

Chapter 6.04

ANIMALS RUNNING AT LARGE

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**6.04.010**     **Running at large prohibited.**

- A.     It is unlawful for the owner of any domestic animal to allow the animal to run at large in the city. The owner of an animal cited for running at large shall be charged a fee as established by resolution of the council.
- B.     It is unlawful for the owner of any livestock to allow such animal to be pastured or herded, or staked or tied for the purpose of grazing, on any public property belonging to or under the control of the city without the written consent of the city manager or his designee.
- C.     It is unlawful for the owner of any livestock to allow such animal to be tied, staked, pastured, led, ridden or turned at large upon any private property within the city, with out the consent of the owner of said private property.
- D.     It is unlawful for any person to ride, lead or otherwise permit any livestock to go upon any city-owned property, including but not limited to Molly Walsh Park, Hanousek Park, the City Baseball Park, property belonging to the Skagway School District, or any pedestrian lane or sidewalk, without written permission of the city manager or his designee. This subsection does not prohibit the use of public streets, roads or alleys by horses under the control of competent persons or the use of said public streets, roads or alleys by animal-drawn vehicles.
- E.     It is unlawful for any unauthorized person who is not the owner or person in charge of an animal to intentionally untie or otherwise release a tied or confined animal, without the permission of the animal's owner, so as to allow the animal to run at large. If an unemancipated minor performs this prohibited act, the minor's parents or guardian shall be liable for payment of the civil penalties provided under Section 6.01.020. If any destruction to property results from the animal's running at large, the minor's parents or guardian may also be held liable to the property owner under state law (AS 34.50.020).
- F.     Any person who keeps rabbits, chickens or other similar small domestic animals, not to include dogs and cats, in the City shall keep such animals securely confined at all times in thoroughly enclosed hutches or coops upon the animal owner's premises. The City may require that such animals be tagged so that their owner can be determined.

**(Ord. 99-17, Amended, 07/01/1999; Ord. 91-34, Amended, 11/21/1991; Ord. 84-27, Amended, 11/08/1984; Ord. 84-22, Repealed & Replaced, 10/11/1984)**

**6.04.020**     **Control of dogs.**

- A.     It is unlawful for the owner or keeper of any dog:
  - 1.     To permit a dog to run at large within the city at any time;
  - 2.     To permit a dog on public school grounds without permission from the superintendent;
  - 3.     To permit a dog in public parks except on a leash and subject to all applicable rules and regulations pertaining to the use of parks;

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4. To permit a dog to enter a church, unless the dog is a Seeing-eye dog assisting a vision-impaired person;
  5. To permit a dog to enter a market or other place where food is stored, prepared, served or sold to the public, or any other public place or hall (except for animal shows or other exhibition purposes, veterinarians' offices, kennels, or places for which the licensing official has issued a permit); or
  6. To harbor or keep a barking dog, whose barking is audible at night to persons on adjacent property.
- B. Control of dogs is required by leash for all areas West of the railroad tracks and South of the bridge at 23<sup>rd</sup> Avenue and East of the Skagway River and the 7-Pastures.
- C. Control of dogs by voice command may be used for areas East of the railroad tracks and North of the bridge at 23<sup>rd</sup> Avenue and West of the Skagway River and the Yakutania Point Trail System except those areas noted in 6.04.020(B) above.

**(Ord. 04-17, Amended, 09/16/2004; Ord. 2001-22, Amended, 09/20/2001 Effective 05/01/2002; Ord. 84-22, Repealed & Replaced, 10/11/1984)**

### **6.04.030 Impoundment procedure.**

- A. Any domestic animal found running at large or otherwise in violation of this chapter shall be subject to immediate impoundment by the city manager's designated animal control officer. The animal control officer shall, immediately upon impounding any domestic animal, make a record of the date and time of the impoundment and the identity of the animal and the animal's owner, to the extent they can be determined by reasonable effort.
- B. When the impounded animal is a dog:
1. If the dog is licensed, the animal control officer or chief of police shall forthwith give notice by mail or telephone (if the owner is within the city limits) to the owner of such licensed dog, informing the owner of the impoundment and the reason therefor.
  2. If the impounded animal is a dog not bearing a license tag, the animal control officer or chief of police shall give notice within twenty-four (24) hours of such impoundment by posting notice at police headquarters and such other public place as may be provided for such notices. Such notice shall give the breed, color, sex and other identifying characteristics of the impounded dog, together with the date and location the animal was apprehended, and the date the animal will be disposed of as provided in this chapter if not earlier redeemed.
- C. The same impoundment and notification process as used for dogs shall be used for livestock.

**(Ord. 84-22, Repealed & Replaced, 10/11/1984)**

### **6.04.040 Notice of violation.**

In lieu of impoundment, the city may issue a notice of violation to the owner of the animal. A notice of violation shall carry the same impound fees as those established by Section 6.04.050.

**(Ord. 84-22, Repealed & Replaced, 10/11/1984)**

### **6.04.050 Impound fees.**

- A. For every animal taken up and impounded or for which a notice of violation has been issued as provided in this chapter, any person desiring to redeem such animal shall pay the city the total of the fees, as established by resolution, for impoundment, care and feeding and veterinary care, if any.
- B. Payment of the fees provided in this section shall be exclusive of and in addition to any penalties imposed by reason of violation of any provision of this title.

(Ord. 91-4, Amended, 02/21/1991; Ord. 84-22, Repealed & Replaced, 10/11/1984)

**6.04.060 Disposal of impounded animals.**

Any animal which has been impounded may be redeemed during the first three (3) days thereafter by any person claiming to own or act for the owner of the animal, upon payment of the fees and costs as set forth in Section 6.04.050. At the expiration of the first three days, if the animal has not been redeemed as above for another two days, the animal may be redeemed by any person upon payment of the fees and costs as set forth in Section 6.04.050 minus impoundment fees, or such animal shall be subject to disposal by the city by any of the following means:

1. The animal may be offered for sale at a price fixed by the animal control officer;  
or
2. The animal may be released by the animal control officer to any person who pays the fees required by Section 6.04.050 or such portion thereof as the animal control officer may require; or
3. The animal control officer may release the animal to any other organization for such disposition as he may see fit; provided, however that no animal shall be given or sold to any person or association for vivisection purposes; or
4. The animal may be killed by any humane method approved by a veterinarian.

(Ord. 91-4, Amended, 02/21/1991; Ord. 84-22, Repealed & Replaced, 10/11/1984)