

ORDINANCE NO. 143 N.S.

AN ORDINANCE REGULATING THE RUNNING AT LARGE OF DOGS, PROVIDING FOR THE IMPOUNDING OF DOGS FOUND RUNNING AT LARGE, AND FIXING PENALTIES; AND REPEALING ORDINANCE NO. 3, N. S.

The City Council of the City of El Paso de Robles does ordain as follows:

SECTION 1. It shall be unlawful for any person owning or having charge, care or control of any dog over the age of two months, to have or keep the same within the limits of the City of El Paso de Robles, and no dog shall be permitted to be or remain in said City, unless there shall be attached to such dog a metal tag obtained from the Chief of Police as hereinafter provided.

SECTION 2. The Chief of Police is hereby required to provide each year, prior to the first of the year, such number of tags as may be sufficient in his judgement, for use during the year, numbered consecutively from one upward, with the number of the tag and the year plainly stamped or marked thereon.

SECTION 3. Every person having charge, care or control of any dog over two months of age shall pay a license fee of \$2.00 for each male dog, and \$4.00 for each female dog whether spayed or not. Such license fee shall be paid to the Chief of Police, who shall thereupon issue a metal tag of the kind described in Section 2 hereof, and shall enter in a book to be kept by the Chief of Police for that purpose the number of the tag so issued, a description of the dog, and the name of the owner or person in charge of such dog. Such metal tag when so issued shall constitute the license for the dog for which it is issued and shall be good only for the calendar year in which it is issued.

Section 4. It shall be the duty of the Chief of Police and of any policeman and of the pound keeper of the City of El Paso de Robles to seize and impound in the public pound any dog unattended by the person having charge, care and control of said dog, found running at large on any public street, road, alley, park, square

or place, or any vacant or uninclosed lot or lots of land within the corporate limits of said City; and any dog shall be deemed to be running at large within the meaning of this ordinance unless led or restrained by a proper and sufficient leash attached to its collar and actually held by some person or made fast to some stationery object.

SECTION 5. No female dog, whether spayed or not spayed, shall be permitted to run at large on any public street, road, alley, park, square or place, or any vacant or uninclosed lot or lots of land within the city limits of said City; and it shall be the duty of the Chief of Police and of any policeman and of the pound keeper of the City of El Paso de Robles to seize and impound in the public pound any such female dog, whether licensed or not, found so running at large.

SECTION 6. The Chief of Police shall keep any dog so taken up or impounded for 48 hours unless it is sooner redeemed by the payment of the penalties and charges hereinafter provided for; provided, that in case of a male dog, said penalties, but not the charges, shall be remitted if the book referred to in Section 5 hereof shall show that a license for said dog has been issued for the current year, but in no case shall any such dog be released without payment of said charges; and, provided further that neither the penalty nor the charges shall ever be remitted in case of the redemption of any <sup>female</sup> ~~male~~ dog, and no female dog shall be subject to redemption more than three times.

SECTION 7. The Chief of Police may sell for cash any dog not so redeemed and his certificate of sale shall pass a good and valid title to the dog so sold, but no such sale shall be made until after the expiration of 48 hours after such dog is impounded. No such sale shall be made for less than the amount of the penalty and the charges herein provided for; provided, however, that no female dog shall be sold after she has been impounded and redeemed three times.

SECTION 8. The Chief of Police shall provide suitable water and feed for and give proper care to all dogs impounded by him during

the time he shall have charge of them.

SECTION 9. The penalties and charges upon all dogs impounded shall be as follows:

For every male dog a penalty of \$3.00, and a charge of 50 cents per day for the keeping and 50 cents for taking up the dog;

For every female dog, whether spayed or not, a penalty of \$10.00 for the <sup>first</sup> impoundage; a penalty of \$15.00 for the second impoundage and a penalty of \$20.00 for the third impoundage; and, in addition thereto, a charge in each case of 50 cents per day for keeping and 50 cents for taking up any such female dog.

SECTION 10. Each female dog shall be killed and buried by or under the direction of the Chief of Police after the expiration of 48 hours following the impoundage of said dog for the fourth time.

SECTION 11. All moneys received by the Chief of Police shall be paid into the City Treasury on or before the first of the month following its collection.

SECTION 12. The Chief of Police shall kill and bury each dog impounded by him and not redeemed or sold as herein provided.

SECTION 13. The Chief of Police shall keep a record of all dogs impounded, and shall make and file with the City Clerk a true report on or before the first Monday of each month, showing the number of dogs impounded, the disposition made thereof, the amount of money collected and from whom, for the redemption and sale of impounded dogs during the preceding month.

SECTION 14. No person owning any dog or having the care, control, or possession of any dog, shall suffer, allow or permit such dog whether licensed, or not, to run, be, or remain, on any of the following described area in the City of El Paso de Robles, unless such dog be led or held by a leash of suitable strength to hold such dog, and of not more than six feet in length, to-wit: - Beginning at the Southwest corner of the intersection of Vine Street and Tenth Street; thence Northerly along the West line of Vine Street to the Northwest corner of the intersection of Vine Street and Fourteenth Street; thence Easterly along the North line of Fourteenth Street to



any dog, cat, horse, cow or other animal, either domestic or wild, within the limits of the City of El Paso de Robles. Any person violating this Section shall be guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine of not less than \$10.00 nor more than \$100.00

SECTION 19. Ordinance No. 3, N.S. entitles "An Ordinance regarding the running at large of dogs and the impounding of the same." passed and approved March 6, 1922, is hereby repealed.

PASSED AND ADOPTED by the City Council of the City of El Paso de Robles, this 5<sup>th</sup> day of July, 1949.

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

STATE OF CALIFORNIA  
COUNTY OF SAN LUIS OBISPO  
CITY OF EL PASO DE ROBLES

} SS.

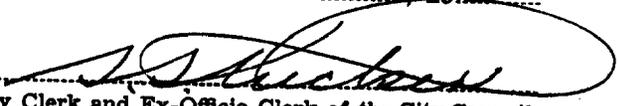
I, S. S. Tucker, City Clerk of the City of El Paso de Robles, California, do hereby certify that the foregoing Ordinance No. 143, N.S. was duly and regularly adopted, passed, and approved by the City Council of the City of El Paso de Robles, California, at a regular meeting of said City Council held at the regular meeting place thereof, on the 5th day, of July 1949, by the following vote:

AYES: Councilmen Franscioni, Smart, Thurlby and Turner.

NOES: Councilmen None

ABSENT: Councilmen Bryant

Dated this 5th day of July, 1949

  
City Clerk and Ex-Officio Clerk of the City Council,  
City of El Paso de Robles, State of California.