ORDINANCE NO. 173

AS ORDI\NANCE AMENDING ORDINANCE NO. 161 OF THE COUNTY OF
SOLANO, ENTTLED: "AN ORDI\NANCE TO PROVIDE FOR THE REG-
ISTRATION AND LICENSING OF DOGS IN THE COUNTY OF SOLANO,
IMPOUNDING AND KILLING OF DOGS RUNNING AT LARGE OR IN
VIOLATION OF THE STATE LAW, CREATING THE OFFICE OF COUNTY
POUND MASTER, AND PROVIDING A LICENSE FEE, POUND FEE AND
COSTS, AND DECLARING THE VIOLATION OF THIS ORDI\NANCE TO
BE A MISDEMA\NR, AND PROVIDING PENALITIES FOR THE VIOL-
ATION THEREOF."

THE BOARD OF SUPERVISORS OF THE COUNTY OF SOLANO DO ORDAIN AS FOLLOWS:

Ordinance No. 161 of the County of Solano entitled "An Ordinance to Provide for the Registration and Licensing of Dogs in the County of Solano, Impounding and Killing of Dogs Running at Large or in Violation of the State Law, Creating the Office of County Pound Master, and Providing a License Fee, Pound Fee and Costs, and Declaring the Violation of this Ordinance to be a Misdemeanor, and Providing Penalties for the Violation thereof", is hereby amended as hereinafter set forth, to wit:

SECTION 1. Section 3 of said Ordinance No. 161 is hereby amended to read as follows:

Section 3. The owner of any dog over the age of three months shall procure annually a license for such dog between the first day of May and first day of June, next ensuing of each year hereafter, and shall pay for such license as a license fee the following:

If such dog be a male or spayed female, the sum of $1.00;
If such dog be an unspayed female, the sum of $2.00;

Any person failing to procure and pay for such license until after the first day of June of any year, shall pay the following as a penalty for such failure:

If such dog be a male or spayed female, the sum of $2.50;
If such dog be an unspayed female, the sum of $3.50;

Provided, however, that the additional penalty provided for in this section for non-payment of license fees on or prior to June 1 in any year, shall not apply to the owner of any such dog who brings such dog into the County of Solano after said first day of June; nor shall any such penalty apply in any case where such dog has not arrived at the age of three months on or prior to said first day of June, if such owner shall take out such license within ten days after bringing such dog into Solano County, or within ten days after such dog shall have arrived at the age of three months.

Such license shall be issued upon the payment of the fees hereinafter fixed, for the period commencing May 1, or on the date of such issuance, of each year hereafter and ending April 30 of the following year, and thereafter shall be void. No license shall be issued for any other period.

Provided further, that before any license shall be issued, or the tag therefor delivered hereunder for any spayed female dog, a certificate in writing signed by some person duly licensed to practice veterinary medicine or surgery in the County of Solano, State of California, describing such female dog, and certifying that it has been spayed, shall be exhibited to the officer issuing such license, and such officer shall not issue such license until such certificate has been exhibited to him.

The word "dog" as used in this ordinance shall be interpreted to mean any domesticated animal of the canine family, including domesticated coyotes, wolves or other wild species of the same.

SECTION 2. Section 5 of said Ordinance No. 161 is hereby amended to read as follows:

Section 5. It shall be unlawful for any person to permit or cause any dog owned, controlled, harbored or kept by him, to roam, run or stray away from the premises where the same is kept or harbored, at any time, except in the company of a responsible person by such owner duly authorized.
SECTION 3. Section 9 of said Ordinance No. 161 is hereby amended to read as follows:

Section 9. There is hereby created and established the office of County Pound Master who shall be appointed by the Board of Supervisors and hold office at the pleasure of said Board, and who shall have such deputies or assistants as the Board may from time to time appoint by resolution, at such compensation as may be by resolution fixed. Said County Pound Master shall receive in full for all services performed by him, a salary to be fixed from time to time by the Board of Supervisors by resolution, payable monthly, in the same manner as the salary of other county employees are paid out of the General Salary Fund of the County. The Board of Supervisors shall from time to time make such provisions as they may deem proper for the expenses incident to the enforcement of this ordinance, for transportation facilities for said Pound Master, and for the expense of impounding and feeding dogs and disposing of the same.

The duty of the said County Pound Master shall be as follows, to wit:

To enforce all provisions of this ordinance and all the laws of the State of California relating to the issuance of licenses, the impounding and destroying of unlicensed dogs, the impounding of any licensed dog found running at large in the County of Solano when the same is unlawful under the terms of this ordinance; to destroy all dogs not redeemed by any person, as provided hereby. To maintain and keep a pound or other place where dogs may be kept under restraint in a proper and sanitary manner, and to feed and keep in a humane manner all impounded dogs. A dog impounded under the terms hereof shall be kept and maintained by said County Pound Master for a period of seventy-two (72) hours, after which, if said dog is not redeemed or otherwise disposed of, it shall be humanely destroyed by said County Pound Master.

The County Pound Master shall, in addition to the aforesaid duties, cooperate with health officers of the County for the prevention of rabies, the quarantining of all dogs suspected of having rabies, and shall with the consent of the owner, and upon the certificate of a qualified physician or veterinarian destroy any dog forthwith, infected with rabies.

The County Pound Master shall upon the date when this ordinance becomes effective, and thereafter upon his reappointment to office, give a bond to the County of Solano in the penal sum of $1,000.00, with corporate sureties for the faithful performance of the duties of his office.

SECTION 4. Section 10 of said Ordinance No. 161 is hereby amended to read as follows:

Section 10. Any dog taken up and impounded under the terms of this ordinance, may be redeemed by the owner thereof within a period of seventy-two hours after said dog has been impounded, upon the payment by such owner of all license fees due under this ordinance, a sum of fifteen cents (15¢) per day for keeping said dog and feeding the same, and the additional sum of ten cents (10¢) for each mile necessarily and actually traveled by said Pound Master in pursuing, catching and impounding said dog, and also the sum of One Dollar ($1.00) which is hereby fixed as and for a redemption fee for the redemption of said dog.

SECTION 5. Section 13 of said Ordinance No. 161 is hereby amended to read as follows:

Section 13. In the event a license tag be lost from the person of any dog, for which the same was issued, the owner shall within ten days thereafter procure another and new license for such dog for which he shall pay a fee of twenty-five cents (25¢). As often as any license be lost, the same shall be replaced in the same manner as herein above provided, within the same license year. Any owner who shall fail to apply for a new license within ten days from the date of the loss of a license tag, or shall otherwise violate any provision of this section, shall be guilty of a misdemeanor.

SECTION 6. Section 16 of said Ordinance No. 161 is hereby amended to read as follows:

Section 16. It shall be unlawful and a misdemeanor for any person to
violate any of the provisions of this ordinance hereinbefore or hereinafter set out, and to
commit any of the following acts, to wit:

a. If unauthorized, to remove from any dog, any collar or harness or other device
to which a license tag is attached, for the current year, or to remove such license tag
therefrom.

b. To attach to, or keep upon, or cause or permit to be attached to or kept upon
any dog, any license tag provided by this ordinance, except a tag issued for such dog under
the provisions of this ordinance, or to attach to or keep upon, or cause or permit to be
attached to or kept upon any dog, or to make or to cause or permit to be made, or to have in
possession, any counterfeit or imitation of any tag provided for by this ordinance.

c. To have, harbor, control or keep, or to cause or permit to be harbored or kept,
any unlicensed dog in the County of Solano, or to maintain, conduct or operate or to cause
or permit to be maintained or operated in Solano County, any unlicensed dog kennel.

d. If an owner, as herein defined, of any unspayed female dog, to cause or permit
or allow the same to stray or run or in any other manner be at large in or upon any public
street, lane, alley, court or other public place in the County, while such female dog is in
the copulation season.

e. To interfere with, oppose, or resist any Pound Master or other person author­
ized under the provisions of this ordinance to take up and impound dogs, while such Pound
Master or other person is engaged in the performance of any act authorized by this ordinance.

Any person, firm or corporation violating any of the provisions of this ordinance
shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable
by a fine of not to exceed Two Hundred Fifty Dollars ($250.00), and if such fine be not paid,
by imprisonment in the County Jail of the County of Solano for a period of one day for each
$2.00 of said fine.

SECTION 1. A new section is hereby added to said Ordinance No. 161, to be known
as "Section 19", and which shall read as follows:

Section 19. It shall be the duty of all owners of dogs to immediately
notify the health officer of the County and Pound Master, of any symptoms or acts of such
dog which would lead a reasonable man to suspect that the said dog has rabies, and it shall
thereupon be the duty of said health officer to quarantine said dog, and the owner shall
thereupon abide by all proper orders for the protection of the public and other dogs from
infection, by confining the said dog and tying it up for a period of three weeks during which
time he shall allow the health officer or representatives of the Board of Health to make an
inspection or examination, and if it shall appear to said health officer or other official
of the Board of Health, upon examination, that the said dog has rabies, the Pound Master is
hereby authorized to kill said dog forthwith.

SECTION 8. A new section is hereby added to said Ordinance No. 161, to be known
as "Section 20", and which shall read as follows:

Section 20. If any section, subsection, sentence, clause or phrase
of this ordinance is for any reason held by a court of competent jurisdiction to be invalid,
such decision shall not affect the validity of the remaining portions of this ordinance.
The Board of Supervisors of the County of Solano hereby declares that it would have passed
this ordinance and each section, subsection, sentence, clause and phrase thereof, irres­
pective of the fact that any one or more sections, subsections, sentences, clauses or
phrases be held invalid.

SECTION 3. This ordinance shall be published once in RIVER NEWS, a newspaper of
general circulation printed and published in the County of Solano one time within fifteen
days immediately following the passage thereof.
The foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Solano at a regular meeting of said Board on the 7th day of March, 1958, by the following vote:

AYES: Supervisors Brown, Damon, Foley, Schmeiser and Danielson.
NAES: None
ABSENT: None

(Seal)

Attest:
G. G. Halliday
County Clerk and ex officio Clerk of said Board of Supervisors.

J. B. Danielson
Chairman of the Board of Supervisors of the County of Solano, State of California.