

**ORDINANCE NO. 2016-11**

**AN ORDINANCE AMENDING THE VERNAL CITY MUNICIPAL CODE, SECTION 6.16.010 DESIGNATED.**

**WHEREAS**, the City Council finds that the regulation of cats or dogs within a single residence or on any parcel within a residential zone is necessary for orderly growth and conduct of business within the City, and;

**WHEREAS**, the City Council deems it to be in the best interest of the health, safety and welfare of the citizens to incorporate the following changes to the provisions of the Vernal City Code, and;

**WHEREAS**, the City Council has received input from the public at large in duly noticed open meetings, and has considered and discussed the advantages and disadvantages of such regulation.

**BE IT ORDAINED BY THE CITY COUNCIL OF VERNAL CITY, UTAH AS FOLLOWS:**

**Section 1. Section 6.16.010 is hereby amended to read as follows:**

**6.16.010 Designated.**

Any owner or person having charge, care, custody, or control of an any domestic or feral animal or animals causing a nuisance as defined below shall be in violation of this title and subject to the penalties and/or remedies provided in this title. The following shall be deemed a nuisance:

A. Any domestic or feral animal which:

1. Causes damage to the property of anyone other than it owner or the person harboring or maintaining it;

2. Is a "potentially dangerous", "dangerous", or "vicious" animal as defined in this title and kept contrary to Section 6.20.110 of this title;

3. Defecates on any public sidewalk, parking lot, park, or building, or on any private property without the consent of the owner of such private property, unless the person owning, having a proprietary interest in, harboring, maintaining, or having care, charge, control, custody, or possession of such animal shall immediately remove any such defecation to a proper trash receptacle.

4. Barks, whines, yowls or howls, or makes other disturbing, disruptive noises in an excessive, continuous or untimely fashion;

5. Molests, attacks or threatens to attack passersby or chases passing vehicles;

6. Attacks or worries other domestic animals, livestock or wildlife.

B. Any owner or person having charge, care, custody or control of more than four (4) cats or dogs or any combination thereof, at a single residence or ~~location~~ **on any parcel** within a residential zone, within the City of Vernal, which are over four (4) months of age shall be deemed a nuisance under this title.

C. Any domestic or feral animals which by virtue of the number maintained, kept or

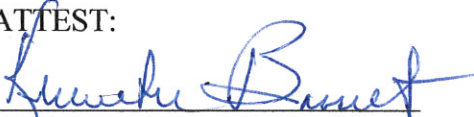
harbored, or the conditions in which they are maintained, kept or harbored, are determined by the animal control officer, or Tri-County health department, or an official of any planning and zoning or code enforcement department within Uintah County, to be offensive, or dangerous to the public health, welfare, or safety. (CC § 08-10-012)

**SECTION A. REPEALER.** All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code are hereby repealed.

**SECTION B. SEVERABILITY.** The provisions of this ordinance shall be severable and if any provision thereof or the application of such provision under any circumstances is held invalid and it shall not affect the validity of any other provision of this ordinance or the application in a different circumstance.

**SECTION C. EFFECTIVE DATE.** This ordinance shall take effect the day after publication the 10<sup>th</sup> day of August 2016.

ATTEST:

  
Kenneth L. Bassett, City Recorder



Date of Publication: August 9, 2016