

WEST JORDAN ANIMAL CONTROL
ORDINANCE

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13-1401 Definitions.

1. Animal boarding establishment: Any establishment that takes in animals for boarding for profit.
2. Animal grooming parlor: Any establishment maintained for the purpose of offering cosmetological services for animals for profit.
3. Animal Shelter: A facility owned and/or operated by a governmental entity or any animal welfare organization that is incorporated within the State of Utah under Section 76-9-302, U.C.A., 1953, as amended, and used for the care and custody of seized, stray, homeless, quarantined, abandoned, or unwanted dogs, cats, or other small domestic animals.

4. Animal at large: Any domesticated animal, whether or not licensed, not under restraint as defined below.
5. Animal under restraint: Any animal under the control of its owner or person having charge, care, custody or control, except a dog shall not be considered under control of the owner unless on a leash or lead, confined within a vehicle, or within a fenced area within the real property limits of the owner.
6. Bite: An actual puncture, tear or abrasion of the skin inflicted by the teeth of an animal.
7. Cat: Any age feline of the domesticated types.
8. Cattery: An establishment for boarding, breeding, buying, grooming or selling cats for profit.
9. Dog: Any canis familiarize over four (4) months of age. Any canis familiarize under four months of age is a puppy.
10. Domesticated animal: Animal accustomed to live in or about the habitation of man, including but not limited to cats, dogs, fowl, horses, swine, and goats.
11. Stray: Any animal at large as defined herein.
12. Guard dog: A working dog which must be kept in a fenced run or other suitable enclosure during business hours, or on a leash or under absolute control while working, so it cannot come into contact with the public.
13. Holding facility: Any pet shop, kennel, cattery, groomery, riding school, stable, animal shelter, veterinary hospital, humane establishment, or any other facility used for holding animals.
14. Kennel: An establishment having three or more dogs for the purpose of boarding, breeding, buying, grooming, letting for hire, training for fee, or selling except where such establishment shall be licensed as having a Sportsman's privileges as provided in Section 28 herein.
15. Leash or lead: Any chain, rope, or device used to restrain an animal.
16. Pet: A domesticated animal kept for pleasure rather than utility, including, but not limited to birds, cats, dogs, fish, hamsters, mice, and other animals associated with man's environment.
17. Pet shop: Any establishment containing cages or exhibition pens, not part of a kennel or cattery, wherein dogs, cats, birds, or other pets for sale are kept or displayed.

18. Quarantine: The isolation of an animal in a substantial enclosure so that the animal is not subject to contact with other animals or unauthorized persons.

19. Riding school or stable: An establishment which offers boarding and/or riding instruction for any horse, pony, donkey, mule or burro or which offers such animals for hire.

20. Vicious animal: Any animal which is dangerously aggressive, including, but not limited to any animal which has bitten or in any other manner attacked any person or animal.

21. Wild animal: Any animal of a species that in their natural life are wild. Those animals, however domesticated, 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 cheetahs, cougars, leopards, lions, lynx, panthers, mountain lions, tigers, wild cats, etc.

(d) Dog family (canidae). All except domesticated dogs, and including wolf, fox, coyote, dingo, etc.

(e) Porcupine (erehizontidae)

(f) Primate (hominidae). All subhuman primates.

(g) Raccoon (prosygnidae). All raccoons including eastern raccoon, desert raccoon, ring-tailed cat, etc.

(h) Skunks.

(i) Venomous fish and piranha.

(j) Venomous snakes or lizards.

(k) Weasels (mustelidae). All including weasels, martins, wolverines, ferrets, badgers, otters, ermine, mink, mongoose, etc., except that persons raising members of this family as a business for their pelts shall not be prohibited by this ordinance.

13-1402 Bureau of Animal Control.

There is hereby created a Bureau of Animal Control. The Bureau of Animal Control shall be a sub-division of the Police Department subordinate to the special service division commander who shall be subordinate to the Chief of Police.

13-1403 Powers of Animal Control Officials.

1. Any person employed by the Bureau of Animal Control as an animal control officer shall take the oath of office and shall be vested with the power and authority to enforce this ordinance.
2. The Animal Control officers are hereby authorized and empowered to apprehend and take with them and impound any animal found in violation of this ordinance and including licensable dogs for which no license has been procured in accordance with this ordinance, or any licensed or unlicensed dogs for any other violation thereof.
3. In the enforcement of this ordinance any peace officer is authorized to enter onto the open premises of any person to take possession of any dog in violation of this ordinance.

13-1404 Duties of Animal Control Officials.

1. The Animal Officers shall:
 - (a) Enforce this ordinance and perform other responsibilities pursuant thereto.
 - (b) Supervise the municipal animal shelter(s) under his jurisdiction.
 - (c) Keep adequate records of all animals impounded.
 - (d) See that all animals and holding facilities in his jurisdiction are licensed, controlled and permitted in accordance with any applicable ordinance and/or regulations.
 - (e) Establish, in cooperation with the Salt Lake City County Health Department and other interested governmental agencies, adequate measures for rabies immunization and control.
2. Each Animal Control Officer shall enforce this chapter in all respects pertaining to animal control within the jurisdiction including the care and impounding of animals and prevention of cruelty to animals.

13-1405 Interference With Officer Prohibited.

It shall be unlawful for any person to knowingly and intentionally interfere with any animal control officer in the lawful discharge of his duties as herein prescribed.

13-1406 Dog and Cat Licensing.

1. All dogs and cats must be licensed each year, except as otherwise provided herein, to a person of the age of 18 years or older.

2. Any person owning, possessing or harboring dog or cat shall obtain a license for such animal within 30 days after the dog or cat reaches the age of four (4) months, within 30 days of the acquisition of the dog or cat.

3. License application must be submitted annually to the City Manager or his designee, utilizing a standard form which requests name, address, and telephone number of the applicant; breed, sex, color and age of the animal; rabies vaccinations for dogs shall be given by a licensed veterinarian every two (2) years. Rabies vaccinations for cats shall be given every year.

4. License fees:

Female dog or cat \$30.00

Male dog or cat \$30.00

Spayed or neutered dog or cat \$8.00.

13-1407 License Tag.

1. Upon payment of the license fee, the City Manager or his designee shall issue to the owner a certificate and a license tag for each dog or cat licensed. The license tag shall have stamped thereon the license number corresponding with the tag number on the certificate. The owner shall attach the license tag to the collar or harness of the animal and see that the collar and license tag are constantly worn. Failure to attach the license tag as provided shall be in violation of this ordinance, except that dogs and cats which are kept for show purposes are exempt from wearing the collar and license tag.

2. Dog and Cat license tag are not transferable from one licensed animal to another. No refunds shall be made on any license fee for any reason whatsoever. Replacements for lost or destroyed license tags shall be issued upon payment of \$1.00 to the City Manager or his designee.

3. Any person removing or causing to be removed the collar, harness, or license tag from any licensed dog or cat without the consent of the owner or keeper thereof, except a licensed veterinarian or animal control officer who removes such for medical or other reasons, shall be in violation of this ordinance.

13-1408 Licensing: Exemptions.

1. The provision of Section 1406 and 1407 herein shall not apply to:

(a) Licensed dogs whose owners are non-residents temporarily (up to days) within the jurisdiction; Licensed dogs whose owners remain within the jurisdiction longer than 30 days may transfer to the local license upon payment of a \$1.00 fee and proof of current rabies vaccination.

(b) Individual dog within a properly licensed dog kennel or other such establishment when such dogs are held for resale.

2. The fee provisions of Section 1406 shall not apply to:

(a) Seeing eye dogs properly trained to assist blind persons if such dogs are actually being used by blind persons to assist them in moving from place to place.

(b) Hearing dogs properly trained to assist deaf person if such dogs are actually used by deaf persons to aid them in responding to sounds.

(c) Dogs especially trained to assist officials of government agencies in the performance of their duties and which are owned by such agencies.

13-1409 Unlawful To Harbor Stray Dogs and Cats.

It is unlawful for any person, except a lawfully incorporated animal welfare society to harbor, feed or keep any lost or strayed dog or cat upon the premises of the person.

Whenever any dog or cat shall be found which appears to be lost or strayed, the finder

shall notify the Director of public Safety or his designee within 24 hours, and the Director of Public Safety or his designee shall impound the dog or cat as herein provided.

13-1410 Dogs and Cats Running At Large.

It is unlawful for the owner or person having charge, care custody or control of any dog or cat to allow such dog or cat at any time to run at large. The owner or person charged with the responsibility for the dog or cat found running at large shall be strictly liable for the violation of this section regardless of the precautions taken to prevent the escape of the dog or cat and regardless of whether or not he knows the dog or cat is running at large.

13-1411 Dogs on Unenclosed Premises.

It shall be unlawful for any person to chain, stake out, or tether any dog on any unenclosed premises in such a manner that the animal may go beyond the property line unless such person has permission of the owner of the affected property.

13-1412 Female Dogs In Heat.

Any owner or person having charge, care, custody or control of any female dog in heat shall, in addition to restraining such dog from running at large, cause such dog to be constantly confined in a building or secure enclosure so as to prevent it from attracting by scent or coming into contact with other dogs and creating a nuisance, except for planned breeding.

13-1413 Places Prohibited To Dogs.

It shall be unlawful for any person to take or permit any dog, whether loose or on a lease or in arms, in or about any establishment or place of business where food or food products are sold or displayed, including but not limited to restaurants, grocery stores, meat markets, and fruit or vegetable stores.

13-1414 Dogs Attacking Persons and Animals.

1. Attacking dogs. It shall be 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 shall mean to harass by tearing, biting or shaking with the teeth.

2. Owner Liability. The owner in violation of number 1 above shall be strictly liable for violation of this section. In addition to being subject to prosecution under number 1 above, 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.

3. Defenses. The following shall be considered in mitigating the penalties or damages or in dismissing the charges:

(a) That the dog was properly confined on the premises.

(b) That the dog was deliberately or maliciously provoked.

(c) That the animal was protecting its owner from serious bodily injury.

4. Dogs may be killed. Any person may kill a dog while it is committing any of the acts specified in number 1 above, or while such dog is being pursued thereafter, unless such person was in the commission of a serious misdemeanor, a felony crime involving destruction of property, or crime against persons.

13-1415 Fierce, Dangerous or Vicious Animals.

1. It shall be unlawful for the owner of any fierce, dangerous or vicious animal to permit such animal to go or be off enclosed premises of the owner unless such animal is under restraint and properly muzzled so as to prevent it from injuring any person or property.

2. Every animal so vicious and dangerous that it cannot be controlled by reasonable restraints, and every dangerous and vicious animal not effectively controlled by its owner or person having charge, care or control of such animal, so that it shall not injure any person or property is a hazard to public safety, and the Animal Control Officers shall seek a court order pursuant to Section 31 for destruction of or muzzling of the animal.

13-1416 Nuisance Animals.

Any owner or person having charge, care, custody or control of any animal or animals causing a nuisance as defined below shall be in violation of this ordinance and subject to the penalties provided herein. The following shall be deemed a nuisance:

1. Any animal which:

(a) Causes damages to the property of anyone other than its owner;

(b) Is a vicious animal as defined herein and kept contrary to section 15 above;

(c) Causes unreasonable fouling of the air by odors;

(d) Causes unsanitary conditions in enclosures or surroundings provided, however, that this subsection is not violated if the alleged nuisance occurs by the accumulation of expected amounts of manure, urine or other animal waste products and the manure is not allowed to stockpile, but is either tilled into the ground or hauled away from the premises every three months to reduce excessive odor and flies.

(e) Defecates on any public sidewalk, park, or building, or on any private property, unless the person owning, having a proprietary interest in, harboring, or having care, charge, control, custody or possession of such animal shall remove any such defecation to a proper trash receptacle;

(f) Barks, whines, or howls or makes other disturbing noises in an excessive, continuous, or untimely fashion;

(g) Molests passersby or chases passing vehicles;

(h) Attacks other domestic animal;

(i) Is determined by the Bureau of Animal Control or City-County Health Department to be a public nuisance by virtue of being offensive or dangerous to be offensive or dangerous to the public health, welfare or safety.

2. Any animals which, by virtue of the number maintained, are determined by the Bureau of Animal Control or City-County Health Department to be offensive or dangerous to the public health, welfare or safety.

(b) It is not a nuisance under this section if the condition or animal described in subsection (a) (1) (f):

1. Is merely the result of those naturally-occurring noises made by the animal or animals, including but not limited to mooing, bleating or crowing during daytime hours; and
2. The animal (or animals) is lawfully kept on the premises zoned for the keeping of such animal pursuant to the provisions of Title 10 of the West Jordan Municipal Code.

The foregoing exemption shall not be deemed to prevent the prosecution of nuisances arising from the barking of dogs in violation of subsection (a) (1) (f) .

(C) Owners of animals are required to maintain and control such animals in a responsible manner to prevent undue noise disturbances during nighttime hours. If two or more complaints by separate property owners are filed with the City, the following steps must be taken if the owner desires to maintain the animal and if prosecution by the City in a criminal action is to be avoided:

1. The City Manager shall give written notice of the complaint to the owner of the premises where the animal is located. The written notice shall require that the animal be confined in an enclosed structure between the hours of 10:00 p.m. and 7:00 a.m. If an adequate structure is not available, the property owner shall have five working days to meet with the City Manager to make arrangements to construct such structure.
2. If complaints continue after notice pursuant to the provisions in (c)(1) and the animals are in an enclosed structure, the City Manager shall appoint an employee to respond to calls during future incidents of noise complaints and observe first-hand the noise being generated by the animal on at least two separate occasions.
3. After at least two such observations, the City Manager will meet with the assigned employee, the complainant, and the owner of the offending animal to attempt to reconcile the parties. If the City Manager finds that the animal continues to generate noise in excess of the level expected of the animal during normal circumstances he may require the owner of the offending animal to provide appropriate sound insulation in the structure enclosing the animal, allowing for ventilation as necessary for the health of the animal. Upon completion of the steps outlined, the owner of the animal shall be considered to be in compliance with the nuisance regulations.

13-1417 Revocation of dog license.

If the owner of any dog(s) is found to be in violation of this ordinance on three or more different occasions during any twelve-month period, the Animal Control Officer may seek a court order pursuant to Section 31, revoking for a period of one year any dog license(s) such a person may possess and providing for the Animal Control Bureau to pick up and impound any dog(s) kept by the person under such order. Any dog impounded pursuant to such an order shall be dealt with in accordance with the

provisions of this ordinance for impounded animals except that the person under the order of revocation shall not be allowed to redeem the dog under any circumstances.

13-1418 Bites: Duty To Report.

1. Any person having knowledge of an individual or animal having been bitten by an animal of species subject to rabies shall report the incident immediately to the Bureau of Animal Control or to Salt Lake County Health Department, or the West Jordan City Police Department.
2. The owner of an animal that bites a person and any person bitten by an animal shall report the bite to the Bureau of Animal Control or the Health Department, or the West Jordan City Police Department within 24 hours of the bite, regardless of whether or not the biting animal is a species subject to rabies.
3. A physician or other medical personnel who renders professional treatment to a person bitten by an animal, shall report the fact that he has rendered professional treatment to the Bureau within 24 hours of his first professional attendance. He shall report the name, sex and address of the person bitten as well as the type and location of the bite. If known, he shall give the name and address of the owner of the animal that inflicted the bite, and any other facts that may assist the Bureau of Animal Control in ascertaining the immunization status of the animal.
4. Any person treating an animal bitten, or mauled by another animal shall report the incident to the Bureau of Animal Control. The report shall contain the name and address of the owner of the wounded, injured or bitten animal, the name and address of the owner and description of the animal which caused the injury, and the location of the incident.
5. Any person not conforming with the requirements of this section shall be in violation of this ordinance.

13-1419 Control of Rabies and Rabid Animals.

1. Rabies vaccination is required for dogs and cats. The owner or person having the charge, care, custody and control of a four month of age or over cat or dog shall have said animal vaccinated within 30 days after it reaches said age. Any person permitting any such animal to habitually be on or remain, or be lodged or fed within such person's house, yard or premises shall be responsible for said vaccination. Unvaccinated dogs or cats over four months of age acquired by the owner or moved into the jurisdiction must be vaccinated within 30 days of purchase or arrival. Every dog shall be revaccinated thereafter every 24 months and every cat shall be revaccinated thereafter every 12 months with a modified virus rabies vaccine approved by the Salt Lake County Health Department. This provision shall not apply to veterinarian or kennel operators temporarily maintaining on their premises animals owned by others.

2. Duties of veterinarian and tag requirements. It shall be the duty of each veterinarian, when vaccinating any animal for rabies, to complete a certificate of rabies vaccination (in duplicate) which includes the following information:

- (a) Owner's name and address;
- (b) Description of animal (breed, sex, markings, age, name)
- (c) Date of vaccination;
- (d) Rabies vaccination tag number;
- (e) Type of rabies vaccine administered;
- (f) Manufacturer 's serial number of vaccine.

A copy of the certificate shall be distributed to the owner and original retained by the issuing veterinarian. The veterinarian and owner shall retain their copies of the certificate for the interval between vaccinations specified in this section. Additionally, a metal or durable plastic rabies vaccination tag, serially numbered, shall be securely attached to the collar or harness of the animal. An animal not wearing such a tag shall be deemed to be unvaccinated and may be impounded and dealt with pursuant to this ordinance.

3. Transient animal - exception. The provision of this section with respect to vaccination shall not apply to any animal owned by a person temporarily remaining within the jurisdiction for less than 30 days. Such animals shall be kept under strict supervision of the owner. It shall be unlawful to bring any animal into the jurisdiction which does not comply with the animal health laws and import regulations.

4. Impoundment of animal without valid rabies vaccination tag.

(a) Any animal impounded because of lack of a rabies tag may be reclaimed by its owner by furnishing proof of rabies vaccination and payment of all impoundment fees prior to release.

(b) Any unvaccinated animal may be reclaimed prior to disposal by payment of impound fees and by obtaining a rabies vaccination within 72 hours of release.

(c) Any dog not reclaimed prior to the period shall be disposed of pursuant to provisions of Section 22.

5. Reporting of rabid animals. Any person having knowledge of the whereabouts of an animal known to have been exposed to, or suspected of having rabies; or of any animal or person bitten by such a suspect animal, shall notify the Bureau of Animal Control, or the County Health Department, or the State Division of Health, or the West Jordan Police Department.

6. Quarantining and disposition of biting or rabid animals.

(a) An animal that has rabies or shows signs of having rabies, and every animal bitten by another animal affected with rabies or that has been exposed to rabies shall be reported by the owner as set forth above and shall immediately be confined in a secure place by the owner. The owner shall turn over the animal to the Bureau of Animal Control upon demand.

(b) The owner of any animal of a species subject to rabies which has bitten shall surrender the animal to an authorized official upon demand. Any person authorized to enforce this ordinance may enter upon private property to seize the animal; if the owner refuses to surrender the animal, the officer shall immediately obtain a search warrant authorizing seizure and impoundment of the animal

(c) Any animal of a species subject to rabies that bites a person or animal or is suspected of having rabies may be seized and quarantined for observation for a period of not less than ten (10) days by the Bureau of Animal Control and/or the Health Department. The owner of the animal shall bear the cost of confinement. The animal shelter shall be the normal place for quarantine, but other arrangements including confinement by the owner, may be made by the Animal Control Officer and/or the Director of Health if the animal had a current rabies vaccination at the time the bite was inflicted or if there are other special circumstances justifying an exception. A person who has custody of an animal under quarantine shall immediately notify the Bureau of Animal Control if the animal shows any signs of sickness or abnormal behavior, or if the animal escapes confinement. It shall be unlawful for any person who has custody of a quarantined animal to fail or refuse to allow a Health or Animal Control Officer to make an inspection or examination during the period of quarantine. If the animal dies within 10 days from the date of bite, the person having custody shall immediately notify the Bureau of Animal Control who shall immediately remove and deliver the head to the State Health Laboratory to be examined for rabies. If, at the end of the 10 day period, the Animal Control Officer shall have the animal examined by a licensed veterinarian, at the expense of the owner, and if the veterinarian finds no sign of rabies, the animal may be released to the owner or in the case of a stray, it shall be disposed of as provided in Section 21.

(d) Unvaccinated bitten animals.

(1) In the case of an unvaccinated animal species subject to rabies which is known to have been bitten by a known rabid animal, said bitten or exposed animal should be immediately destroyed.

(2) If the owner is unwilling to destroy the bitten or exposed animal, the animal shall be immediately isolated and quarantined for six (6) months under veterinary supervision, the cost of such confinement to be paid in advance by the owner. The animal shall be destroyed if the owner does not comply herewith.

(e) Vaccinated bitten animals.

(1) If the bitten or exposed animal has been vaccinated, the animal shall be revaccinated within 24 hours and quarantined for a period of 30 days following revaccination; or

(2) If the animal is not revaccinated; within 24 hours, the animal shall be isolated and quarantined under veterinary supervision for 6 months.

(3) The animal shall be destroyed if the owner does not comply with items. (1) or (2) of this subsection 2.

(f) Removal of quarantined animal. It shall be unlawful for any person to remove any such animal from the place of quarantine without the written permission of the Bureau of Animal Control.

(g) If any animal bites or attacks a person or animal two (2) times or more in a 12 month period, such animal may be immediately impounded by the Bureau of Animal Control without court order and held at owner expense pending court action. Any such animal shall be deemed a vicious animal, and the Animal Control Officer may seek a court order as provided in section 32, for destruction of the animal. Parties owning such animals shall, if possible, be notified immediately of the animal's location by the Animal Control Officer.

13-1420 Impounding: Animals To Be Impounded.

The Animal Control Officer shall place all animals which he takes into custody in a designated animal impound facility. The following animals may be taken into custody by the Animal Control Officer and impounded without the filing of a complaint:

1. Any animal being kept or maintained contrary to the provisions of this ordinance;
2. Any animal running at large contrary to the provisions of this ordinance;
3. Any animal which is by this ordinance required to be licensed and is not licensed. An animal not wearing a tag shall be presumed to be unlicensed for purposes of this section;
4. Sick or injured animals whose owner cannot be located;
5. Any abandoned animal;
6. Animals which are not vaccinated for rabies in accordance with the requirement of this ordinance;
7. Any animal to be held for quarantine;
8. Any vicious animal not properly confined as required by Section 15 herein.

13-1421 Impounding: Disposition of animals.

The impounding facility shall keep a record of each animal impounded which includes the following information:

1. Complete description of the animal, including tag numbers.
2. The manner and date of impound.
3. The location of the pickup and name of the officer picking up the animal.
4. The manner and date of disposal.
5. The name and address of the redeemer or purchaser.
6. The name and address of any person relinquishing an animal to the impound facility.
7. All expenses accruing during impoundment.

13-1422 Impounding: Disposition of Animals

1. Animals shall be impounded for a minimum of 72 consecutive hours before further disposition, except as otherwise provided herein. Reasonable effort shall be made to notify the owner of any animal wearing a license or other identification during that time. Notice shall be deemed given when sent to the last known address of the listed owner. Any animal voluntarily relinquished to the Animal Control facility by the owner thereof for destruction or other disposition need not be kept for the minimum holding period before release or other disposition as herein provided.

2. All dogs and cats, except those quarantined or confined by court order, may be held longer than the minimum impound period, and all dogs and cats voluntarily relinquished to the impound facility may be destroyed or sold as the City Manager or his designee shall direct. Any healthy dog or cat may be sold to any person over 18 years of age or to any institution engaged in scientific research and desiring to purchase such animal for a price to be determined by City Manger or his designee but not to exceed \$30.00 per animal, plus license and rabies vaccination if required. No unlicensed dog or cat which has been impounded while said dog or cat was running at large may be redeemed from impoundment unless and until the dog or cat has been spayed/neutered. No dog or cat which has not been neutered or spayed may be so sold to a private person unless and until the animal has been neutered or spayed by a licensed veterinarian, at the expense of the buyer, prior to its release from the impound facility.

All dogs and cats

An unsprayed or unbuttered animal may be sold to the institution engaged in scientific research if that institution will provide written certification to the City Manager or his designee that the animal will be humanely euthemized following completion of the scientific research.

3. Any licensed animal impounded and having or suspected of having serious physical injury or contagious disease requiring medical attention may, in the discretion of the Animal Control Officer, be released to the care of a veterinarian with the consent of the owner.

4. When in the judgment of the Animal Control Officer, it is determined that an animal should be destroyed for humane reasons or to protect the public 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.

5. Notwithstanding the foregoing provisions of this Section, cats which have been impounded shall be held for 72 hours after impoundment before being euthanized. The animal control personnel are authorized to provide cat owners with a suitable identification tag, at a cost of \$1.00, to be used to identify such animals. The tag is merely permitted and permissive; nothing to this Section shall be deemed to require the mandatory licensing or registration of any cats within the City.

13-1423 Impounding: Redemption.

The owner of any impounded animal or his authorized representative may redeem such animal before disposition provided he pays:

1. The impound fee;
2. The daily board charge;
3. Veterinary costs incurred during the impound period, including rabies vaccination for dogs or cats;
4. License fee, if required.

Fees for impounded dogs or cats shall be charged at the following rates:

Impound Fee:

First confinement \$20.00

Second or subsequent confinement \$30.00

Boarding Fee:

Per calendar day of confinement \$ 3.00

5. License fee, if required.

Fees for impounded livestock shall be charged at the following rates:

Impound Fee:

Large livestock \$50.00

(horses, cattle, large swine)

Small livestock

(goats, sheep, small swine) \$25.00

Boarding Fee:

Per calendar day of confinement \$ 3.00

As used in this section, the phrase "calendar day of confinement" shall refer to each calendar date upon which the animal is confined. No impound fee will be charged the reported owner of suspected rabid animals if they comply with Section 13-1419 herein.

13-1424 Animal Shelter.

1. The governing authority shall provide suitable premises and facilities to be used as an animal shelter where impounded small animals can be adequately kept. They shall purchase and supply food and humane care for impounded animals.
2. The governing authority shall provide for humane destruction of dogs and other animals required to be destroyed by this ordinance or by laws of the State of Utah.
3. The governing authority may furnish, when necessary, medical treatment for such animals as may be impounded pursuant to this chapter.

13-1425 Cruelty To Animals Prohibited.

1. Physical abuse: It is unlawful for any person to willfully or maliciously kill, maim, disfigure, torture, beat with a stick, chain, club or other object, mutilate, burn or scald, over-drive or otherwise cruelly set upon any animal. Each offense shall constitute a separate violation.
2. Hobbling animals: It shall be the duty of any person to hobble livestock or other animals by any means which may cause injury or damage to any animal.
3. Care and maintenance: It shall be the duty of any person to provide any animal in his charge or custody, as owner or otherwise, with adequate food, drink, care and shelter.
4. Animals in vehicles: It shall be unlawful for any person to carry or confine any animal in or upon any vehicle in a cruel or inhumane manner, including but limited to carrying or confining such animal without adequate ventilation or for an unusual length of time.

5. Abandonment of animals: It shall be unlawful for any person to abandon any animal within the jurisdiction.

6. Animal poisoning: Except as provided Section 25 herein, it shall be unlawful for any person by any means to make accessible to any animal, with intent to cause harm or death, any substance which 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 manner as to reasonably prohibit access to other animals.

7. Animals for Fighting

(a) It shall be unlawful for any person, firm or corporation to use any animal, fowl or bird for the purpose of fighting or baiting; and for any person to be a party to or be a spectator at any such fighting or baiting of any animal of fowl; and for any, firm or corporation knowingly rent any building, shed, room, yards, grounds or premises for the purpose aforesaid.

(b) Law enforcement officers or Animal Control Bureau officials may enter any building or place where there is an exhibition of the fighting or baiting of a live animal, or where preparations are being made for such an exhibition, and the law enforcement officers may arrest persons there present and take possession of all animals engaged in fighting, or there found for the purposes of fighting, along with all implements or applications used in such exhibition. This provision shall not be interpreted to authorize a search or arrest without a warrant when such is required by law.

8. Malicious impounding: It shall be unlawful for any person maliciously to secrete or impound the animal of another.

13-1426 Sale of Animals.

1. Rabbits or fowl: It shall be unlawful for any person to sell, offer for sale, barter or give away any baby rabbits or fowl under two (2) months of age in any quantity less than six (6). Such animals shall not be artificially dyed or colored. Nothing in this provision shall be construed to prohibit the raising of such rabbits and fowl by a private individual for his personal use and other facilities for the care and containment of such animals while they are in his possession.

2. Pet turtles: It shall be unlawful for any pet shop to raise or sell any Pseudonyms Scripta-Elegans, or P. troostii family Testudinidae, "pet turtles."

13-1427 Wild Animals.

1. It shall be unlawful for any person to sell offer of sale, barter, give away, keep or purchase any wild animal as defined in Section 1 above which is fierce, dangerous, noxious, or naturally inclined to do harm, except the animal shelter, a zoological park,

veterinary hospital, humane society shelter, public laboratory, circus, sideshow, amusement show, or facility for education or scientific purposes may keep such an animal if protective devices adequate to prevent such animal from escaping or injuring the public are provided.

2. It shall be unlawful for any person to keep an animal of a species prohibited or protected by Title 50 of the Code of Federal Regulations or by any regulation or law of the State of Utah.

13-1428 Regulator Permits.

1. Commercial permits:

It shall be unlawful for any person to operate or maintain a kennel, cattery, pet shop, groomery, riding stable, veterinary clinic or hospital or any similar establishment unless such person first obtains a regulatory permit from the Bureau of Animal Control, in addition to all other required licenses. All applications for permits to operate such establishments shall be submitted, together with the required permit fee, on a printed form provided by the Animal Control Bureau to that Department. Before the permit is issued, approval shall be granted by the Salt Lake County Health Department and appropriate zoning authority and the Animal Control Bureau.

2. Sportsman's Permit:

(a) The City Manager or his designee may upon written application therefore, permit the owner of purebred dogs to keep up to three (3) dogs in a residential area:

(1) Such dogs are individually licensed;

(2) Such dogs are registered with a national registry (AKC, UKA, or field dog);

(3) Approval is granted by the Director of Community Development and the Bureau of Animal Control;

(4) Adequate runs (not necessarily concrete) are provided;

(5) Other provisions of this ordinance are complied with and no other dog on the premises is deemed to be a nuisance.

(b) The City Manager may, after a hearing, revoke the permit if he finds the keeping of the dogs under the permit constitutes a noise, order or other nuisance.

(c) The holder of a permit under this Section may keep one litter intact until the dogs reach six months of age; one animal from the litter may be retained until it reaches twelve months of age. At no time may the holder of the permit retain more than seven dogs over six months of age nor more than 3 dogs over one year of age.

3. Display of permit: A valid permit shall be posted in a conspicuous place in each establishment, and said permit shall be considered as appurtenant to the premises and not transferable to another location. The permitted shall notify the Bureau of Animal Control within 30 days of any change in his establishment, the permitted shall notify the Bureau of Animal Control immediately. Permit shall not be transferable from one owner to another.

4. Renewal of permit: Any permit issued pursuant to this section shall automatically expire on December 31st immediately following date of issue. Within two (2) months prior to the expiration of the permit, the permitted shall apply for a renewal of the permit and pay the required fee. Any application made after December 31th, except an application for a new establishment opening subsequent to that date, shall be accompanied by a late application fee in addition to the regular permit fee.

5. Permit fees:

(a) Kennels, catteries, groomeries, pet shops veterinary clinics or hospitals:

Class A, 3 - 15 animals \$30.00

Class B, 16 - 30 animals \$40.00

Class C, 30 or more animals \$50.00

(b) Riding stables \$30.00

(c) Sportsman's permit - dogs \$25.00

(d) Late fee \$25.00

6. Exemptions: Research facilities where bona fide medical or related research is being conducted, humane shelters, and other animal establishments operated by state or local government or which are licensed by federal law are excluded from the licensing requirements of this ordinance.

7. Inspections: All establishments required to be permitted under this ordinance, including holders of Sportsman's permits, shall be subject to periodic inspections, and the inspector shall make a report of such inspection with a copy to be filed with the Animal Control Bureau.

13-1429 Standards For Permitted Establishments.

The Bureau of Animal Control shall promulgate rules and regulations governing the operation of kennels, catteries, groomeries, pet shops, riding stables, and veterinary clinics or hospitals. Such rules and regulations shall provide for the type of structures, building, pens, cages, runways or yards required for the animal sought to kept, harbored

or confined on such premises; the manner in which food, water and sanitation facilities will be provided to such animals; measures relating to the protection of persons or property on adjacent premises; and other such matters as the Bureau shall deem necessary. Such rules and regulations shall have the effect of law; and violation of such rules and regulations shall be deemed a violation of this ordinance and grounds for revocation of a permit issued by the Bureau of Animal Control.

13-1430 Suspension or Revocation of Permit.

1. Grounds : A permit may be suspended or revoked or an application rejected on any one or more of the following grounds.

(a) Falsification of facts in a permit application;

(b) Violation of any of the provisions of this ordinance or any other law or regulation governing the establishment including noise, building and zoning ordinances;

(c) Conviction on a charge of cruelty to animals.

2. Procedure: If an inspection of kennels, catteries, groomeries, pet shops, riding stables, veterinary clinics or hospitals, or the premises of the holder of a Sportsman's permit reveals a violation of this ordinance, the Animal Control officer shall notify the permit holder or operator of such violation by means of an inspection report form or other written notice. The notification shall:

(a) Set forth the specific violation(s) found;

(b) Establish a specific and reasonable period of time for the correction of the violation(s) found;

(c) State that failure to comply with any notice in accordance with the provisions of this ordinance may result in immediate suspension of the permit;

(d) State that an opportunity for appeal from any notice or inspection findings will be provided if a written request for hearing is filed with the Bureau of Animal Control within five (5) days of the date of the notice.

3. Revocation or suspension: Any permit granted under this ordinance may be suspended or revoked by the City Council for violations listed in part (a) above. A minimum of five (5) days notice shall be given to the permittee advising him of the date and time for such hearing, and listing the cause or causes for such suspension or revocation. No new permit shall be issued to any person whose permit had been previously revoked except upon application for a new permit, accompanied by the required application fee, and unless and until all requirements of this ordinance have been met.

4. Emergency suspension: Notwithstanding the other provisions of this ordinance, when the inspecting officer finds unsanitary or other conditions in the operation of kennels, catteries, groomeries, veterinary clinics or hospitals, riding stables, pet shops, or any similar establishments, or premises of the holder of a Sportsman's permit which, in his judgment, constitute a substantial hazard to public health, he may without warning, or hearing, issue a written notice to the permit holder or operator citing such condition specifying the corrective action to be taken. Such order may state that the permit is immediately suspended and all operations are to be immediately discontinued. Any person to whom such an order is issued shall comply immediately therewith. Any animals at such a facility may be confiscated by the Animal Control Bureau and impounded or otherwise provided for according to the provisions of this ordinance.

5. Notice provided for under this section shall be deemed to have been properly served when the original of the inspection report form or other notice has been delivered personally to the permit holder or person in charge, or such notice shall be filed with the records of the Bureau of Animal Control.

13-1431 Procedure For Court Order.

Unless modified by the court, court orders pursuant to Section 1415, 1417, and 1419 herein shall be filed according to the following minimum notice and procedure:

1. The Animal Control officer or his authorized representative shall petition the court for the desired action.
2. The petition for the action together with supporting affidavits shall be served upon the party against whom the action is taken at least five (5) days prior to the hearing.

13-1432 Violation.

Any person violating the provisions of this ordinance either by failing to do those acts required herein or by doing any act prohibited herein, shall be subject to a fine in an amount not to exceed \$299.00 or imprisoned in the county jail not to exceed six (6) months, or both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

13-1433 Severability:

If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstance shall be held to be invalid, such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect independent from the invalid provision or application, and to this end the provisions of this ordinance are hereby declared to be severable.

WEST JORDAN CITY ORDINANCE
LIVESTOCK REGULATION AND FENCING

[6-2-201 Definitions](#)

[6-2-202 Livestock Running at Large](#)

[6-2-203 Fencing Regulations](#)

6-2-201 Definitions

As used in this part, the term "livestock" refers to those animals accustomed to live in or about the habitation of man normally classified as "livestock", including, but limited to horses, swine, goats, and cattle, but not including dogs or cats.

6-2-202 Livestock Running At Large

(a) It is unlawful for the owner or person having charge, care, custody or control of any livestock to allow such livestock at any time to run at large.

(b) The owner or person charged with having the responsibility for the livestock found running at large shall be strictly liable for the violation of this Section, regardless of the precautions taken to prevent the escape of the livestock and regardless of whether or not he knows that the livestock is at large.

6-2-203 Fencing Regulations

(a) All fencing shall be of sufficient strength to prevent the escape of or injury to the livestock.

(b) All fencing shall be maintained so that no part of such fence shall be broken, damaged or in any way create the possibility of injury to the enclosed animal or to allow the escape thereof.