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Chapter 1 Animal Care, Control and Regulations

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12.01.010 PURPOSE

This Chapter establishes a system to register and regulate dogs or cats in the Town of Star Valley Ranch ("Town").

12.01.020 EFFECTIVE DATE

This chapter is effective immediately following the 3rd reading and passage by the Town Council.

12.01.030 DEFINITIONS

When used in this chapter, the following words and phrases shall have the following meanings:

- A.** "Adequate Shelter" shall mean shelter appropriate to the breed, physical condition and climate. Minimum standards for adequate shelter include a waterproof roof, sufficient insulation to protect from inclement weather, space to make normal postural movements, freedom from excessive waste and a clean surrounding area that does not threaten the well being of the animal.
- B.** "Aggressive Manner" shall mean charging a person to within potential biting or striking distance while snapping or snarling or growling or displaying teeth in a threatening manner or exhibiting any behavior demonstrating a potential attack.
- C.** "At Large" shall be intended to mean off the premises of the owner and not under control of a person of sufficient ability, to control the animal, either by leash, cord or chain.

D. "Breeding services" means the raising of dogs or cats for purpose of sale, barter, trade or any other commercial activity.

E. "Cat" shall mean a domesticated animal (male or female) of the feline family and is not limited to any particular breed.

F. "Dog" shall mean a domesticated animal (male or female) of the canine family and is not limited to any particular breed.

G. "Dog Park" shall mean a fenced park designated by the Town which is located in Fox Run Park for dogs to exercise and play off-leash in a controlled environment under the supervision of their owners/handlers.

H. "Special Municipal Officer" Town Code 2.13.010: The Mayor with the consent and approval of the Town Council may appoint Special Municipal Officers, who are not certified peace officers, acting under the terms of their appointment under W.S. 15-1-103 (a) (1) with authority to issue citations to individuals for the purpose of enforcing Town Ordinances.

I. "Owner" shall mean any person keeping, feeding, harboring, housing, maintaining, transporting or otherwise having custody of or being in charge of a dog or cat.

J. "Owner's property" shall mean property within the Town that is owned, rented, leased, or otherwise legally occupied by the owner, his tenants, or his agents.

12.01.040 DOG OR CAT REGISTRATION / LICENSING

Every person owning, harboring, or keeping a dog or cat within the Town shall register and license the dog or cat with the Town.

All dogs or cats over six-months old shall be licensed within thirty (30) days of taking residence in the Town.

Each dog or cat license shall expire on December 31st of the calendar year for which it was issued and each dog or cat shall be licensed annually, thereafter.

The license and registration fee shall be in an amount as set forth in the Town's Dog or Cat Licensing/Registration Fee and Rate Resolution.

Registration Fees will be waived for Certified Service Dog or Cat with proof of Certification as prescribed by a Physician or a Certified Trainer.

ADDITIONAL LICENSING REGULATIONS AND VACCINATION REQUIREMENTS

- No licensing fee will be prorated for a partial year nor shall a refund be issued for any license fee already paid.

- License is not transferable. In the event the License is lost or destroyed during the calendar year for which it was issued, a duplicate will be issued at a fee that will be established by resolution of the Town Council.
- Owners shall provide the following information and documents to the Town when initially licensing their dog or cat.
 - The name, addresses, phone numbers, and email addresses of the owners.
 - The name, breed, color, sex, and neutered/spayed status of each dog or cat.
 - A digital photo of each licensed dog or cat.
 - Written proof that each dog or cat has received a current rabies vaccination from a certified veterinarian.
 - The owner's signed confirmation of address and contact information along with the animal's current spayed/neutered and rabies vaccination receipt from a certified veterinarian shall be required for the annual license.

12.01.050 PROHIBITED ACTIVITIES / VIOLATIONS

A. INTERFERENCE WITH AN OFFICER OR INVESTIGATION

No person shall hinder or otherwise interfere in any manner with any Special Municipal Officer discharging and exercising their duty in enforcing this ordinance.

B. ANIMAL CRUELTY

It is unlawful for any person to torture, deprive of necessary sustenance, cruelly beat, mutilate, kill needlessly, poison, abandon, permit combat between animals or to carry in a cruel and inhumane manner, any animal, or to cause any of these acts or omissions to be done. It shall be unlawful for any person owning an animal to fail to provide adequate amounts of food and drink which shall consist of access to food and drink of sufficient quantities and quality to maintain basic health.

It shall be unlawful to fail to provide the animal with necessary "adequate shelter" and protection from extreme temperatures and precipitation. It shall be unlawful for any person to not provide medical attention and treatment to prevent suffering, or to cause any of the acts or omissions to be done. Ownership or the commission of such acts of cruelty on private property shall not be justifiable defense for violation of this section as investigated by a Special Municipal Officer or Law Enforcement Officer.

It is unlawful to leave a dog or cat unattended in a motor vehicle when the temperature is (70) degrees or above unless in the opinion of the Special Municipal Officer or Law Enforcement Officer adequate ventilation and water is provided.

The driver of any vehicle involved in an accident resulting in the injury to a domestic animal shall immediately stop and render such assistance as may be possible and shall

take reasonable steps to notify the owner of said animal or give notice of such accident to Law Enforcement Officer.

It is unlawful and specifically deemed to be animal cruelty, to abandon, leave behind when moving, drop off, or dump any unwanted animal within the Town.

C. DOG OR CAT LICENSING REQUIRED

No owner or custodian shall maintain any dog or cat over six months of age in the Town without registering and licensing the dog or cat in the Town annually. Written proof of current rabies vaccination from a licensed veterinarian must be provided at time of licensing. Current license tags issued to dogs or cats must be worn by the dog or cat when the dog or cat leaves the owners property.

D. LIMIT OF 4 TOTAL DOGS OR CATS PER RESIDENCE

No individual, custodian, or caretaker shall have or maintain more than a total combination of four (4) dogs or cats more than six (6) months of age on any property within the Town.

▪ EXCEPTION

As described above (12.01.05D) animals residing in the town prior to the enactment of this ordinance, licensed or being licensed, will be permitted to renew their annual license until the animal is deceased or no longer in their possession. Notwithstanding these exceptions, no exemptions will be granted to animal owners who have been grandfathered and received exemptions in the past, but who failed to license each of their animals in the year prior to the new licensing year.

E. RUNNING AT LARGE

Every owner, owner's agents, caretakers or representatives shall, at all times, maintain their dogs or cats on the owner's property. When not on the owner's property the dog or cat shall be under the control of a person of sufficient ability, to control the animal either by leash, cord or chain or in an enclosed vehicle, or in a Town designated off-leash dog park.

It shall also be unlawful for any owner or keeper of large animals or fowl such as cattle, horses, hogs, sheep, goats, chickens, ducks, turkeys, pigeons, or any other fowl or animal to permit the animals to run at large within the limits of the Town of Star Valley Ranch.

F. REMOVAL OF FECES REQUIREMENTS

It shall be unlawful for an owner or any person having charge or control of any dog to permit such animal to defecate and to allow the feces to remain upon any public street, sidewalk, pathway, park, pedestrian way, or any public facility, or on any private

property not owned or possessed by the owner or person having the charge or control of such animal unless the person shall immediately and securely enclose all feces deposited by the animal in a bag, wrapper, or other suitable container and to dispose of the feces in a sanitary manner.

G. DISTURBING or BARKING DOGS

No dog owner or their agents shall permit the dog to disturb others by habitually, constantly, and/or frequently barking, howling, or whining for extended periods of time. The testimony of the Special Municipal Officer or Law Enforcement Officer based upon personal observation is competent evidence upon the issue of whether an animal has disturbed the peace of any neighborhood or person.

H. VICIOUS DOGS

No owner, agent, or custodian shall keep, harbor, or maintain any dog which is, or has the propensity to unprovoked aggressive behavior by acting in an "aggressive manner" which endangers the lives or the real or personal property, of others.

- Evidence That Dog Is Vicious
Proof of the fact that the animal without provocation has bitten or attacked any person or any person's animal at any place where a person or their animal is legally entitled to be is evidence that the animal is vicious within the meaning of this section.
- Home Quarantine
Home quarantine may be allowed as determined by the Town Special Municipal Officer or Municipal Court Judge, if the alleged vicious animal's owner or custodian presents proof that the dog is currently licensed in the Town and further by presenting a valid and current vaccination record showing the animal has been vaccinated against rabies by a licensed veterinarian.
- Vicious Dog May Be Destroyed
A licensed or unlicensed dog may be destroyed for acting in an aggressive manner having attacked any person or having seriously injured another person's dog or cat only upon a guilty finding by the court of jurisdiction. The Court at its discretion may order the animal to be evaluated for rehabilitation. In the event rehabilitation is not possible, any Law Enforcement Official, including a Town Special Municipal Officer, may arrange for the immediate and humane destruction of any adjudicated animal.

I. CHASING / HARASSING WILDLIFE OR OTHER ANIMALS

No owner shall permit his dog to harass or chase any other animal, whether domesticated or wild. Nothing herein shall limit or prevent a peace officer or game warden from exercising their discretion to act pursuant to Wyoming State Statutes, section 23-3-109 –

J. KEEPING WILDLIFE PROHIBITED

No person shall keep, harbor or restrain by tether or enclosure of any nature, any wildlife as defined by Wyoming State Statutes Title 23-1-101(xiii)

K. DISPOSAL OF ANIMAL REMAINS

No person shall delay in promptly disposing of the remains of any deceased dog, cat, or other animal at a proper disposal location such as a designated landfill location, pet cemetery, or on the owner's property. The owner may only dispose of the remains on the owner's property if it does not create an unsafe, unsanitary, or malodorous condition.

12.01.055 TOWN DESIGNATED OFF- LEASH DOG PARK REGULATIONS

Dog owners/handlers are responsible for their dog's behavior. The Town of Star Valley Ranch is not liable for any injuries to dogs, their owners/handlers or to others within the dog park.

- A. Designated dog park off-leash exercise areas will be open during daylight hours.
- B. Dogs outside the dog park must be on a leash and under the control of the owner/handlers at all times. 12.01.059(E) Running at Large
- C. Owners/handlers must clean up after their dog. 12.01.050(F) Removal of Feces Requirement.
- D. Owners must be inside the dog park with their dog at all times. No dogs without people, no people without dogs.
- E. Dogs must wear a collar at all times and have current rabies vaccinations.
- F. Dogs showing aggression toward people or other dogs must be muzzled and/or leashed and escorted out of the dog park by its owner/handler immediately. 12.01.050(H) Vicious Dogs.
- G. Dogs that bark excessively must be removed from the park. 12.01.050(G) Disturbing or Barking Dogs.

12.01.060 PUBLIC NUISANCE

In addition to any other penalties prescribed in this chapter, violations of this chapter may be considered a public nuisance for which civil relief may be sought by the Town or any resident of the Town.

12.01.070 PUNISHMENT OF VIOLATORS

Any person convicted before the Municipal Judge shall be punished by such fine or imprisonment as may be defined by ordinance. The Municipal Judge shall have the power to punish for contempt in the same manner and to the same extent as the District Court. The Municipal Judge of the Town may designate specified offenses of this Town in respect to which payment of fines may be accepted by paying the amount

designated without appearance before the Municipal Judge, and shall specify by suitable schedules the amount of such fines provided such fines are within the limits declared by law or ordinance.

12.01.080 PROBATION

Probation may be imposed by the Municipal Judge for any municipal ordinance conviction or plea agreement pursuant to Wyoming law provided that the terms of probation are directly related to an element or circumstance for that conviction or charge, or for the terms or conditions for paying fines, costs, fees, or restitution. A period of probation not to exceed one year may be ordered in all sentences or plea agreements consistent with this ordinance. In convictions which carry no possible jail sentence, all or a portion of the fine may be suspended when probation is ordered. In convictions for which a jail sentence is possible, then all such terms of probation as authorized by Wyoming law may be ordered.

12.01.090 MUNICIPAL COURT BOND SCHEDULE SHALL BE AUTHORIZED

Setting of and implementation of bond schedules are the exclusive domain of the Court. State Courts are ordered to follow the Supreme Court's bond schedule, and Municipal Courts are encouraged to follow the Supreme Court's schedule as well. However, the decision of whether or not even to set bonds is a function limited to the Court as part of Wyoming Supreme Court's Canon 1 of the Code of Judicial Conduct, "A Judge Shall uphold the Integrity and Independence of the Judiciary".

Chapter 2 Supplemental Feedings of Certain Wild Animals

Sections:

12.02.010 PURPOSE

12.02.020 DEFINITIONS

12.02.030 PROHIBITED ACTIVITIES / VIOLATIONS

12.02.040 PUNISHMENT OF VIOLATORS

12.02.060 MUNICIPAL COURT BOND SCHEDULE SHALL BE AUTHORIZED

12.02.010 PURPOSE

The Town of Star Valley Ranch is located in the wildland-urban interface adjacent to National Forest lands. The town is built upon historic wildlife winter feeding ground and wild animals move freely between the town and the National Forest. In recent years problems with supplemental feeding have been noted including increased wildlife mortality and damage to vegetation. The purpose of this ordinance is to protect the health and

safety of wildlife within the Town and allow wildlife to follow a more normal foraging, browsing and migration pattern between the town and forest.

12.02.020 DEFINITIONS

When used in this chapter the following words and phrases shall have the following meanings:

- A.** Supplement Feed Attractants: “Supplement feed attractants” including but not limited to any human food, pet food, including pelleted forage feed, hay salt, forage product or mineral supplements, grain, fruit, vegetables, seed, garbage, and other food sources and attractants, but does not include incidental food sources such as lawns and gardens.
- B.** Agricultural: For the purposes of this section “agricultural” means the science or art of cultivating the soil, producing crops, boarding and/or raising permitted livestock.

12.02.30 PROHIBITED ACTIVITIES / VIOLATIONS

A. INTERFERENCE WITH AN OFFICER OR INVESTIGATION

No person shall hinder or otherwise interfere in any manner with any Special Municipal Officer or designated Law Enforcement Officer discharging and exercising their duty in enforcing this ordinance.

B. PROHIBITION

No person shall knowingly or intentionally provide supplemental feed attractants to the following wild animals: antelope, deer, elk, moose, turkey, duck, goose, bobcat, bear, mountain lion, coyote, fox, raccoon, wolf and skunk.

C. REMOVAL OF FOOD

It shall be the duty of each property owner or occupant to remove any and all supplemental feed attractant placed on the property in violation of this section. Failure to remove such attractants or continuing to feed wild animals after receiving notice from the Town will constitute a violation of this section.

D. REMOVAL: MODIFIXCATION OF FEEDING DEVISE

It shall be the duty of each property owner or occupant to remove any devise placed on the property from which wild animals actually feed. Alternatively, the property owner or occupant may modify such a device to prevent wild animals from having access to or feeding from the device, or make such other changes to the property that prevent wild animals from having any access to the device. The failure to remove such a device or to make such modifications after receiving notification from the Town shall constitute a separate violation of this section.

E. EXEMPTIONS

A person engaged in any of the following activities is not subject to liabilities under this section:

1. A person engaged in the normal feeding of livestock
2. A person pursuing an agricultural purpose on agricultural land as defined by Wyoming Statute §39-13-101 (a)(iii)
3. A person engaged in the practice of raising crops and crop aftermath, including hay, alfalfa and grains, produced, harvested, stored or fed to domestic livestock in accordance with normal agricultural practices

4. A person engaged in the cultivation of a lawn or garden
5. Naturally growing materials, including, but not limited to, fruit and vegetables
6. A person engaged in bird feeding using a feeder designed to limit access by the animals specified in paragraph B of this Section
7. Any health department employee, law enforcement officer or a state or federal game official acting within the scope of his/her official duties

12.02.040 PUNISHMENT OF VIOLATORS

A separate offense shall be deemed committed on each day or a part of each day during which a violation occurs or continues. This paragraph does not preclude the town from taking any appropriate action to abate, prevent or remedy a violation of any provision of this section.

In addition to any other penalties prescribed in this chapter, violations of this chapter may be considered a public nuisance for which civil relief may be sought by the Town or any resident of the Town.

12.02.060 MUNICIPAL COURT BOND SCHEDULE SHALL BE AUTHORIZED

Setting of and implementation of bond schedules are the exclusive domain of the Court. State Courts are ordered to follow the Supreme Court's bond schedule, and Municipal Courts are encouraged to follow the Supreme Court's schedule as well. However, the decision of whether or not even to set bonds is a function limited to the Court as part of Wyoming Supreme Court's Canon 1 of the Code of Judicial Conduct. "A Judge Shall uphold the Integrity and Independence of the Judiciary."

Any person or persons found in violation of any section of this chapter, shall be fined or otherwise penalized in a manner consistent with Title 13 Municipal Court bond Schedule of the Town of Star Valley Ranch Town Code.