

**Title 8**

**ANIMAL CONTROL**

**Chapters:**

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## Chapter 8.01

### DEFINITIONS

#### Sections:

#### 8.01.01 Definitions.

##### Section 8.01.01 Definitions.

For the purpose of this Title, the following words and phrases shall, unless defined differently in a particular section, have the meanings respectively ascribed to them:

**(1) Abandonment:** “ Abandonment” means placing or leaving an animal in an environment where the animal is separated from basic needs such as food, water, shelter or necessary medical attention, for a period longer than twenty-four (24) hours. Abandonment includes failure to reclaim an animal seventy-two (72) hours beyond the time agreed upon with a kennel, grooming service, or similar facility. Abandonment includes failure to sign relinquishment authorization.

**(2) Animal:** Birds, reptiles, and mammals other than the genus homo sapiens.

**(3) Animal at Large:** An animal is considered to be at large if it is 1) not on property owned or leased by the animal’ s owner or caretaker, and 2) is not restrained or encased by the owner, caretaker, or designee.

**(4) Animal Under Restraint:** Any animal under immediate physical control of its owner or person having charge, care, custody, or control. A dog shall not be considered under control of the owner unless on a leash or lead, confined within a vehicle, or under the immediate control of the owner or caretaker at any time, or within the real property limits of the owner.

**(5) Bite:** An actual puncture, tear, or abrasion of the skin, inflicted by the teeth of an animal.

**(6) Cat:** Any age feline of the domesticated types.

**(7) Coordinator:** The chief Animal Control Officer for Heber Valley Animal Control.

**(8) County:** The unincorporated area of Wasatch County, the governmental body of Wasatch County or designated agents of Wasatch County as the case may be.

**(9) County Animal Shelter:** Lot, premises, or buildings maintained or used by the county, any city, or combination thereof for the confinement and care of the animals seized under the provisions of this Title, including, but not limited to, the Heber Valley Animal Shelter.

**(10) Dangerous Animal:** “ Dangerous animal” means any animal, including invertebrate species, that would be a hazard to public health and safety should the animal escape. “ Dangerous Animal” includes those animals meeting the definition of “ vicious animal” as set forth in this title and constrictor snakes in excess of ten feet in length.

**(11) Department:** Heber Valley Animal Control, as maintained by agreement with Heber City, the Heber City Police Department, its agents and deputies.

**(12) Dog:** A Canis Familiaris of either sex, altered, or unaltered, or any other member of the Canis genus if owned or kept.

**(13) Dog license application-rabies certificate form:** The official dog license application form issued by the county. It is properly completed when it contains:

- (a) The dog owner's name, address, and telephone number;
- (b) The dog's name and description;
- (c) The type, lot number, and manufacturer of the rabies vaccine;
- (d) The date of vaccination;
- (e) The signature of the veterinarian who vaccinated the dog or other signature authorized by him.

**(14) Domesticated animal:** Any animal accustomed to live in or about the habitation of man, including but not limited to cats, dogs, fowl, horses, swine, cattle, sheep, and goats.

**(15) Exotic Animal:** “ Exotic Animal” means any animal whose native habitat is not indigenous to the continental United States, excluding Alaska, except tropical fish, fur-bearing animals commercially bred

for the furrier trade, and birds. Constrictor snakes in excess of ten feet in length are defined as dangerous animals.

**(16) Guard dog:** A working dog which must be kept in a fenced run or other suitable enclosure during business hours, or on leash or under absolute control while working, so it cannot come into contact with the public.

**(17) Hobby Breeder:** Any person who keeps four (4), but not more than eight (8) dogs over four (4) months of age, but who does not maintain a premise for dogs for boarding, grooming or letting for hire for fee.

**(18) Impounded Animal:** Any animal taken into custody by the department as provided in this title.

**(19) Kennel:** Any lot, building structure, enclosure or premises whereupon or wherein four (4) or more dogs over four (4) months of age are kept or maintained for any purpose. Including boarding, breeding, buying, grooming, letting for hire, training for fee or selling.

**(20) Leash:** Any rope, leather strap, chain or other material being held in the hand of the person capable of control and actually controlling the animal to which it is tied.

**(21) Licensed Dog:** A dog wearing its current dog license tag as required by this Title.

**(22) License Tag:** A piece of metal or other durable material inscribed with a date and number which has been issued by county or other official dog-licensing agency.

**(23) Livestock:** "Livestock" means animals kept for husbandry, including but not limited to fowl, ratites, horses, mules, burros, asses, cattle, sheep, goats, llamas, swine and other farm, hoofed domesticated animals, excluding dogs, cats and ferrets.

**(24) Neutered:** Having had the testicles removed; a castrated animal.

**(25) Owner:** Any person who is either the legal owner, keeper, possessor, or the actual custodian of an animal. Ownership is conclusively established by a person registering as owner on a license or other legal document or being a person claiming ownership and taking possession of an animal.

**(26) Quarantine:** The isolation of an animal under the observation of a licensed veterinarian or in the custody of the animal shelter in a substantial enclosure so that the animal is not subject to contact with other animals or unauthorized persons.

**(27) Spayed:** Having had the ovaries and uterus removed or extirpated; an ovariectomy.

**(28) Stray:** An animal that is at large.

**(29) Vaccinated dog:** A dog inoculated with an approved, currently valid, antirabies vaccine, and wearing a current dog license tag indicating proof of such vaccination.

**(30) Vicious Animal:** Any animal:

(a) With a known propensity, tendency, or disposition to attack unprovoked, to cause injury to, or to otherwise endanger the safety of humans or other domestic animals; or which is known to have attacked or bitten any human or domestic animal at least once before; or

(b) Which attacks or has attacked a human being or other domestic animal without provocation.

(c) Which is trained or used as a fighting animal.

(d) This provision shall not apply to dogs owned or used by government entities.

**(31) Wild Animals:** "Wild Animal" means any animal of a species that in its natural life is usually untamed and undomesticated, including hybrids and animals which, as a result of their natural or wild condition, cannot be vaccinated effectively for rabies. These animals, however domesticated or tamed, shall include, but are not limited to:

(a) Alligators and crocodiles;

(b) Bears (Ursidae) All bears, including grizzly bears, brown bears, black bears, etc.;

(c) Cat Family (Felidae). All except the commonly accepted domesticated cats, and including cheetah, cougar, leopard, lion, lynx, panther, mountain lion, tiger, wildcat, etc.;

(d) Dog Family (Canidae). All except domesticated dogs, and including wolf, part wolf, fox, part fox, coyote, part coyote, dingo, etc.;

(e) Porcupine (Erethizontidae);

(f) Primate (Non-human). All subhuman primates;

(g) Raccoon (Prosynnidae). All raccoons, including eastern raccoon, desert raccoon, ringtailed cat, etc.;

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- (h) Skunks;
- (i) Venomous fish and piranha;
- (j) Venomous snakes and lizards;
- (k) Weasels (Mustelidae). All, including weasels, martens, wolverines, ferrets, badgers, otters, ermine, mink, mongoose, etc.

## Chapter 8.02

### PENALTY AND ENFORCEMENT

#### Sections:

- 8.02.01**      **Penalty for Violation of this Chapter.**
- 8.02.02**      **Enforcement Generally**
- 8.02.03**      **Right of Enforcement.**
- 8.02.04**      **Power and Authority of Animal Control Officer.**
- 8.02.05**      **Exigent Circumstances.**
- 8.02.06**      **Hindering or Obstructing Enforcement.**

#### **Section 8.02.01**      **Penalty for Violation of this Chapter.**

Any person violating any provision of this Title shall be guilty of a class B misdemeanor, unless a different criminal penalty shall be provided for such violation by this Title. All crimes in this Title are strict liability crimes, except where otherwise provided. Nothing in this Title shall prevent or preclude a charge for violation of any applicable section of the Utah Code or other applicable law.

#### **Section 8.02.02**      **Enforcement Generally**

Any Heber Valley Animal Control Officer of Heber Valley Animal Control, under the Heber City Police Department, is authorized to enforce the provisions of this title. Notwithstanding the authority of the Heber Valley Animal Control Officer, the following officers or individuals shall have authority as specifically authorized in this section hereafter:

(1) All law enforcement officers, including animal control officers, from the Wasatch County Sheriff's Office, Heber City Police Department, Utah Division of Wildlife Resources, Utah Highway Patrol, and Wasatch County Attorney's Office, or any designee of any of these agencies, is authorized to enforce the provisions of this Title on a county wide basis. Such persons may hereafter be referred to as "enforcement officers."

(2) The provisions of this Section are in no way intended to preempt or restrict any other procedure authorized by Utah State Law.

#### **Section 8.02.03**      **Right of Enforcement.**

In the enforcement of any provision of this Title, any authorized enforcement officer may use any means authorized by State or Federal law to investigate violations hereof and/or to take possession of any animal in violation of this Title.

#### **Section 8.02.04**      **Power and Authority of Animal Control Officer.**

In the performance of their duties, animal control officers are hereby vested with the power and authority to issue citations to enforce the provisions of this Chapter.

#### **Section 8.02.05**      **Exigent Circumstances.**

Any enforcement officers or any peace officer may, without the aid of a warrant, enter privately owned property when exigent circumstances exist. This includes, but is not limited to, investigation of a report of vicious animals, rabies, contagious animal diseases, and the like. This section is not intended to preclude entry for any other reason or circumstances authorized by State or Federal laws.

**Section 8.02.06           Hindering or Obstructing Enforcement.**

It shall be unlawful for any person to interfere with, molest, hinder, or prevent the animal control officer from discharging his duties. Any person who shall hinder, delay, interfere with, or obstruct the animal control officer while engaging in capturing, securing or taking to the animal shelter any animal or animals to be impounded, or who shall break open or in any manner directly or indirectly aid, counsel, or advise the breaking open of any animal shelter or ambulance, wagon or other vehicle used for the collecting or conveying of any animals to the shelter shall be deemed guilty of a class B misdemeanor.

## Chapter 8.03

### GENERAL REGULATIONS RELATING TO ANIMALS

#### Sections:

- 8.03.01**      **Conditions of Animal Ownership.**
- 8.03.02**      **Animals Prohibited or Restricted in Designated Areas.**
- 8.03.03**      **Wild, Dangerous or Exotic Animals.**
- 8.03.04**      **Public Nuisance.**
- 8.03.05**      **Animals Defined as a Public Nuisance.**
- 8.03.06**      **Officers to Determine Offensive or Dangerous Animals Are a Nuisance.**
- 8.03.07**      **Officers May Determine Animals to be a Nuisance by Number.**
- 8.03.08**      **Vicious Animals.**
- 8.03.09**      **Allowing Vicious Animals to go at Large.**
- 8.03.10**      **Judicially Excluded Animals.**
- 8.03.11**      **Cruelty to Animals.**
- 8.03.12**      **Affirmative Defense.**
- 8.03.13**      **Officers Authority to Take Possession of Animals--Lien for Care.**
- 8.03.14**      **Number of Animals.**
- 8.03.15**      **Injuries and Communicable Diseases.**

#### **Section 8.03.01      Conditions of Animal Ownership.**

In addition to all other provisions of this Title, all animal owners or keepers shall comply with the following conditions of animal ownership:

- (1) Animals shall be restrained or confined as required by law.
- (2) Animals shall be humanely treated at all times.
- (3) Vaccinations, licenses, and permits shall be obtained as required by law.
- (4) Animals and animal premises shall not be permitted to disturb the peace or constitute a public nuisance or hazard, except that livestock shall be excluded under this section.
- (5) Animals shall be sufficiently cared for such that they are not abandoned under the definition of abandonment in this Title.
- (6) Animal owners and keepers shall comply with all portions of this section. Failure to do so constitutes a class B misdemeanor for each day of violation.

#### **Section 8.03.02      Animals Prohibited or Restricted in Designated Areas.**

It is unlawful for any person to take or permit any animal, whether loose or on a leash or in arms, in or about any establishment or place of business where food or food products are sold or displayed, or served, including but not limited to restaurants, grocery stores, meat markets and fruit or vegetable stores. Persons who use specially trained dogs to assist them with hearing, mobility or sight shall be exempt from this section.

#### **Section 8.03.03      Wild, Dangerous or Exotic Animals.**

The following provisions apply for Wild, Dangerous or Exotic Animals:

- (1) It is unlawful for any person to sell, offer for sale, barter, give away, keep, own, harbor, or purchase any wild, dangerous, or exotic animal. This does not apply to government agencies or otherwise as

provided for by state or federal regulations. The keeping of any wild animal that existed prior to the effective date of this ordinance may be continued, except that if it is discontinued for one (1) year or more it shall then be deemed abandoned and any future keeping of wild animals shall be in conformity with this ordinance.

(2) The prohibitions of **Section 8.03 .03 (1)** of this Chapter shall not apply to a person, animal shelter, zoological park, veterinary hospital, animal welfare shelter, public laboratory, circus, sideshow, amusement show, or facility for education or scientific research if such organizations are otherwise licensed or permitted as provided in this Title or by State or Federal law, and such animals are restrained or confined in such manner as to prevent their escape and/or injury to the public.

(3) Despite the restrictions stated above, there shall be an exception granted to persons raising wild animals as defined for their pelts or any other legitimate commercial purpose.

#### **Section 8.03.04      Public Nuisance.**

The introduction, possession, or maintenance of any animal or the allowing of any animal to be in contravention of this Title is, in addition to being a misdemeanor, hereby declared to be a public nuisance. Authorized enforcement officers and public health officers are hereby authorized, directed, and empowered to summarily abate any such public nuisance by any means reasonably necessary, including but not limited to the destruction of the animal or animals involved. It is a class B misdemeanor to own, possess, harbor, care for, or maintain any animal that is a public nuisance. Each day shall be a separate violation.

#### **Section 8.03.05      Animals Defined as a Public Nuisance.**

Any non-livestock animal that does any of the following, shall be deemed a public nuisance:

- (1) Causes damage to the property of anyone other than its owner or custodian;
- (2) Is a vicious animal as defined in this Title and kept in a manner contrary to this Title;
- (3) Defecates on any public sidewalk, street, park, building, or on any private property without the consent of the owner of such private property. This does not apply to equestrian parks, horserace tracks or rodeo arenas; or if the owner or custodian of such animal shall immediately remove any such defecation to a proper trash receptacle. Unsighted persons while relying on a guide dog shall be exempt from this section.
- (4) Barks, whines, or howls, or makes other disturbing noises in an excessive, continuous, or untimely fashion. Continuous barking for ten minutes or longer shall be deemed excessive;
- (5) Molests passersby by threatening, nipping, chasing, jumping upon, lunging at fences, acting aggressively, etc.
- (8) Attacks domestic animals;
- (6) Otherwise acts so as to constitute a nuisance or public nuisance under the provisions of the Utah Code.
- (7) Is repeatedly found at large.
- (8) Chases vehicles.
- (9) Is offensive or dangerous to the public health, safety, or welfare by virtue of the number and/or types of animals kept or harbored.
- (10) Attacks people or other animals, whether or not such attack results in actual physical harm to the person or animal to whom or at which the attack is directed.
- (11) Has been found by a court or by any other commission or board lawfully established under Utah law, to be a public nuisance under any other provision(s) of Utah Law.
- (12) Cannot be restrained by normal restraints, such as standard leashes, standard chains, or muzzles.
- (13) Cannot be effectively controlled by its owner or handler.
- (14) Otherwise violates any provision of this Title.

**Section 8.03.06          Officers to Determine Offensive or Dangerous Animals Are a Nuisance.**

An animal is a nuisance if it is determined by an officer authorized to enforce this Title to be a nuisance by virtue of being offensive or dangerous to the public health, welfare, or safety.

**Section 8.03.07          Officers May Determine Animals to be a Nuisance by Number.**

Any animals, which by virtue of the number maintained, are determined by an officer authorized to enforce this Title to be offensive or dangerous to the public health, welfare or safety, are nuisances.

**Section 8.03.08          Vicious Animals.**

It is a class B misdemeanor to own, possess, care for, harbor or maintain a vicious animal. Each day shall be a separate violation. An enforcement officer upon probable cause that a violation of this Title has occurred may require the owner or custodian of a vicious animal to deliver possession of the animal to an animal control officer. If after demand, the owner or custodian fails or refuses to deliver possession of the animal to an animal control officer, an officer may request an order from a court of competent jurisdiction requiring the owner or custodian to deliver possession of the animal to an animal control officer.

**(1) Vicious Animals May be Impounded:** An enforcement officer may summarily impound a vicious animal which is at large or which is an immediate danger to humans or domesticated animals.

**(2) Vicious Animals May be Destroyed.** If an enforcement officer cannot reasonably gain control of a vicious animal the officer may summarily destroy the animal.

**(3) Owners of Vicious Animals Impounded Shall be Given Notice:** If a vicious animal is impounded without the knowledge of the owner or custodian, notice that the animal has been impounded shall be given to the owner or custodian of the animal, if the same is known, by attaching a notice to a door at the residence thereof, by mailing a notice thereto, or by other reasonable means.

**(4) Court May Order Destruction of a Vicious Animal.** A vicious animal impounded by an order of court acting pursuant to this section shall be destroyed or otherwise disposed of, as the court shall direct.

**(5) Vicious Animals May be Impounded:** A vicious animal impounded without a court order shall be held not less than five (5) days, after which it may be destroyed or otherwise disposed of as the animal shelter manager may direct.

**(6) Owner of a Vicious Animal May Contest Impoundment in Court:** The owner or custodian of an animal impounded other than by a court order may contest the impounding by filing a notice with the proper court and serving the same on the animal shelter within five (5) days after the impounding.

**Section 8.03.09          Allowing Vicious Animals to go at Large.**

Any owner or keeper of a vicious animal, knowing its propensities, who willfully allows it to go at large or who keeps it without ordinary care if the animal while at large, or while not kept with ordinary care, causes injury to another animal, to any human being or to property, is strictly liable for a class B misdemeanor and is strictly liable for any damages or injury caused.

**Section 8.03.10          Judicially Excluded Animals.**

It shall be unlawful to bring any animal into Wasatch County, which has, in any jurisdiction:

- (1) Been judicially determined to be vicious, a nuisance, or a threat to the health or safety of human beings.
- (2) Been judicially removed from any county or municipality for violations of the laws or ordinances, which by their nature are also in violation of this Title.

**Section 8.03.11 Cruelty to Animals.**

A person commits cruelty to animals if he intentionally or knowingly;

- (1) Fails to provide any animal in his charge or custody with adequate food, drink, care, and shelter;
- (2) Abandons an animal in his custody;
- (3) Carries or confines any animal in or upon any vehicle in a cruel or inhumane manner, including but not limited to carrying or confining such animal without adequate ventilation or for an unusual length of time.
- (4) Wrongfully kills, maims, disfigures, tortures, mutilates, burns, scales, over-drives, overworks, or otherwise cruelly set upon any animal. Each offense shall constitute a separate violation.
- (5) Makes accessible to any animal, with intent to cause harm or death, any substance that has in any manner been treated or prepared with any harmful or poisonous substance. This provision shall not be interpreted so as to prohibit the use of poisonous substances for the control of vermin in furtherance of the public health, when applied in such a manner as to reasonably prohibit access to other animals.
- (6) Causes any animal, not including a dog, to fight with another animal or creature of like kind for amusement or gain; or causes any animal, including a dog, to fight with a different kind of animal or creature for amusement or gain.

**Section 8.03.12 Affirmative Defense.**

It is an affirmative defense to prosecution under **Section: 8.03.11** that the conduct of the actor towards the animal was for the branding of livestock, by a licensed veterinarian using accepted veterinary practice, or directly related to bona fide experimentation for scientific research, provided that if the animal is to be destroyed, the manner employed will not be unnecessarily cruel unless directly necessary to the veterinary purpose or scientific research involved.

**Section 8.03.13 Officers Authority to Take Possession of Animals--Lien for Care.**

- (1) Any enforcement officer may take possession of any animals being treated cruelly and, after reasonable efforts to notify the owner, may provide shelter and care for them or upon permission of the owner destroy them.
- (2) Officers caring for animals pursuant to this section have a lien for the reasonable value of the care and/or destruction. Disposition of any such animals shall be according to procedures authorized for any other impounded animal.
- (3) Any enforcement officer may humanly destroy any animal found suffering past recovery for any useful purpose.

**Section 8.03.14 Number of Animals.**

No person shall harbor or possess more than three (3) dogs and three (3) cats, four (4) months of age or older without purchasing a kennel license or a hobby breeder's license.

**Section 8.03.15        Injuries and Communicable Diseases.**

No person shall knowingly harbor or keep any dog or other animal with a serious injury or afflicted with mange, ringworm, distemper or any other contagious disease, unless such a dog or other animal is, in the opinion of the department or a duly licensed Veterinarian, being given adequate treatment for such disease. The department or any duly licensed Veterinarian may take immediate possession of any such animal not being so treated or which is not responding to such treatment, and immediately dispose of the animal unless the owner shall forthwith place such animal under the control and treatment of a licensed veterinarian.

## Chapter 8.04

### REGULATIONS FOR SPECIFIC ANIMALS

#### Sections:

- 8.04.01**        **Dogs Generally.**
- 8.04.02**        **Cats at Running at Large.**
- 8.04.03**        **Livestock.**

#### **Section 8.04.01        Dogs Generally.**

##### **(1) Dogs Running at Large.**

(a) It is unlawful for the owner or person having charge, care, custody, or control of any dog to allow such dog at any time to run at large. The owner or person charged with responsibility for a dog found running at large shall be strictly liable for a class B misdemeanor under this section as well as for any violation(s), damage, or injury committed by the dog, regardless of whether or not the person knows the dog is running at large.

(b) However, dogs may be at large while participating in field trials and obedience classes organized and sanctioned by recognized dog clubs, while assisting their owner or trainer in legal hunting or in herding of livestock, while assisting a peace officer engaged in law enforcement duties, or while being trained for the above purposes so long as such dogs are under direct and effective sound or gesture control within sight of such individuals to assure that they do not violate any other provisions at law.

(c) Any person authorized herein to enforce this Title may impound a dog at large, and dispose of such dog as provided in this Title.

**(2) Dogs Prohibited Where Notice Given.** It shall be a class B misdemeanor for the owner or person having charge, care, custody or control of a dog to allow such dog to be present on a public park, trail, sidewalk, or gathering place where notice against such is given through the posting of signage by the entity controlling such place. Persons who use specially trained dogs to assist them with hearing, mobility or sight shall be exempt from this section.

##### **(3) Attacks By Dogs**

**(a) Attacking Dogs.** It is unlawful for the owner or person having charge, care, custody, or control of any dog to allow such dog to attack, chase, or “worry” any person, any domestic animal having a commercial value, or any species of hoofed protected wildlife, or to attack domestic fowl. “Worry,” as used in this section, means to harass by tearing, biting, excessive or loud barking at a close distance, or shaking with the teeth.

**(b) Owner Liability.** The owner or person having charge, care, custody, or control of any dog in violation of subsection (1) of this Section shall be strictly liable for violation of this section regardless of whether such person knew of the dog’s actions. In addition to being subject to prosecution under subsection (1), the owner of such dog shall also be liable in damages to any person injured, or to the owner of any animal(s) injured or destroyed thereby.

**(c) Dogs May Be Killed.** Any person may kill or injure a dog while it is committing any of the acts specified in subsection (a) of this Section or while the dog is being pursued immediately thereafter.

**(4) Possession of a Vicious Dog.** The possession of a vicious dog is unlawful unless it is restrained, confined, or muzzled so that it cannot bite or attack any person or animal. Dogs held in violation of this section shall be deemed a public nuisance, and their continued possession or ownership shall be unlawful, each day being a separate violation. The department may impound any such dog and dispose of it in any humane manner after five (5) working days to allow for legal restraining action by the owner. The following are conditions of ownership of any animal that is fierce, dangerous, or vicious:

(a) The dog must be kept in a heavy gauge wire dog run which is six (6) feet in height with a secure ceiling and floor.

(b) The dog must be kept on a leash and properly muzzled when out of its kennel.

(c) All other applicable provisions of this title must be complied with.

**(5) Guard Dogs.** Guard dogs shall be kept in such a manner so that they cannot come into contact with persons or other animals that are legally upon the premises where a guard dog is maintained. The property shall be posted with a sign clearly visible stating that a guard dog is on the premises.

**(6) Dog Fighting.**

(a) It is unlawful for any person to:

(i) Own, possess, keep, or train a dog with the intent to engage it in an exhibition of fighting with another dog;

(ii) Cause a dog to fight with another dog or cause a dog to injure another dog for amusement or gain;

(iii) Tie, attach, or fasten any live animal to a machine or device propelled by any power, for the purpose of causing the animal to be pursued by a dog; or

(iv) Permit or allow any act which violates Subsection (a), (b), or (c) of this Subsection on any premises under his charge; or to control, aid or abet any such act.

(b) Possession of any breaking stick, treadmill, wheel, hot walker, cat mill, cat walker, jenny, or other paraphernalia together with evidence that the paraphernalia is being used or is intended for use in the unlawful training of a dog to fight with another dog, together with the possession of any such dog, is prima facie evidence of violation of Subsections (1)(b) & (1)(c).

(c) It is unlawful for any person to knowingly and intentionally be present as a spectator at any place made for an exhibition of dog fighting, or to knowingly and intentionally be present at a dog fighting exhibition or any other occurrence of fighting or injury described in this section. A person who violates this section is guilty of a class B misdemeanor.

(d) Nothing in this section shall be interpreted to prohibit any of the following:

(i) The use of dogs for the management of livestock by the owner, his employees or agents, or any other person in the lawful custody of livestock;

(ii) The use of dogs for hunting;

(iii) The training of dogs or the possession or use of equipment in the training of dogs for any purpose not prohibited by law.

**(7) Enforcement Under This Section.** Enforcement of any of the provisions under **8.04.01 Dogs Generally** in no way prevents or excludes enforcement for dog violations under any or all other provisions of this Title or of State law.

**Section 8.04.02      Cats at Running at Large.**

It is unlawful for the owner or person having charge, care, custody, or control of any cat to allow such cat to run at large. The owner or person charged with responsibility for a cat found running at large shall be strictly liable for a class B misdemeanor under this section as well as for any violation(s), damage, or injury committed by the cat, regardless of whether or not the person knows the cat is running at large.

**Section 8.04.03      Livestock.**

(1) It is a class C misdemeanor for any person owning or having the custody, possession, or control of an animal of a class of livestock or fowl to allow the animal to run at large. Such will give rise to strict liability criminally. Each animal at large and each day it is at large may constitute a separate misdemeanor violation. It shall be the duty of all owners or keepers of livestock to fence such animals within a lawful fence.

(2) A lawful fence shall consist of 36 inches of net wire fencing with two strands of barbed wire attached to metal posts at least 48 inches high spaced no more than twenty feet apart. or a buck and pole fence at least 48 inches high with poles no more than 12 inches apart, and bucks no more than 12 feet apart.

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Vinyl fences shall not be considered to be lawful fences because they are not strong enough to hold livestock in place and tend to loosen with age.

(3) All fencing of property where a class of livestock or fowl is kept, shall be sufficient to prevent the escape of or injury to the animals being confined within the fencing. The fencing shall be maintained so that no part of such fence, absent extraordinary circumstances, may be broken, damaged, or in any way create the possibility of injury to the confined animal or to allow the escape thereof.

(3) Any animal in violation of this section may be impounded and disposed of in accordance with this Title or in accordance with UCA § 4-25-14.

(Ord. 2005-26, Amended, 11/23/2005)

## Chapter 8.05

### STANDARDS FOR ANIMAL FACILITIES OR SHELTERS

#### Sections:

- 8.05.01**      **General Standards.**
- 8.05.02**      **Kennel Regulations.**
- 8.05.03**      **Hobby Breeders.**
- 8.05.04**      **Renewal and Fee for License.**
- 8.05.05**      **Licensee of Kennel or Hobby Breeders Required to Notify County.**
- 8.05.06**      **Standards and Procedure for Inspection.**
- 8.05.07**      **Suspension or Revocation of a License.**

#### **Section 8.05.01      General Standards.**

Every person within Wasatch County who owns any animal or who owns, conducts, manages, or operates any animal establishment for which a license is required is also required by this ordinance to comply with the following:

- (1) Housing facilities for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from injury, to contain the animals, and to restrict the entrance of other animals.
- (2) All animals shall be supplied with sufficient good and wholesome food and fresh water as often as the feeding habits of the respective animals require.
- (3) All animals and all animal buildings or enclosures shall be maintained in a clean and sanitary condition.
- (4) All animals shall be so maintained so as to eliminate excessive odor and noise. Livestock being raised as part of a working farm shall be except from regulation under this paragraph.
- (5) No animal shall be without attention more than twenty- four (24) consecutive hours. Whenever an animal is left unattended at a commercial animal facility the telephone number of the department of animal control or the name, address and telephone number of the responsible person shall be posted in a conspicuous place at the front of the property. However, this provision shall not apply to livestock. Livestock shall be attended at reasonable intervals.
- (6) Animal buildings and enclosures shall be so constructed and maintained as to prevent escape of the animal. All reasonable precautions shall be taken to protect the public from the animal and the animal from the public.
- (7) Every building or enclosure wherein animals are maintained shall be constructed of a material easily cleaned and shall be kept in a sanitary condition. The building shall be properly ventilated to prevent drafts and to remove odors. Heating, cooling, and shelter shall be provided as required according to the physical need of the animal, with sufficient light to allow observation of animals and sanitation.
- (8) Medical treatment shall be provided as necessary in order to maintain the health of the animals.
- (9) All animal rooms, cages, kennels, and runs shall be of sufficient size to provide adequate and proper accommodations for the animals kept therein.
- (10) Owners shall not allow animals that are natural enemies, temperamentally unsuited, or otherwise incompatible, to be quartered together or so near each other as to cause injury, fear, or torment.
- (11) All wild animals permitted pursuant to this section shall be maintained in buildings, enclosed yards, or cages as specified by the Coordinator and such shall be kept at distances from adjacent buildings as specified in the Wasatch County zoning ordinances and the Wasatch County health ordinances.

#### **Section 8.05.02      Kennel Regulations.**

**(1) Specific Kennel Definitions:**

**(a) Cages:** Individual, portable facilities for containing dogs or other animals.

**(b) Exercise yard:** An area enclosed by a fence of at least six (6) feet in height wherein dogs are allowed to run and exercise. Every portion of an exercise yard fence shall be separate and removed from any property boundary fence.

**(c) Fencing:** Unless otherwise authorized, shall mean a good grade commercial net fence with net spacing of no greater than 2 inches, carried on solid posts set in concrete, suggested minimum is 11 gauge wire, 2 inch steel posts set on no greater than 10 foot spans.

**(d) Kennel:** Any lot, building structure, enclosure or premises whereupon or wherein five (5) or more dogs over four (4) months of age are kept or maintained for any purpose. Including boarding, breeding, buying, grooming, letting for hire, training for fee or selling.

**(e) Kennel Building:** a permanent structure designed, intended, or used exclusively for the housing of dogs.

**(f) Kennel Run (inside):** The separated area inside a kennel building used for the interior housing of dogs.

**(g) Kennel Run (outside):** an area adjacent to a kennel building and enclosed by a fence at least six (6) feet in height.

**(2) Kennel Requirements.** Each Person operating a kennel shall comply with these requirements:

**(a) License:** Each kennel must have a current valid kennel license and a current valid business license in those areas which require a business license in addition to a kennel license. Such licenses are required to be displayed and readily available for inspection by any authorized person.

**(b) Records:** A kennel record must be kept available for inspection such record to show: The name, current address, and telephone of the owner of the dog, the date entered the kennel, the reason for its being in the kennel, i.e. for boarding, sale, breeding, grooming, etc., the description of the dog, (age, breed, sex, color, etc.). On any dog over four (4) months of age, a current valid rabies certificate shall be maintained as a part of this record, as long as the dog is maintained in the kennel.

**(c) Physical facilities:** The basic intent of these regulations is to see that all animals receive proper care, that they are being treated kindly, properly fed, and that their surroundings are being kept in a sanitary condition.

**(d) Animal Rooms:**

**(i) Cage:** Cage length and width shall exceed the animal's length from the base of the tail to the tip of the nose by at least six (6) inches. Cage height shall exceed the animal's height by at least four (4) inches. Small puppies may be caged together using their combined length according to the above formula. Cages shall be so constructed and be of such material as to be maintained in a sanitary condition. Animals shall be removed from and be provided with an exercise yard for their use for such periods as determined by the size, age, and condition of the animal. Diseased animals must be maintained apart from healthy animals in suitable and separate quarters.

**(ii) General:** Walls and floors shall be of material easily cleaned and kept in a sanitary condition. The room shall be properly screened, insect, and vermin proof. It shall be properly ventilated to prevent drafts and remove odors. Heating and cooling should be provided as required, with sufficient light (preferably natural) to allow observation of animals, and sanitation.

**(e) Sound Standards:** All kennels shall be constructed of material which contains the sound one foot away from the kennel at any direction such that at no time does the sound level exceed 55 dBA as measured by meter.

**(e) Outdoor Facilities:**

(i) Shall be provided with windbreaks, roofing, and shelter adequate to protect the animals from the weather.

(ii) They shall be adequately drained and maintained in a sanitary manner.

(iii) Adequate and sanitary means of disposing of droppings shall be provided.

(iv) All kennel runs shall be fenced with a net fence with net spacing no greater than 2 inches, such fence to be separate and apart from property boundary fence, by at least 25 feet.

(v) Kennel runs shall have a minimum free and clear area of ten (26) square feet per dog. Large breed dogs require larger kennel runs up to a minimum of 75 square feet per dog.

**(f) Indoor shelter:**

(i) Except where animals are caged, shall have a minimum of six (26) square feet per dog.

(ii) When the minimum area is provided it should be supplemented with exercise yards for dogs, which are maintained for extended periods.

(iii) Kennels shall not be left unattended for a period in excess of twenty-four (24) hours.

(iv) All animals shall be supplied with sufficient good and wholesome food and fresh water as the feeding habits of such animals require.

(g) All areas of kennel runs, yards, food storage, and auxiliary buildings shall be subject to inspection of authorized persons.

(h) An emergency name, address, and phone number shall be posted in a conspicuous place at the front of the property.

**(3) Exception.** Nothing in this Section shall be construed to require a Veterinarian that maintains a facility for treating sick animals to obtain and maintain a license for a kennel for the purposes of the veterinary practice.

**Section 8.05.03 Hobby Breeders.**

Breeders of dogs may obtain a permit to keep four (4) but not more than eight (8) dogs over four (4) months of age, in a residential area provided:

(1) Such dogs are individually licensed;

(2) Proof of rabies certificate is maintained for each dog;

(3) Such dogs are registered with a national registry (AKC, UKC, ETC);

(4) Approval is granted by the appropriate authority, zoning, county health department, and the Coordinator acting under authority of this Title;

(5) Adequate runs (not necessarily concrete) as follows:

(a) Mature small dogs (up to fifteen (15) inch shoulder height) minimum four (4) foot high fencing.

(b) Mature large dogs (fifteen (15) inch shoulder height and over) minimum six (6) foot high fencing.;

(6) The holder of a permit issued under this section keeps no more than one (1) litter intact until the dogs reach six (6) months of age;

(7) No more than one animal from the litter is retained until it reaches twelve (12) months of age; and,

(8) At no time may the holder of the permit retain more than nine (9) dogs over six (6) months of age nor more than eight (8) dogs over one (1) year of age.

(9) Other provisions of this ordinance are complied with and no dog or premises is deemed a nuisance.

**Section 8.05.04 Renewal and Fee for License.**

Hobby breeders shall pay an annual license fee as established by the County Council, renewable each year after inspection by the animal control.

**Section 8.05.05 Licensee of Kennel or Hobby Breeders Required to Notify County.**

The licensee shall notify the County within thirty (30) days of any change in this establishment or operation that may effect the status of his license. In the event of a change in ownership of the establishment, the licensee shall notify the Council immediately. Licenses shall not be transferable.

**Section 8.05.06 Standards and Procedure for Inspection.**

A yearly inspection for a license for all Kennels and Hobby Breeders is hereby required and shall be based upon the following requirements. Licensees must demonstrate to the inspector:

- (1) To provide a type of structure, building, pen, or cages to protect the animal from weather.
- (2) Food, water, and sanitation facilities provided for animals.
- (3) Measures taken related to health of animals, control of noise and odors.

**Section 8.05.07 Suspension or Revocation of a License.**

The suspension or revocation of a license shall be determined because of violation of rules or regulations on the following grounds:

- (1) Falsification of facts in license application or purebred registration.
- (2) Violation of any established ordinances or regulations relating to noise, odor, building, or zoning ordinances.
- (3) Conviction on a charge of cruelty to animals.
- (4) Inspector shall inform licensee of such violations by written notice.
- (5) Establish specific and reasonable period of time for the correction of such violations(s) found.
- (6) An opportunity for appeal from any notice or inspection findings will be provided if a written request for a hearing is filed with the county council within two (2) weeks of notice.

**Chapter 8.6**

**RESERVED**

**Chapter 8.07**

**IMPOUNDMENT AUTHORIZED**

**Sections:**

- 8.07.01 Enforcement Officer May Capture Animal.**
- 8.07.02 Animals to be Impounded.**
- 8.07.03 Capture by Individuals.**
- 8.07.04 Information Upon Relinquishment.**
- 8.07.05 Notice to Owner-Lost Animals.**
- 8.07.06 Redemption by Owner.**
- 8.07.07 Holding Period.**
- 8.07.08 Disposal of Unredeemed Animals.**
- 8.07.09 Destruction of Animals.**
- 8.07.10 Redemption of Unvaccinated Animal.**
- 8.07.11 Vaccination Allowed Upon Impoundment.**
- 8.07.12 Establishment of Animal Disposal Facilities.**

**Section 8.07.01 Enforcement Officer May Capture Animal.**

Any enforcement officer or designee may attempt to capture any animal found in violation of this Title and may destroy an animal if in their judgment such action is required for public health and safety.

**Section 8.07.02 Animals to be Impounded.**

The following animals may be taken into custody and impounded without the filing of a complaint:

- (1) Any vicious animal not properly confined as required by this Title.
- (2) Any animal running at large.
- (3) Any unlicensed animal, which is required by this chapter to be licensed. Any animal not wearing a tag shall be presumed to be unlicensed for purposes of this section, except those dogs specifically exempted.
- (4) Sick or injured animals whose owner cannot be located.
- (5) Any abandoned animal.
- (6) Animals that are not wearing a rabies vaccination tag in accordance with the requirements of this Title.
- (7) Any animal to be held for quarantine.
- (8) Any animal being kept or maintained contrary to the provisions of this Title.

**Section 8.07.03 Capture by Individuals.**

Any person who finds an animal at large may take it into his possession and must within twenty-four (24) hours thereafter notify the county animal shelter and surrender the animal to the county animal shelter upon demand. No such action shall result in a charge against the county. The finder of an animal at large shall use reasonable care to preserve it from injury; however, he shall not be held liable if the animal dies, escapes, or injures itself while he is carrying out the provisions of this section except as occasioned by his own negligence.

**Section 8.07.04 Information Upon Relinquishment.**

Any person who relinquishes an animal to the county animal shelter shall give his name, address and, if he is not the owner, the location where he found the animal.

**Section 8.07.05 Notice to Owner-Lost Animals.**

Upon receipt of a lost or stray animal bearing a current year's license tag, the county animal shelter or enforcement officer shall immediately telephone or mail to the owner of record at the address indicated on the license form, a notice of the location of the animal. Compliance with notice requirements of the section shall be deemed as met if an authorized person shall have mailed the notice to the owner of record at his address of record, postage prepaid.

**Section 8.07.06 Redemption by Owner.**

The owner of an impounded animal may claim it prior to its legal disposition by providing proper identification, meeting all the legal requirement, board, medical care, vaccination, and/or other costs.

**Section 8.07.07 Holding Period.**

Unless an animal is destroyed or otherwise disposed of under other provisions of this Title, the animal control facility shall hold an impounded, lost, or stray dog or cat for not less than five (5) working days after notice is given pursuant to this title, so that the owner or custodian may claim it prior to other disposition. If the owner is not known, no notice is required and the animal shall be held not less that five (5) working days after it is first impounded.

**Section 8.07.08 Disposal of Unredeemed Animals.**

The department may dispose of humanely, or may transfer to a new owner upon payment of the applicable fee, any impounded animal not claimed by its owner or custodian within the prescribed holding time. Animals relinquished by their owners may be humanely destroyed without regard to the prescribed holding time in order to alleviate suffering or to protect other impounded animals from exposure to a contagious disease.

**Section 8.07.09 Destruction of Animals.**

When, in the judgment of the animal shelter personnel, it is determined that an impounded animal should be destroyed for humane reasons, disease control or to protect the public or animal regulation personnel from imminent danger to persons or property, such animal may be destroyed without regard to any time limitations otherwise established herein, and without court order.

**Section 8.07.10 Redemption of Unvaccinated Animal.**

(1) All unvaccinated animals at the county animal shelter may be vaccinated before being released. The

person taking custody of the animal shall pay for the cost of the vaccination before the animal is released. (2) If vaccination is not available, then the owner of any impounded animal which has not been vaccinated as required by this Title upon satisfactory proof of ownership may redeem his animal by making a deposit of \$10.00 with the shelter and be allowed ten days to get such animal vaccinated. If owner fails to procure vaccination certificate within such 10 days, the deposit shall be forfeited and the animal shall be impounded. Upon presentation within such period of time of a certificate of vaccination issued under this chapter, the deposit shall be refunded.

**Section 8.07.11          Vaccination Allowed Upon Impoundment.**

Any animal impounded at the county animal shelter may be vaccinated for disease control.

**Section 8.07.12          Establishment of Animal Disposal Facilities.**

The County shall establish at the County animal shelter a humane procedure for euthanasia of animals. The department may, at its option, upon payment of applicable fees, accept animals for humane disposal. The owner or possessor of such animals shall first complete appropriate forms setting forth the facts constituting such ownership and/or possession, certifying that he has the right to request disposal of such animals and agree to hold the county, its agents, and employees harmless from any liability for its acceptance and disposal of such animals. The owner or person requesting the disposal of any animal shall certify in writing that, to the best of his knowledge, the animal has not bitten a human being or animal within the period established by this chapter for isolation of biting animals and suspected rabid animals. Notwithstanding the foregoing, the shelter may authorize, with permission of the owner if known, the euthanasia of a biting animal for the purpose of laboratory examination.

## Chapter 8.08

### LICENSING AND REGISTRATION

#### Sections:

- 8.08.01 Dog Licenses.
- 8.08.02 Exceptions.
- 8.08.03 Voluntary Registration of Cats.

#### Section 8.08.01 Dog Licenses.

**(1) Required.** All dog owners, except tourists or visitors who stay less than one month in an area coming within the jurisdiction of this Title shall apply for an obtain a separate dog license for each dog they own, possess, keep, or harbor, after it is four (4) months old. Each license shall be issued by Wasatch County or by municipalities under contract with Wasatch County. All dog owners must possess such license at the time the dog is four (4) months old or one month after obtaining or bringing into an area coming within the jurisdiction of this chapter any dog over four (4) months of age. Dog owners shall renew the dog license before it becomes delinquent for as long as they own, possess, keep, or harbor, or otherwise have custody of the dog. Licenses not purchased or renewed within fifteen (15) days after expiration, of the date on which they become due, shall be considered delinquent and a late fee as determined by the board of commissioners shall be added to the cost of the new license.

**(2) Presumption that License Required.** Any dog is legally impounded according to the provisions of this chapter shall be presumed to be a dog which, prior to impounding, required a license, regardless of such dog's actual age or owner's place of residence.

**(3) Issuance.** Upon presentation by the dog owner of a properly completed license application form including proof that the rabies vaccination will be valid throughout the license period, the proper license fee, and if applicable, a late or delinquent fee, the county shall issue a validated dog license. The dog owner shall retain the dog license for inspection by any person charged with the enforcement of this Title.

**(4) Validity.** Rabies vaccination prerequisite to issuance. Licenses shall be valid from the date issued until the expiration date. No dog shall be licensed without proof of approved rabies vaccination. No license may expire later than the expiration date of the rabies vaccination. An owner may purchase a license for twenty four (24) months depending upon the date and kind of vaccine used upon payment of the fee established by the county council. In the event the owner demonstrates proof of an unexpired rabies vaccination, the license fee shall be appropriately prorated.

**(5) Tags to be Worn.** Each dog, required to be licensed, shall wear at all times the current license tag assigned to the dog except:

(a) when the dog is participating in any dog exhibition, field trial, or competition; or

(b) when the dog is confined in a licensed kennel or veterinary hospital, in which case the license tag number shall be recorded and placed nearby so that it is readily identifiable with the dog with which it belongs; or if not licensed, that fact shall be clearly indicated on the facility's records. a license tag shall not be removed from any dog without the consent of the owner thereof.

**(6) Lost Tags Shall be Replaced:** Whenever a license tag is lost or damaged, the owner shall apply for and secure a replacement from the county upon payment of the prescribed fee.

**(7) Transfer of License.**

(a) Owners of dogs having a current license issued by another dog licensing agency may upon proof of license issued by said agency be issued a county dog license upon payment of the applicable transfer fee. The rabies vaccination for any such dog must be valid for the duration of the license issued.

(b) Whenever the ownership of a licensed dog changes, the new owner shall apply for and obtain a transfer license and pay the applicable fee.

(c) The address of the owner is presumed to be the address where the dog is kept. Any change of

address must be reported to the county within one month following such change.

(d) Dog owners or the parent or guardian of minor children who sell or otherwise transfer the ownership or custody of a dog shall within one month thereafter inform the department of the name, address, and telephone number of the new owner and the name and description of the dog. If the ownership or custody of a vicious dog is transferred, the owner or the custody of a vicious dog is transferred, the owner or the parent or guardian of minor children shall, in addition, advise the new owner in writing of the details of the dog's record and provide the department with a copy thereof containing an acknowledgment by the new owner of his receipt of the original.

### **Section 8.08.02        Exceptions.**

The licensing provisions of Chapter 8.08 shall not apply to the following:

**(1) Transient, Show Dogs.** Dogs whose owners are nonresidents temporarily within the county for thirty (30) days or less, or dogs brought into the county for purpose of participating in any dog show.

**(2) Dog Maintained in a Licensed Kennel.** Any dog which has not reached the age of four (4) months or any dog kept or maintained exclusively in a licensed kennel shall not be registered and no fee is required.

**(3) Seeing Eye, Hearing and Law Enforcement Dogs.** Any dog which has been duly or properly trained to assist the blind, deaf, or law enforcement personnel and is currently acting in that capacity.

**(4) Dogs Maintained by Impecunious Person.** If any person shall furnish evidence satisfactory to the department that such person, by reason of unavoidable poverty, merits exemption from the payment of any fees or charges by this article, the dog shall be registered by the department shall waive the payment of any such fees or charges.

**(5) Police Service Dogs.**

### **Section 8.08.03        Voluntary Registration of Cats.**

The owner of any cat may, upon submission of proof of rabies vaccination, certified to by a licensed veterinarian, and upon payment of the fee established by resolution of the board of commissioners, be issued a license certificate and tag. No person shall remove a registration tag from a cat without the consent of the owner thereof. Licensing shall be valid for the period of rabies vaccination. The obtaining of such a license shall be optional on the part of the owner.

**Chapter 8.09**

**VACCINATION**

**Sections:**

- 8.09.01**        **Dogs.**
- 8.09.02**        **Cats.**

**Section 8.09.01        Dogs.**

**(1) Vaccination Required.** Dog owners shall obtain a rabies vaccination for each dog they own, keep, harbor, or have custody of, within one month after it becomes four (4) months of age, or within one month after obtaining any dog over four (4) months of age. It shall be unlawful for any person or persons to own, keep, harbor, or possess or to have in his or her care, charge, or custody, any dog four (4) months of age or over unless such dog has a current and valid rabies vaccination administered by any duly qualified and licensed veterinarian, with a rabies vaccine approved by the state department of health for use in dogs. Such vaccination shall be repeated at intervals specified by the state department of health in order to maintain adequate immunity.

**(2) Exemption From Rabies Vaccination During Illness.** Notwithstanding any other provisions of this chapter, a dog need not be vaccinated for rabies during an illness if a licensed veterinarian has examined the dog and certified in writing that such vaccination should be postponed because of a specified illness. Old age, debility and pregnancy are not considered contraindications to rabies vaccination. Exemption certificates are subject to approval by the department and shall be valid only for the duration of the illness. Exemption from vaccination does not exempt a dog from the licensing requirement.

**Section 8.09.02        Cats.**

Cat owners shall obtain a rabies vaccination for each cat they own, keep, harbor, or have custody of, within one month after it becomes four (4) months of age, or within one month after obtaining any cat over four (4) months of age. It shall be unlawful for any person or persons to own, keep, harbor, or possess or to have in his or her care, charge, or custody, any cat four (4) months of age or over unless such cat has a current and valid rabies vaccination administered by any duly qualified and licensed veterinarian, with a rabies vaccine approved by the state department of health for use in cats. Such vaccination shall be repeated at intervals specified by the state department of health in order to maintain adequate immunity.

## Chapter 8.10

### RABIES CONTROL

#### Sections:

- 8.10.01**        **Report of Bites.**
- 8.10.02**        **Report of Suspected Rabid Animals.**
- 8.10.03**        **Quarantined for Ten (10) Days of Biting or Suspected Rabid Animals.**
- 8.10.04**        **Examination of Head.**
- 8.10.05**        **Domesticated Animals.**

#### **Section 8.10.01        Report of Bites.**

All persons bitten and the parents or guardians of minor children bitten by a dog, cat, skunk, fox, bat, coyote, bobcat, or other animal known to constitute a serious threat of rabies shall notify the department or county health department immediately thereafter. Physicians treating such bites and other persons having the knowledge of such bites shall also be required to make such notification.

#### **Section 8.10.02        Report of Suspected Rabid Animals.**

Any person who observes or has knowledge of an animal which shows symptoms of rabies or which acts in a manner which would lead to a reasonable suspicion that it may have rabies shall notify the department or county health department and comply with appropriate laws and regulations regarding suspected cases of rabies as directed by the department or city-county health department.

#### **Section 8.10.03        Quarantined for Ten (10) Days of Biting or Suspected Rabid Animals.**

Upon the reasonable order of the department or public health officer, a biting or suspected rabid animal shall be quarantined at the owner's expense if owned, in strict confinement under proper care and under the observation of a licensed veterinarian in an animal shelter, veterinary hospital, or other adequate facility in a manner approved by the department or county health department.

#### **Section 8.10.04        Examination of Head.**

Any biting or suspected rabid animal or bat may be humanely euthanized immediately by the department or the health department, and such animals undamaged and properly packaged and properly refrigerated head shall be delivered promptly to an approved medical facility having the capability of performing the florescent antibody test to demonstrate the presence of rabies.

#### **Section 8.10.05        Domesticated Animals.**

The provisions of **Section 8.10.03** notwithstanding, if the biting or suspected rabid animal is of the domesticated variety that is owned or obviously could have an owner, said animal shall be confined for a period of ten (10) days to allow time for an attempt to locate an owner unless county veterinarian or other licensed veterinarian shall reasonably deem it necessary to sacrifice the animal for the purpose of laboratory examination.

