

If for some reason some of the lines seem to be blurry please increase the size by clicking on the zoom out tool to make the print clearer

Chapter 6.16

PREDATORY ANIMALS

Sections:

- 6.16.010 Short title.
- 6.16.020 Definitions.
- 6.16.030 Purpose.
- 6.16.050 Control program--Created.
- 6.16.060 Fund designation.
- 6.16.070 Control board--Authority.
- 6.16.080 Control board--Terms.
- 6.16.090 Control board--Meetings.
- 6.16.100 Control board--Action.
- 6.16.110 Control board--Compensation and reimbursement.
- 6.16.120 Supervisor--Appointment.
- 6.16.130 Supervisor--Authority and duties.
- 6.16.140 Administrative rules--Purpose.
- 6.16.150 Administrative rules--Interpretation.
- 6.16.160 Administrative rules--Procedure for adoption.
- 6.16.170 Bounty establishment--Conditions for payment.
- 6.16.180 Bounty schedule.
- 6.16.190 Trapping.

6.16.010 Short title. This chapter shall be referred to as the county predatory animal control ordinance. (Ord. 82-3-2 §1.05, 1982)

6.16.020 Definitions. Words, terms and phrases which are not specifically defined in this chapter shall have the ordinary meaning ascribed to them unless the context clearly indicates otherwise. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular, and words in the singular include the plural. The word "shall" is mandatory and not merely directory. Unless the context clearly indicates otherwise, the following words, terms and phrases shall mean as follows:

A. "Animal control department" means the county special services department established to coordinate and regulate dogs and to control or destroy predatory animals. (Ord. 93-4-1 §11, 1993)

B. "Bounty" means a payment to encourage the eradication of predatory animals. (Ord. 98-3-1 §1, 1998)

C. "Dog" includes both domestic breeds of dogs and wolf-dog hybrids. A wolf-

dog hybrid shall be deemed to be a dog for all purposes of this chapter except as set forth herein. Wolf-dog hybrids shall be exempt from the rabies vaccination requirements and penalties if all of the following conditions are met: (1) the dog is declared by the owner in writing to be a wolf-dog hybrid, (2) the dog is declared by an Oregon licensed veterinarian in writing to be a wolf-dog hybrid, (3) an Oregon licensed veterinarian declares in writing that inoculation of the wolf-dog hybrid with any rabies vaccine would be an unlawful use of the vaccine. (Ord. 98-11-1 §10, 1999)

D. "Predatory animal control board" means an advisory body appointed by the board of commissioners.

E. "Predatory animals" means animals including, but not limited to, coyotes, rabbits, rodents and birds which are or may be destructive to agricultural crops, products and activities but excluding game birds and other birds protected by the state.

F. "Program" means the county predatory animal control program established by this chapter.

G. "Supervisor" means the person appointed by the board of commissioners as director of the special services department. (Ord. 82-3-2 §1.10, 1982; Ord. 93-4-1; §11, 1993)

6.16.030 Purpose. This chapter is designed to provide and coordinate regulations governing the control of predatory animals with the county. (Ord. 82-3-2 §1.15, 1982)

6.16.040 Interpretation. deleted (Ord. 97-1-4, §11, 1997)

6.16.050 Control program-Created. The county predatory animal control program, in this chapter referred to as "program," is created to coordinate and implement regulations concerning predatory animals. The administration of the program shall be conducted within the animal control department. All employees of the program shall be employees of the county subject to the county personnel rules. (Ord. 82-3-2 §2.05, 1982)

6.16.060 Fund designation. The county dog control fund is designated as the fund for the accounting system for deposits and expenditures made on behalf of the program. Expenditures and revenue related to the program shall be separately accounted for in the accounting system. (Ord. 82-3-2 §2.10, 1982)

6.16.070 Control board--Authority. The county predatory animal control board, in this chapter referred to as "predatory animal control board," is created to serve as an advisory body with the authority to assist and advise the board of commissioners. The predatory animal control board shall be composed of eight members. The predatory animal control board shall have the authority and duty to:

A. Serve as an advisory board to the board of commissioners regarding the appointment or removal of the supervisor;

B. Review and recommend enactment of policies and rules for the operation of the program;

C. Review and make recommendations on the annual budget of the program as prepared by the supervisor for submission to the board of commissioners and the budget

committee. (Ord. 82-3-2 §3.05, 1982)

6.16.080 Control board--Terms. Upon the effective date of the ordinance codified in this chapter, the persons presently serving on the predatory animal control board shall serve the remaining portion of their terms which will expire as follows:

- A. Two members' terms shall expire on June 30, 1982;
- B. Two members' terms shall expire on June 30, 1983;
- C. Two members' terms shall expire on June 30, 1984;
- D. Two members' terms shall expire on June 30, 1985.

Thereafter each member shall be appointed for a term of four years. At the expiration of a member's term, the board of commissioners shall appoint a new member or may reappoint a member for a term of four years. If a member is removed by the board of commissioners or resigns from the predatory animal control board any replacement member shall serve for the remainder of the term of the member being replaced. (Ord. 82-3-2 §3.10, 1982)

6.16.090 Control board--Meetings. The predatory animal control board shall meet and organize by the election of a chairperson from among its members. The organizational meeting to elect a chairperson shall occur between July 1st and July 31st each year. The predatory animal control board shall meet at the call of the chairperson or any two members as necessary to perform the duties required by Section 6.16.070 of this chapter. The supervisor shall assist the chairperson in scheduling meetings. The chairperson shall preside at all meetings of the predatory animal control board and shall conduct the meetings in accordance with procedural rules established by the predatory animal control board. (Ord. 82-3-2 §3.15, 1982)

6.16.100 Control board--Action. Five voting members shall constitute a quorum. No decision shall be made by the predatory animal control board unless a quorum is present. A majority of the members present at a meeting must vote in favor of any proposed decision or action of the predatory animal control board before it may be implemented. (Ord. 82-3-2 §3.20, 1982)

6.16.110 Control board--Compensation and reimbursement. The members of the predatory animal control board shall receive no compensation for services provided as members, except for reimbursement of actual and necessary travel and other expenses incurred in the performance of their duties. Request for reimbursement of expenses shall be submitted to the supervisor. (Ord. 82-3-2 §3.25, 1982)

6.16.120 Supervisor--Appointment. The supervisor of the animal control department shall be appointed by the board of commissioners to administer the program and the provisions of this chapter. The board of commissioners shall review recommendations of the predatory animal control board prior to making the appointment. The supervisor shall serve at the pleasure of the board of commissioners. (Ord. 82-3-2 §4.05, 1982)

6.16.130 Supervisor--Authority and duties. The supervisor shall be appointed as a peace officer by the county sheriff pursuant to ORS 204.635 and shall have the authority and duty to enforce the provisions of this chapter and other applicable state laws concerning the destruction and control of predatory animals. The supervisor shall have the authority and duty to perform the following acts:

- A. Review and make recommendations to the predatory animal control board and the board of commissioners on all matters pertaining to the program and this chapter;
- B. Supervise the program and employ persons in the program;
- C. Negotiate and recommend contracts for personal services to the board of commissioners for final approval and execution;
- D. Execute and administer trapping agreements for program employees to trap on public or private property;
- E. Investigate, collect and disperse fees for predatory animal bounties;
- F. Purchase or lease equipment needed for the program;
- G. Cooperate with the state of Oregon and the government of the United States of America to destroy or control predatory animals within the county;
- H. Secure any and all necessary permits for the destruction or control of predatory animals;
- I. Perform any and all acts necessary to enforce the provisions of this chapter and applicable state laws. (Ord. 82-3-2 §4.10, 1982)

6.16.140 Administrative rules--Purpose. In order to implement the provisions of this chapter, the board of commissioners may adopt by resolution administrative rules to:

- A. Set policies and procedures as may be necessary to implement any provision of this chapter;
- B. Provide guidelines for regulating the destruction and control of predatory animals;
- C. Establish and collect fees for bounties and equipment rental. (Ord. 82-3-2 §5.05, 1982)

6.16.150 Administrative rules--Interpretation. In the event of a conflict or discrepancy between the provisions of this chapter and the administrative rules, the provisions of this chapter shall take precedence over inconsistent provisions in the administrative rules. (Ord. 82-3-2 §5.10, 1982)

6.16.160 Administrative rules--Procedure for adoption. The predatory animal control board or the board of commissioners may initiate proceedings for adoption of administrative rules. The predatory animal control board shall review and recommend policies and rules as proposed by the supervisor. Rules proposed and recommended by the predatory animal control board shall be presented to the board of commissioners for their approval. (Ord. 82-3-2 §5.15, 1982)

6.16.170 Bounty establishment--Conditions for payment. A. Bounties are established for the eradication of predatory animals. Payment of a bounty is conditioned upon presentation to the animal control department the appropriate skins or body parts for

the predatory animal as set forth in Section 6.16.180 of this chapter and a sworn affidavit containing the following information:

1. The animal must have been killed within the county; and
 2. The animal body parts must have been presented to the animal control department within ten days from the date of the kill. (Ord. 98-3-1 §2, 1998)
- B. The supervisor may reject payment for a bounty if investigation determines the affidavit presented contains false information or misrepresentations or the skins or body parts have been previously notched or have deteriorated beyond recognition. (Ord. 82-3-2 §6.05, 1982)
- C. Claimant must be a resident of Douglas County, Oregon, to be qualified for payment. (Ord. 98-3-1 §2, 1998)

6.16.180 Bounty schedule. A. The bounty schedule for predatory animals and the body parts and skins required are as follows:

1. Porcupines: Schedule A bounty; delivery of the nose of each one is required; (Ord. 98-3-1 §1, 1998; Ord. 98-6-2 §1, 1998)
2. Coyotes:
 - a. Schedule B bounty; delivery of the ears and scalp of each one is required. (Ord. 98-3-1 §1, 1998; Ord. 98-6-2 §1, 1998)
 - b. Schedule C bounty; delivery of the ears is required and all of the following conditions has occurred:
 - i. The coyote had injured or killed livestock; and
 - ii. Hounds were required to capture the coyote; and
 - iii. At least one month of trapping was attempted and failed prior to the use of hounds; and
 - iv. The livestock owner whose livestock was injured or killed by the coyote deposits two hundred dollars with the animal control department as a contribution towards payment of the bounty. (Ord. 98-3-1 §1, 1998; Ord. 98-6-2 §1, 1998)

B. All body parts required for payment of a bounty shall be left with the county. If the body parts are left attached to the pelt, the supervisor may notch the pelt and return it. (Ord. 82-3-2 §6.10, 1982; Ord. 98-3-1 §3, 1998)

C. Schedule A, B and C bounties shall be set, and may be amended from time to time, by duly adopted order of the Board of Commissioners. (Ord. 98-6-2 §1, 1998)

6.16.190 Trapping. The program is authorized to trap predatory animals for the purpose of eradication, destruction and control. The program is authorized to trap cougar, bobcat, red fox and bear that are damaging land, livestock, agricultural or forest crops in accordance with ORS 498.012. In the discretion of the supervisor and in accordance with state law, the program is authorized to trap other animals that have become a nuisance by damaging land, livestock, agricultural or forest crops or by presenting a danger to the health and safety of the public. (Ord. 82-3-2 §6.15, 1982)