TITLE 6
ANIMALS

Chapter 6.04 ANIMAL CONTROL[1] 1
Chapter 6.08 APIARIES, LIVESTOCK AND FOWL[2] 3

Chapter 6.04
ANIMAL CONTROL[1]

6.04.010 Enforcement of Oregon Revised Statutes (ORS) Chapter 609
The City of Sandy will enforce ORS Chapter 609 – Dogs; Exotic Animals, Dealers, for the purpose of maintaining a safe, healthy and animal friendly community. In addition, the City regulates animals through this chapter as follows.
(Ord. 15-74 § 1, 1974, Ord. 02, 2016.)

6.04.020 Enforcement.
The Sandy City Police Department or its authorized agent may enforce the provisions of this chapter and any applicable laws as described under Chapter 609 of the Oregon Revised Statute. (Ord. 15-74 § 2, 1974 Ord.02, 2016.)

6.04.030 Nuisance.
It is determined as a matter of policy that any dog running at large in the city is a nuisance per se. (Ord. 15-74 § 3, 1974.)

6.04.035 Animal waste.
Any person in physical possession or control of any animal in a public place shall remove excrement or other solid waste deposited by the animal in any public area not designed to receive those wastes, including but not limited to streets, sidewalks, parking strips and public parks. It is a violation of this ordinance to allow any animal to defecate on any private property other than property owned or under the control of the animal's owner. (Ord. 2-95 § 1, 1995, Ord. 02, 2016.)

6.04.040 Dogs not to be at large.
It is unlawful for any person, firm or corporation being the owner or keeper of any dog to permit any such dog to run at large, as defined in this chapter, upon any public street, highway or public place, or upon private property owned by a person or persons other than the owner or keeper of the dogs, within the city limits. (Ord. 15-74 § 4, 1974.)

6.01.045 Dangerous or Aggressive Animals. (Removed with Ord.02, 2016)

6.04.050 Licensing. (Removed with Ord. 02, 2016)

6.04.060 Impounding.
Any member of the police department is authorized to impound any dog found running at large as defined in this chapter or found to be unlicensed, or pursuant to any other violation of ORS, Chapter 609, where impoundment is authorized. (Ord. 15-74 § 6, 1974, Ord. 02, 2016.)

6.04.070 Seizing certain dogs.
A dog found biting a person or which has bitten any person may be summarily seized by any Sandy City Police Department or its authorized agent, or any person who assumes the risks associated with seizing a biting dog and does so for the purpose of public safety and promptly delivered to any member of the Sandy police department for impounding. (Ord. 15-74 § 7, 1974, Ord. 02, 2016.)

6.04.080 Killing rabid dogs. (Removed Ord. 02, 2016)

6.04.090 Pound regulations.
Dogs impounded under the authority of this chapter or under the authority of ORS Chapter, 609 except in the event of an injured or sick dog pursuant to this chapter, shall be taken to the Clackamas County dog facility and such impoundment shall be subject to the pound regulations of Clackamas County. (Ord. 12-84 § 1, 1984: Ord. 15-74 § 9, 1974, Ord. 02, 2016)

6.04.110 Interference with officer.
It is unlawful for any person to interfere in any way with any police officer or dog control officer of the city engaged in seizing or impounding any dog under authority of this chapter. (Ord. 15-74 § 11, 1974.)

6.04.120 Injured or sick dogs.
A. The Sandy Police Department shall make diligent effort to locate the owner or keeper of a dog in need of medical attention before authorizing such medical attention or disposal of said dog. (Ord. 02, 2016)

B. Should the member of the police department authorize the necessary medical attention, then and in that event the owner or keeper of said dog shall be liable for the costs of the medical treatment rendered to said animal. (Ord. 02, 2016)

C. The member of the Sandy City Police Department who impounds any dog that is in need of medical attention may in his/her discretion: (Ord. 15-74 § 12, 1974, Ord. 02, 2016.)

1. Authorize the necessary medical attention, or

2. Have the dog humanely euthanized.

6.04.130 Violation—Penalty.
Violation of this chapter is deemed to be a Class C infraction. (Ord. 12-84 § 3, 1984: Ord. 15-74 § 13, 1974.)

Chapter 6.08
APIARIES, LIVESTOCK AND FOWL[2]

6.08.010 Keeping prohibited-Exception.
It is unlawful for any person to keep, maintain, possess or harbor on any property within the city any apiary, livestock or fowl such as, but not limited to horses, mules, donkeys, burros, cattle, sheep, goats, swine, chickens, geese, ducks, doves or pigeons unless the owner or possessor provides facilities which will reasonably assure the city that the premises will be maintained in a sanitary condition, free from offensive odors, excessive noise or any other conditions which constitute a public nuisance as defined in Title 8 of this code.

It is unlawful for any person to keep peacocks/peahens, turkeys, or roosters (male chicken).

It is unlawful for anyone to maintain any apiary, livestock or fowl that interferes with the reasonable and comfortable use of the property of others. (Ord. 8-74 § 1, 1974.) Ord. 17, 2012.)

6.08.020 Apiaries.
It is unlawful for any person to keep, maintain, possess or harbor on any property within the city any apiary unless the following requirements are met:

1. Persons responsible for the apiaries must notify all neighbor’s property owners within 150 feet of the apiary or proposed facility.
2. Apiaries must be a minimum of 15 feet away from "any public walkway, street or road, or any public building, park or recreation area, or any residential dwelling, not including any residential dwelling located on the property." (Not including your own).
3. Apiaries that are also less within 150 feet from any streets, parks, houses, dwelling, or other structure, must be protected by a six-foot hedgerow, partition, fence or similar enclosure. (Ord. 17, 2012.)

6.08.030 Nuisances designated.
Any barn, pen, corral, coop, yard, kennel or other enclosure or appurtenance thereof in which any animal, livestock or fowl shall be kept, or any other place within the city in which manure or other discharges of animals, livestock or fowl shall accumulate, and which is maintained in an unsanitary condition, allowing an offensive odor to escape therefrom, or providing an insect or rodent attractant, is deemed a nuisance and prohibited. (Ord. 8-74 § 3, 1974; Ord. 17, 2012.)

6.08.040 Violation-Penalty.
A person violating any of the provisions of this chapter shall, upon conviction thereof, be guilty of a Class A infraction and subject to the penalties provided in Chapter 1.18 Prosecution of civil infraction under this chapter may be in addition to or in lieu of any other remedies or enforcement measures provided by law or ordinance. (Ord. 8-74 § 4, 1974.)2017-12)

6.08.050 Continuing violations.
Each day's violation of a provision of this chapter constitutes a separate offense. (Ord. 8-74 § 5, 1974.)

Footnotes:

For statutory provisions regarding dog licensing and control, see ORS 609.010 et seq.
2. For further provisions regarding animal nuisances, see Chapter 8.08 of this code.