.14.070 Procedures**
- 8.14.080 Violation--Penalty.**

8.14.010 Definitions. Unless specifically indicated otherwise, the following definitions apply throughout this chapter:

- (1) "Animal" means any warm-blooded mammal.
- (2) "Animal shelter" means the facilities for the temporary containment of animals, operated by the Tacoma-Pierce County Humane Society.
- (3) "Director" means the Director of the Steilacoom Public Safety Department.
- (4) "Quarantine" means the detention or isolation of a cat or dog because of suspected exposure to or affliction with rabies. Any other warm-blooded mammal will be put down and the remains of this animal will be sent for testing of rabies.
- (5) "Unvaccinated animal" means an animal which has either never been vaccinated against rabies or whose vaccination has expired according to the current compendium of Animal Rabies Vaccines published by the National Association of State Public Health Veterinarians, Inc., and which has been bitten by a known rabid animal.
- (6) "Vaccinated animal" means an animal which has been vaccinated in accordance with the Compendium of Animal Rabies Vaccines published by the National Association of State Public Health Veterinarians, Inc., and which has been bitten by a known rabid animal. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.020 Duty of owner, custodian and Director.

(a) It is the duty of the owner and/or custodian of any animal within the Town to quarantine any animal within the Town which s/he has grounds to suspect of being infected with the disease of rabies or hydrophobia.

(b) If the Director:

- (1) Has grounds to suspect that any animal running at large in the Town is infected with rabies or hydrophobia; and
- (2) Has notice that said animal's owner or custodian cannot be determined; and
- (3) Is able to locate and confine said animal; the Director will quarantine the animal as provided in this chapter

(c) The biting of a human being by an animal causing penetration of the skin by the animal's teeth is specifically declared a ground for suspecting that such animal is so infected. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.030 Quarantine--Notice to owner. The Director may initiate a quarantine by delivering to the owner or custodian of such suspected animal, by either certified mail or by hand delivering to a responsible person present on the premises, a written notice of such quarantine. The duration of the quarantine period is 10 days, unless it is determined that the animal is infected with rabies. The delivery of the notice of quarantine to a responsible person present upon the premises where such animal is kept is considered service of a notice upon the owner or custodian. Any such animals so quarantined may be impounded in the Pierce County Animal Shelter or a local veterinary clinic's kennel. In the discretion of the Director, the animal may be quarantined upon the premises of the owner or any other person so long as the requirements of the quarantine are strictly fulfilled. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.040 Quarantine--Duties of owner.

(a) During the period of any quarantine, the owner or custodian of a quarantined animal must not allow the animal to come in contact with any other animal or person or permit such animal to run at large outside of the premises where quarantined or upon the premises itself, unless the premises are enclosed by a secure fence from which the animal cannot escape. When the fence encloses the access to the premises, the animal must be restricted to leave free access to those persons lawfully entering the premises.

(b) The owner or custodian must not remove or cause the animal to be removed from the premises without the prior consent of the Director. These restrictions must continue until the animal is released from quarantine. If any animal is found running at large after the commencement of the quarantine period or is removed from the premises where quarantined, it will be impounded and unless claimed and redeemed by its owner or custodian within two days after the expiration of the quarantine period, may be destroyed by the proper authorities.

(c) Upon redemption of an animal or other animal released from quarantine from the Pierce County Animal Shelter, the owner or custodian must pay the same impound fee and board fee for any animal quarantined in the animal shelter, provided, however, if the animal is brought to the Animal Shelter by the owner or custodian, the service fee will be waived. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.050 Handling of an animal bitten by a rabid animal. When an animal is known to have been bitten by a rabid animal, the following procedures must be followed:

(1) Unvaccinated Animal. An unvaccinated animal must be immediately destroyed; provided, that upon the election of the owner, the animal may be kept, at its owner's expense, in strict isolation in a kennel under veterinary supervision for a minimum period of six months following the bite.

(2) Vaccinated Animal. A vaccinated animal must be handled as follows:

(A) The animal must be immediately re-vaccinated with an approved rabies vaccine and confined under the supervision of a veterinarian for a period of thirty days following re-vaccination; or

(B) If the animal is not immediately re-vaccinated, it must be confined in strict isolation in a kennel for six months under the supervision of a veterinarian; or

(C) The animal must be destroyed if the owner or custodian does not comply with subsections (A) and (B) above. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.060 Publication of notice of outbreak of rabies. Upon the outbreak of rabies or when rabies has been diagnosed within the Town, and when in the judgment of the Director,

there is imminent danger of the spread of the disease, the Director will publish a notice to that effect in the official newspaper of the Town. For a period of six weeks following the final publication of the notice, the owner or custodian of an animal will keep the animal securely confined at all times by leash or in a tight enclosure form which the animal cannot escape. During said period, any animal found running at large in the Town will be impounded and, unless claimed and redeemed by its owner within two days following such impounding, may be destroyed by the proper authorities. Any person charged with the enforcement of this chapter may destroy any animal found running at large within the Town when, after reasonable effort, he is unable to impound the dog or after reasonable investigation is unable to locate the owner or custodian thereof. The Director has have authority to extend the six-week time periods by notice given in the manner provided above until in the Director's judgment, the imminent danger of the spread of the disease is no longer present. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.14.070 Procedures. The Director will develop a quarantine program for all animals and otherwise to develop procedures for the enforcement of this chapter. (Ord. 1196 §1(part), 1996).

8.14.080 Violation--Penalty. Any person, firm or corporation violating any of the provisions of this chapter is guilty of a misdemeanor and may be penalized by a fine. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

Chapter 8.16

HORSES

Sections:

8.16.010 Applicability.

8.16.030 Required conduct.

8.16.040 Prohibited conduct by owner or custodian.

8.16.050 Prohibited conduct by others.

8.16.060 Exempted conduct.

8.16.070 Violations--Penalties.

8.16.010 Applicability. The provisions of this chapter apply to all persons owning, having the custody of, or boarding, one or more horses within the corporate limits of the Town. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.16.030 Required conduct. Every owner or person having custody or control of a horse must:

(1) Comply with all applicable rules of the road established by statutes of the state of Washington and ordinances of the Town of Steilacoom while such horse is upon any public street, alley or way;

(2) While riding or leading any horse on a public street, use only the extreme right or left shoulder of the street (whichever is safest for such use); or, if there is no shoulder, use the extreme right portion of the street;

(3) Promptly remove fecal matter deposited by such horse on any public or private property. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.16.040 Prohibited conduct by owner or custodian. An owner or person having custody or control of a horse must not:

(1) Allow such horse to be loose within the right-of-way of any public street, alley or way;

- (2) Ride, lead or allow such horse to enter upon any sidewalk;
- (3) Ride, lead or allow such horse to enter upon any public beach, school grounds or the grounds of any recreational area. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.16.050 Prohibited conduct by others. It is illegal to intentionally or recklessly incite a horse or horses under control to become uncontrolled, causing damage or injury to any person, horse, or any public or private property. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.16.060 Exempted conduct. The restriction established by SMC 8.16.030(1) and (2), and the prohibitions established by SMC 8.16.040 do not apply to any person while participating in a parade or special event for which a permit has been issued pursuant to Chapter 10.32, Steilacoom Municipal Code. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.16.070 Violations--Penalties. Any person who:

- (1) Fails if required by SMC 8.16.020 to obtain a permit and pay the fee therefor commits a Class III violation. Provided, that for the second offense of this provision, occurring within one year, such person commits a Class II civil violation;
- (2) Fails to comply with the requirements of SMC 8.16.030, or violates any prohibition established by SMC 8.16.040 or SMC 8.16.050, commits a Class II civil violation. (Ord. 1196 §1(part), 1996).

Chapter 8.17

NATIVE, ENDANGERED, WILD OR VICIOUS/VENOMOUS/POISONOUS ANIMALS OR REPTILES

Sections:

- 8.17.010 Animals prohibited.**
- 8.17.015 Endangered, native or protected animals.**
- 8.17.020 Violations --Penalty.**
- 8.17.030 Permit fee.**

8.17.010 Animals prohibited. No person may have, keep, maintain or have in his or her possession or control, any venomous, poisonous, wild animal or lion, tiger, bear, chimpanzee, gorilla, cougar, mountain lion, badger, wolf, coyote, fox, lynx, or any poisonous reptile or serpent, or any other dangerous or carnivorous wild animal or reptile, without a permit from the Town of Steilacoom.

Such permit may be granted only upon a showing by the applicant that adequate safeguards have been instituted and will be maintained which effectively control any dangerous or vicious propensities of such animal, and eliminate any danger to individuals and properties, and providing that the keeping and maintaining of such animal will in no way constitute a nuisance to the occupant of any surrounding property. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.17.015 Endangered, native or protected animals. Keeping, caring, or having in possession any animal covered under Federal or State law will be in accordance with that law. (Ord. 1196 §1(part), 1996).

8.17.020 Violations--Penalty. Any person, firm or corporation violating any of the provisions of this chapter is guilty of a misdemeanor. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

8.17.030 Permit fee. An annual administrative permit fee (January 1 through December 31) of \$50 (non-refundable) will be assessed for each permit application. (Ord. 1635, 2021: Ord. 1196 §1(part), 1996).

Chapter 8.18

APIARIES; BEES

Sections:

- 8.18.010 Purpose.**
- 8.18.020 Definitions.**
- 8.18.030 Duty of owner.**
- 8.18.040 Hive density and location requirements.**
- 8.18.050 Nuisances designated.**
- 8.18.060 Violation—Penalty.**

8.18.010 Purpose. To ensure sound beekeeping practices and thereby avoid problems that might be associated with the keeping of bees in an urban setting. (Ord. 1604, 2019).

8.18.020 Definitions. Unless specifically indicated otherwise, the following definitions apply throughout this chapter:

(1) "Abandoned hive(s)" means any hive, with or without bees, that evidences a lack of being properly managed, or is otherwise not managed and/or left without authorization on the property of another or is on public land.

(2) "Apiary" means a place where one or more bee colonies are kept.

(3) "Bee" means any stage of the life cycle of the common domestic honey bee.

(4) "Colony" means bees in any hive including queens, workers, and drones.

(5) "Hive" means a structure intended for the housing of a bee colony.

(Ord. 1635, 2021: Ord. 1604, 2019).

8.18.030 Duty of owner. Any person having honeybees (*Apis mellifera*) on his or her property must:

(1) Maintain each colony so as not to create a public nuisance;

(2) Register the colonies with the Washington State Department of Agriculture and comply with Chapter 15.60 RCW;

(Ord. 1635, 2021: Ord. 1604, 2019).

8.18.040 Hive density and location requirements.

(1) The number of hives per parcel size may not exceed:

Parcel Size (Square footage)	# Hives
(a) 6,000 to 10,000	2
(b) 10,001 to 20,000	4
(c) 20,000 and greater	10

(d) The number of hives may exceed 10 when a parcel is contiguous to an open area, such as wetlands, green belts, natural parks, and military reservations.

(2). Setbacks and location: The hive entrance must face away from or parallel to the nearest property line. Hives must be at least 25 feet from a property line or public right of way unless:

(a) The hive entrance is at least 6 feet above the grade of the nearest adjoining property line and at least 20 feet from any windows, doors or sidewalks on the adjacent property; or

(b) The hive is at least 10 feet from any lot line and a flyway barrier is present (solid wall, fence or dense hedge) at least 6 feet above the hive entrance and extending 10 feet beyond the hive in each direction parallel to the property line; or

(c) The beekeeper has written permission from the adjacent resident(s). The setback to public rights of way may not be waived.
(Ord. 1635, 2021: Ord. 1604, 2019).

8.18.050 Nuisances designated. The following are declared to be public nuisances:

(1) Bee colonies which interfere with the normal use of property, or the enjoyment of persons, animals, or adjacent property.

(2) Abandoned hives.

(3) Nests of yellow jackets, wasps, hornets, Africanized bees (*Apis mellifera scutellata*). (Ord. 1604, 2019).

8.18.060 Violation—Penalty. Any person, firm or corporation violating any of the provisions of this chapter is guilty of a misdemeanor.
(Ord. 1635, 2021: Ord. 1604, 2019).

Chapter 8.25

SEVERABILITY

Sections:

8.25.010 Severability.

8.25.010 Severability. It is expressly declared that each section, subsection, paragraph, sentence, clause, phrase and word of this title would have been prepared, proposed, adopted, approved and ratified irrespective of any declaration of invalidity or unconstitutionality of any part of this title.

Therefore, should any part of this chapter be declared invalid, or unconstitutional for any reason, this declaration will not affect the validity or constitutionality of the remaining parts of this title. (Ord. 1635, 2021: Ord.1196 §1(part), 1996).