

CITY OF OCEAN SHORES, WASHINGTON

ORDINANCE NO. 896

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEAN SHORES, WASHINGTON, AMENDING OCEAN SHORES MUNICIPAL CODE CHAPTER 8.32.020, PROHIBITING THE FEEDING OF CERTAIN WILD ANIMALS

WHEREAS, the City Council has received complaints from residents about the feeding of deer and other wild animals within the city limits; and

WHEREAS, the feeding of deer and other wild animals creates a public health concern for the City; and

WHEREAS, the Washington State Department of Fish and Wildlife recommends that the feeding of deer and other wild animals be discouraged because of the potential adverse effect on wildlife and the public health hazards; and

WHEREAS, in order to discourage feeding of deer and other wild animals it is necessary for the City Council of the City of Ocean Shores to amend OMSC 8.32.020 to make the feeding of deer and other wild animals within the city limits a nuisance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OCEAN SHORES, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. OSMC Chapter 8.32.020, is amended to add the following new subsection:

8.32.020 Types of nuisances- Authority to abate

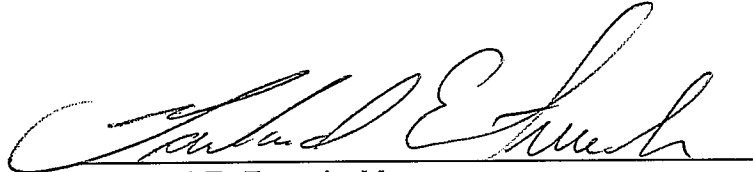
Each of the following conditions is declared to constitute a public nuisance and whenever the enforcement officer determines that any of these conditions exist upon any premises or in any body of water including, but not limited to, lakes, canals, creeks, streams, drainage-ways or wetlands, upon either public or private lands, the enforcement officer may require or provide for the abatement thereof pursuant to this chapter:

AA. The feeding of wild deer, elk, coyotes, cougars, bears, opossums, raccoons, river otters, rats or bats, within the city limits, of any processed feed products, including but not limited to, pelletized food products, blocks of grain or mineral products, grain or feed supplements, seeds, rice, corn, soybean, or bran products; or the feeding of baled hay, alfalfa, clover, sorghum or other plants.

This section shall not apply to any person keeping, maintaining, or having in his or her possession or under his or her control any of the above animals in connection with an educational program, zoo, circus, or licensed/certified rehabilitator, provided such person has taken adequate measures to safeguard persons and property.

THIS ORDINANCE PASSED AND ADOPTED by the City Council of the City of Ocean Shores, Washington, at a regular open public meeting on this 11th day of April 2011.

Section 2. This ordinance shall take effect thirty (30) days after the date of publication.




Garland E. French, Mayor

ATTEST:


Diane J. Foss, CMC City Clerk

REVIEWED AND APPROVED BY:


Arthur A. Blauvelt III, City Attorney