

Chapter 6.18

POTBELLIED PIGS

Sections:

- 6.18.010 Definitions.**
- 6.18.020 License Required/Fee.**
- 6.18.030 License/Application.**
- 6.18.040 License Tags.**
- 6.18.050 Records.**
- 6.18.060 Other Licenses and Permits.**
- 6.18.070 License Requirements.**
- 6.18.080 Prohibition Against Running At-Large.**
- 6.18.090 Enforcement.**
- 6.18.100 Inspections, Revocation, or Denial of Renewal of License.**

6.18.010 Definitions.

"Potbellied Pig" shall mean purebred Potbellied Pigs which are registered through a Potbellied Pig Registry, and do not exceed one hundred (100) pounds in weight. (Ord. 513 §2 (part), 1993)

6.18.020 License Required/Fee.

It is unlawful for any person, party, firm, or corporation to keep or maintain within the City limits a Potbellied Pig without first having obtained a license from the City of Ripon and being in compliance with all provisions of this Ordinance. License applications shall be reviewed prior to action by the City Administrator, or his/her designee. The City Administrator, or his/her designee thereof, shall issue licenses which have been granted. The fee for a license issued hereunder or renewal thereof, shall be twenty-five dollars (\$25.00) per calendar year or fraction thereof. (Ord. 513 §2 (part), 1993)

6.18.030 License/Application.

1. Any applicant for a license or renewal thereof under this Ordinance shall file with the City Administrator, a fully executed application,

accompanied by the annual license fee.

2. No licenses or renewal thereof shall be issued until:

a. A Certificate of Purebred Registration is filed with the City Administrator.

b. There has been an inspection by the Pound Master of the premises being licensed and a determination by said Pound Master that all requirements of this Ordinance, and other applicable General Plan and Zoning Ordinances, have been met.

c. There is an adequate means of restraining animals from running at-large or disturbing the peace.

3. Any license or renewal thereof issued hereunder shall be for a calendar year or a portion thereof. Licenses must be renewed each calendar year on or before the thirty-first (31st) day of January. Licenses shall not be transferable to another person, party, firm, or corporation or for another location.

4. When issued, a license shall be kept upon the licensed premises and exhibited, upon request to any city personnel requesting to examine it and having the authority to enforce this Ordinance.

5. The city shall license a premises for only one (1) Potbellied Pig. (Ord. 513 §2 (part), 1993)

6.18.040 License Tags.

Upon issuing a license, the Pound Master shall issue a license tag. The licensee shall, at all time, keep such tag attached to the collar of the Potbellied Pig kept on the licensed premise. No Potbellied Pig shall be permitted to stray or to be taken anywhere outside the limits of the licensed premises unless it is on a leash, except where temporarily unleashed for the purpose of show. (Ord. 513 §2 (part), 1993)

6.18.050 Records.

The City Administrator shall retain a copy of the application and license for his/her files. (Ord. 513 §2 (part), 1993)

6.18.060 Other Licenses and Permits.

The issuance of a license shall not exempt the licensee from obtaining and complying with all other applicable state and city licenses and permits. (Ord. 513 §2 (part), 1993)

6.18.070 License Requirements.

The licensee shall comply with the following as a condition of obtaining and maintaining a license:

1. Animal feces shall be collected on a daily basis and stored in a sanitary receptacle. Animals shall not be brought, or permitted to be, on property, public or private, not owned or possessed by the owner or person in charge of the animal, unless such person has in his/her immediate possession an appropriate device for scooping excrement and an appropriate depository for the transmission of excrement to a sanitary receptacle.

2. When sunlight is likely to cause overheating or discomfort, sufficient shade shall be provided to allow an animal kept outdoors to protect itself from the direct rays of the sun.

3. An animal kept outdoors shall be provided with access to shelter to allow it to remain dry during rain. Animals may be kept outdoors only if contained in a fenced enclosure sufficient for purposes of restraint.

a. The enclosure to be suitable to prevent the animal from escaping. The pen or structure shall have secure sides and a secure top which protects the animal from the elements. All sides must be embedded into the ground no less than two (2) feet unless the bottom is adequately secured to the sides.

b. The enclosure shall not be less than five (5) feet by ten (10) feet.

4. When the atmospheric temperature is less than fifty (50) degrees Fahrenheit, an animal shall be kept indoors at a temperature no less than fifty (50) degrees Fahrenheit, except for temporary ventures which do not endanger the animal's health.

5. An effective program for control of insects, ectoparasite, avian, and mammalian pests shall be established and maintained where a problem may exist.

6. Animals shall be fed and watered at least once a day, except as otherwise might be required to provide adequate veterinary care.

7. Animals may not be permitted to exceed one hundred (100) pounds in weight.

8. Animals shall be examined by a veterinarian within a period of sixty (60) days prior to a new or renewal license application being filed. The animal may be licensed only upon written statement from a veterinarian as to:

a. The animal's weight.

b. The animal has received all recommended vaccinations and boosters.

c. The animal is a-symptomatic respecting disease or has a disease which is not contagious and is receiving appropriate treatment.

d. The animal has been spayed or neutered.

9. Animals shall not be kept in a manner as to disturb the peace of the neighborhood or of persons passing to and from the streets.

10. The license holder shall be responsible for all costs of impounding the animal, if taken into custody as a stray, and for all costs of providing any necessary medical treatment which may be required for the animal under any circumstances.

11. Impound fees shall be in accordance with Section 6.18.090 of this Chapter.

12. Potbellied Pigs over the age of eight (8) weeks must be neutered. (Ord. 513 §2 (part), 1993)

6.18.080 Prohibition Against Running At-Large.

1. It shall be unlawful to permit a Potbellied Pig to "run at-large." "Run-at-large" shall mean the presence of any animal which is not on a leash of six feet or less on any public property, thoroughfare, or on any private property without the permission of the property owner or person

in charge of said private property.

2. Animals which are not leashed in a motor vehicle shall not be deemed to "run at-large" if secured in a manner as will prevent escape.

3. The animal must be under the physical control of an adult. (Ord. 513 §2 (part), 1993)

6.18.090 Enforcement.

1. It shall be unlawful for any person to violate any portion of this chapter or fail to comply with any of the requirements of this chapter. Any person violating or failing to comply with any of the mandatory requirements of this chapter shall be guilty of an infraction. The penalty for such violation shall be as follows:

a. A fine of fifty dollars (\$50.00) for the first violation;

b. A fine of one hundred dollars (\$100.00) for the second violation within one year;

c. A fine of two hundred fifty dollars (\$250.00) for each additional violation within one year.

2. The City Administrator, or his/her designee, shall be responsible for the enforcement of this Ordinance. The City Administrator, or his/her designee, shall have the authority to enter any licensed premise during any reasonable hour for the purpose of inspection. (Ord. 513 §2 (part), 1993)

6.18.100 Inspections, Revocation, or Denial of Renewal of License.

1. The City Administrator shall have the right to suspend or revoke any license once

granted, or deny annual renewal when it appears that any licensee has violated any of the provisions of this Ordinance. Prior to the suspension or revocation of any license or the denial of an application for a renewal thereof, written notice of the reason for such action shall be given to the applicant or licensee by the City Administrator. Such notice shall state that the applicant or licensee may request a hearing on such decision by the City Administrator, or his/her designee within ten (10) days of receiving the notice.

2. Should the applicant or licensee request a hearing within such ten (10) day period, the applicant or licensee shall be notified in writing by the Pound Master of the time and place of the hearing and the license shall remain in effect until the City Administrator, or his/her designee, determines that grounds exist for such action.

3. Disciplinary hearings, including non-renewal, suspension, and revocation hearings, shall be held before the City Administrator, or his/her designee. The City Administrator, or his/her designee may call any witnesses to appear for the purpose of providing information relating to the hearing matter. The licensee and/or the complainant may submit arguments wither in writing or orally and shall have the opportunity to present arguments at such hearing. After hearing all arguments and reviewing all evidence presented, the City Administrator, or his/her designee, shall make a finding. The licensee or applicant shall be notified in writing of the findings. (Ord. 513 §2 (part), 1993)