

Chapter 6.52

PENALTIES FOR VIOLATIONS OF TITLE 6

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6.52.010. Penalties.

Any violation of any provision of any chapter in title 6 of the Ripon Municipal Code shall be unlawful. The first two violations of title 6 in any calendar year shall be punished as an infraction. Subsequent violations shall be punished as a misdemeanor. (Ord 546 § 1, 1995)

6.52.020 Authorization to Remove Animal when Abuse Found:

The Animal Control Officer may remove any animal or fowl from any place, dwelling, lot, house or parcel if he/she finds that the animal is not being cared for in a proper and humane manner. The Animal Control Officer shall then follow the notice and hearing requirements, if any, as provided for in this title. (Ord 546 § 1, 1995)

6.52.030 Each Day a Separate Offense:

Every person violating any provision of title 6 shall be deemed guilty of a separate offense for

each day, or portion thereof, during which such violation is committed, continued, or permitted by such person and shall be punished accordingly. Each day such condition continues shall be regarded as a new and separate offense. (Ord 546 § 1, 1995)

6.52.040 Applicability of State Laws:

Notwithstanding the provisions of this chapter, the provisions of the California Health and Safety Code, the California Penal Code, the California Food and Agriculture Code, the California Code of Regulations, and any other California laws relating to animal health, control, and care, and rabies control shall apply when such provisions are more stringent than the provisions of title 6. (Ord 546 § 1, 1995)

6.52.050 Public Nuisance:

Every person who maintains, permits, or allows a public nuisance as defined in Section 6.04.020 to exist upon his or her property or premises, and every person occupying or leasing the property or premises of another who maintains, permits, or allows a public nuisance to exist thereon, after reasonable notice in writing from the Animal Control Officer, district attorney, city attorney, prosecuting attorney, or code enforcement officer to remove, discontinue or abate the nuisance has been served upon such person shall be punished according to the provisions of this chapter. Each and every day after the service of such notice shall be deemed a separate and distinct offense, and it is hereby made the duty of the Animal Control Officer and the prosecuting attorneys and code enforcement officer to prosecute all persons guilty of violating this Section by continuous prosecutions until the nuisance is abated or removed. (Ord 546 § 1, 1995)

6.52.060 Authorization to Destroy Potentially Dangerous Animals:

Failure of any owner to comply with the provisions of Title 6 shall render the owner liable for violations of Title 6 and shall render the animal subject to destruction. In the event an application for a potentially dangerous animal permit is not received within ten days following written notice to the owner, or in the event the application is denied or revoked, the Animal Control Officer may dispose of any potentially dangerous animal by humanely euthanizing it.

A. Prior to the Animal Control Officer euthanizing any potentially dangerous animal in accordance with Section 6.52.060 or Chapter 6.17 the Animal Control Officer will notify the owner of said animal that they may appeal the

euthanizing of said animal to the City Council of the City of Ripon or their designee.

B. The appeal process is initiated by filing an appeal paper with the City Clerk of the City of Ripon within ten days of receiving the notice from the Animal Control Officer. Said Animal will not be destroyed until the appeal process is complete.

C. The appeal process is deemed to be complete when:

1. The owner of said animal fails to file an appeal with the City Clerk within the ten day limit.

2. A ruling is made by the City Council or their designee regarding the appeal. (Ord 546 § 1, 1995)