

ORDINANCE NO.

ORDINANCE REPEALING AND THEN REENACTING SUBSECTION C
OF SECTION 6.04.020 AND SECTION 6.12.010 OF THE SANTA
CRUZ COUNTY CODE RELATING TO THE DEFINITION OF
ANIMAL AT LARGE

The Board of Supervisors of the County of Santa Cruz ordains
as follows:

SECTION I

Subsection C of Section 6.04.020 and Section 6.12.010 of the
Santa Cruz County Code are both hereby repealed.

SECTION II

Section 6.04.020 of the Santa Cruz County Code is hereby
amended by adding Subsection C to read as follows:

C. "Animal at large" means:

1. Any dog found off the owner's premises, that is not
under actual physical restraint or control, such as a leash,
tether, or in the grasp of a competent person.

2. Any dog while on the owner's premises or the premises
of a third party with the permission of that party, that is not
confined to the premises either by a leash, tether, adequate
fencing, or other adequate physical custody or control. A dog
shall be considered under adequate physical custody or control if
it has not left the premises of its owner or caretaker.

3. Any livestock or wild animal as referred to in Section
6.12.120 of this code, while on the owner's premises, or the
premises of a third party with the permission of that party, that
is not confined to the premises either by a leash, tether,
adequate fencing, or other adequate physical custody or control.

SECTION III

Section 6.12.010 of the Santa Cruz County Code is hereby
added to read as follows:

6.12.010 Dogs at-large prohibited.

It is unlawful for the owner or caretaker of any dog,

licensed or not, to permit or allow such dog to be at-large anywhere in the unincorporated area of Santa Cruz County when there is reasonable cause to believe that the dog has caused or is likely to cause harm to persons or property, or other nuisances such as urinating, defecating, dumping garbage, digging or making noise on the property of others.

The owner or caretaker of any dog found in violation as described above may be contacted by an animal control officer or peace officer and issued a citation for the, violation. If the owner or caretaker is not present, and there is no reasonable way to secure the dog to the owner's or caretaker's property to prevent subsequent violations, it may be impounded. If a dog is impounded from the property where the owner or caretaker is not present, a notice of such impound will be left with information about the nature of the impound, the name and address of the impounding agency, and an indication of the ultimate disposition of the dog if it is not reclaimed within a specified period of time.

SECTION IV

This ordinance shall take effect on the 31st day after the date of final passage.

PASSED AND ADOPTED this _____ day of _____ 1998, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS
NOES: SUPERVISORS
ABSENT: SUPERVISORS
ABSTAIN: SUPERVISORS

Chairperson of the Board of Supervisors

Attest: _____
Clerk of the Board

APPROVED AS TO FORM:



Assistant County Counsel

cc: Director of Animal Control Services
CAO