

AN ORDINANCE

AMENDING SECTION 6-3-12 AND 6-3-13 OF THE MUNICIPAL CODE OF THE CITY OF PAYETTE, IDAHO, TO PROVIDE FOR GIVING NOTICE OF THE IMPOUNDING OF DOGS AND TO PROVIDE THAT IMPOUNDED DOGS BE KEPT A DEFINITE PERIOD OF TIME.

Be it Ordained by the Mayor and the City Council of the City of Payette, Idaho:

That Section 6-3-12 and 6-3-13 of the Municipal Code of the City of Payette, Idaho be amended as follows:

6-3-12 NOTICE OF IMPOUNDMENT: Not later than twenty four (24) hours after the impounding of any dog, the owner thereof shall be notified of such impounding as herein provided. Before any action is taken for the sale or destruction of such dog as hereinafter provided, such notice shall be given in writing served personally on the owner, or if personal service cannot be made, then such notice shall be sent to such owner by registered or certified mail, return receipt requested, ~~mail~~ to the then known address of such owner, or, if unknown, to the address given by such owner on the license application form for the year immediately preceding such impounding. Such owner shall be deemed to have received actual notice four (4) days following the day upon which said notice shall have been deposited in the mail, as herein provided. In the event the fourth day falls upon a Saturday, a Sunday or a legal holiday, the time period shall run until the end of the next day which is neither a Saturday, a Sunday nor a legal holiday. If the owner of the dog is unknown and if he has not made a license application form in the clerk's office covering the year in which the dog is impounded or the year immediately preceding such impounding, the written notice shall be posted four (4) full days at the place where the dogs are impounded, and at the City Service Center, describing said notice to describe the dog and the time and place of taking. In the event the fourth day of posting falls upon a Saturday, a Sunday, or a legal holiday, the time period for posting shall extend until the end of the next day which is neither a Saturday, a Sunday nor a legal holiday. The owner of any dog so impounded may reclaim such dog upon the procural of a license, if lacking, and the payment of all costs and charges incurred by the City of impounding and maintaining said dog, and by signing an affidavit of ownership of said dog. Such affidavit ~~to~~ shall contain a full description of the dog to include breed, sex, color, height and weight plus other information as shall be required by the Chief of Police. The impounding charges of the City shall be three and 50/100 ~~two~~ dollars (\$3.50) ~~(\$2.00)~~, plus one dollar (\$1.00) per day for keeping the dog and for giving notice to the owner thereof; provided, however, there shall be no charge for giving notice, and keeping the dog on any day that is a Saturday, a Sunday, or a legal holiday.

6-3-13 DISPOSITION OF UNCLAIMED DOGS: All dogs so impounded shall be kept until the time period required for giving notice as provided for in the preceding section has expired. ~~for a period of three (3) days.~~ The owner or representative of the owner of any dog which may be taken up and impounded under the provisions of this Chapter, may recover possession of such dog upon payment of fees and costs in this Chapter provided. If possession of any dog is not recovered as above set forth, the dog may be disposed of by delivery to any person who will pay the license fee and costs herein provided, or the dog may be destroyed in a humane manner.

Passed and approved by the Mayor and Council of the City of Payette, Idaho, this 20th day of March, 1972.

Kesley O. Roehr
Mayor of the City of Payette, Idaho