

CITY OF BUCKLEY

ORDINANCE NO. 30-19

AN ORDINANCE OF THE CITY OF BUCKLEY, PIERCE COUNTY, WASHINGTON AMENDING BUCKLEY MUNICIPAL CODE, SECTIONS 9.10.260 POSSESSION OF DANGEROUS DOG - UNLAWFUL TO ADD AND EXEMPTION IF THE SPECIFIC DOG HAS PASSED THE AKC KENNEL GOOD CITIZEN TEST OR A REASONABLY EQUIVALENT CANINE BEHAVIORAL TEST.

WHEREAS, Buckley Municipal Code Section 9.10.260 makes it unlawful for any person to have in their possession, or allow to be maintained upon premises within their possession or control, a dog found to be dangerous pursuant to the definition in BMC 9.10.020(7)(c); and

WHEREAS, House Bill 1026 passing the House on 3/8/19 and the Senate on 4/17/19 provides and requires an exemption to the prohibition under a breed specific ordinance; and

WHEREAS, the City desires to comply with State law.

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF BUCKLEY, PIERCE COUNTY, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1: Buckley Municipal Code Section 9.10.260 is hereby amended to read as follows:

9.10.260 Possession of dangerous dog – Unlawful.

It is unlawful for any person to have in their possession, or to allow to be maintained upon premises within their possession or control, a dog found to be dangerous pursuant to the definition in BMC 9.10.020(7)(c), or by the city administrator as set forth in BMC 9.10.270(6) except for the specific exemption listed as follows:


(a) A specific dog has passed the AKC Kennel Club Canine Good Citizen Test or reasonably equivalent canine behavioral test in which case the specific dog is exempt from the provisions of BMC Section 9.10.260 for a period of two (2) years. After a two (2) year period, the dog may be retested and if successfully passed the Canine Good Citizen Test, the exemption shall continue for an additional two (2) year period. A dog that has failed the Good Citizen Test, or equivalent test, may retest within a reasonable period of time.

Section 2: All other provisions of Section 9.10.260, Possession of dangerous dog – Unlawful, shall remain in force and effect except as specifically amended above.

Section 3: If any provision of this Ordinance is determined to be invalid or unenforceable for any reason, the remaining provisions of this Ordinance shall remain in force and effect.

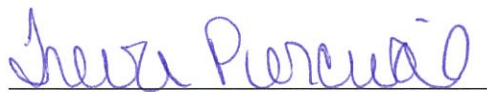
Section 4: This Ordinance shall take effect and be in force five days from and after its passage, approval and publication as required by law.

Introduced, passed, and approved this 10th day of December 2019.



Mayor Pat Johnson

ATTEST:



Treva Percival, MMC – City Clerk

APPROVED AS TO FORM:



Phil Olbrechts, City Attorney

PUBLISHED: December 18, 2019

EFFECTIVE: December 23, 2019