

**ORDINANCE NO. 722**

**An Ordinance of the Town of Odessa Amending Odessa Municipal Code Section 6.08.020 (Section 2 of Ordinance 590), entitled License – Fee – Expiration – Tag issuance, to clarify dog licensing requirements, and to add a new section to chapter 16.08 of the Odessa Municipal Code to establish the maximum number of dogs allowed.**

WHEREAS the Town Council deems it necessary to amend Odessa Municipal Code Section 6.08.020, entitled, “License – Fee – Expiration – Tag issuance – Recordkeeping” and Section 2 of Ordinance 590, to clarify the requirements for dog licenses.

WHEREAS the Town Council deems it necessary to add a new section to Chapter 16.08 of the Odessa Municipal Code, entitled, “Maximum Number of Dogs” to make it clear that except as provided in Odessa Municipal Code Section 17.36.010, entitled Schedule of Uses, and in the definition of “Kennel” in Section 17.08.110 entitled “K” definitions, that the maximum number of dogs allowed in Residential I (R1) and Residential II (R2) zones will be no more than three (3) dogs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF ODESSA, LINCOLN COUNTY, WASHINGTON, AS FOLLOWS, TO WIT:

SECTION 1. Amendment of Odessa Municipal Code Section 06.08.020. Odessa Municipal Code Section 6.08.010 and Section 2 of Ordinance 590 is hereby amended as follows with deletions shown in strikeout, and additions shown in underline:

6.08.020. License - - Fee - - Expiration - - Tag Issuance - - Recordkeeping. It shall be unlawful for any person or persons to own or harbor any dog with in the corporate limits of the Town of Odessa, unless such person or persons shall first procure an ID therefor as hereinafter provided.

A. Licenses will be issued by the Town. ID tags are valid for one year, January 1<sup>st</sup> to December 31<sup>st</sup>. The time fixed for the issuing of a license shall commence on the first day of January of each year, and no license shall be issued to expire at any other time than the above date.

B. Any dog reaching six months of age must be licensed.

C. The license fee shall be the sum of fifteen dollars for altered dogs and thirty dollars for unaltered dogs per year per dog. The fee shall be paid in full for any year or part thereof. Lost tags will be replaced by the town clerk upon payment of an additional fee of five dollars.

D. A late application penalty of \$25.00 shall be imposed on each dog if application for such licenses is made after 60 days from the date of renewal, and either:

1. More than 30 days from the date of acquisition of the dog over seven months of age; or

2. More than 30 days after the dog has attained the age of seven months;  
or

3. More than 30 days after the applicant has established residence in the city.

E. Before a license is issued for any dog, the owner must prove, by a certificate of vaccination signed by a licensed veterinarian that the dog has been vaccinated against rabies at the time of licensing.

F. A certificate by a licensed veterinarian is necessary to prove that a dog has been spayed/neutered.

G. The Town Clerk shall keep a record of the names of all persons to whom such licenses are issued with the number of licenses.

**SECTION 2.** A new Section is hereby added to Chapter 16.08 of the Odessa Municipal Code, as follows:

**Maximum Number of Dogs.** No person, persons, or household shall keep more than three (3) dogs that are over six months of age on any premises within the Town of Odessa. This section shall not apply to Kennels as defined by 17.08.110, which are legally operating in the proper zone in accordance with OMC 17.36.010 Schedule of Uses. The violation of this Section shall be an infraction.

**SECTION 3. Severability.** If any section, subsection, paragraph, sentence, clause, phrase or provision of this ordinance, or its application to any person or circumstances, is held invalid or unconstitutional for any reason, such decision shall not affect the validity of the remaining parts of this ordinance, or the application of the provisions to other person or circumstances.

**SECTION 4. Effective Date.** This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ADOPTED BY THE ODESSA TOWN COUNCIL, THIS 12<sup>th</sup> DAY OF SEPTEMBER, 2022.

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William F. Crossley, Mayor

ATTEST:

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Meri Jane Bohn, Clerk-Treasurer