

ORDINANCE NO. 1063

**AN ORDINANCE OF THE TOWN OF SAN ANSELMO
AMENDING TITLE 5 OF THE SAN ANSELMO MUNICIPAL CODE**

The Town Council of the Town of San Anselmo does hereby ordain as follows:

Chapter 1 of Title 5, Sanitation and Health, of the San Anselmo Municipal Code is hereby amended as follows.

Sections 5-1.01 and 5-1.02 Repeal in their entirety and replace with:

5-1.01 Adoption of Marin County Code addressing animals.

Pursuant to Section 50022.9 of the Government Code, the Marin County Code addressing animals, set forth in Title 8 of the Marin County Code, codified in Chapter 8.04 of Title 8 of the Marin County Code along with the fees to be collected for animal control services, are hereby adopted by reference and shall be in full force and effect within the Town of San Anselmo.

5-1.02 Penalty for violations.

(a) As provided in Section 8.04.070, any owner/guardian failing to procure and pay for a dog license within the period allowed in Section 8.04.030 shall pay a delinquent penalty in the amount set forth by separate ordinance of the Board of Supervisors. The delinquent penalty may be waived where failure to pay is due to reasonable cause and circumstances beyond the control of the dog owner/guardian which shall be determined by the Animal Services Agency or the County Administrator's Office. Any person dissatisfied with a determination denying waiver of a delinquent penalty shall be entitled to a hearing which shall be conducted pursuant to the provisions of Section 8.04.122.

(b) As provided in Section 8.04.184(c) any person who boards, has, keeps, maintains, or has in his/her possession or control, for any length of time, any wild and/or undomesticated animal in violation of any provisions of Sections 8.04.182 through 8.04.184.1 of the Marin County Code shall be guilty of a misdemeanor and shall be subject to imprisonment in a county jail for not more than six (6) months or a fine not to exceed one thousand and no/100ths (\$1,000.00) dollars or both.

(c) As provided in Section 8.04.260(a) of the Marin County Code, any person violating any of the provisions of Section 8.04.179, 8.04.180, 8.04.181, 8.04.225, 8.04.230, 8.04.240, 8.04.245 and 8.04.246 of Chapter 8.04 is guilty of a misdemeanor.

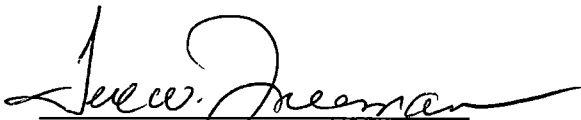
(d) As provided in Section 8.04.260(b) of the Marin County Code, any person violating any other of the provisions of Chapter 8.04 is guilty of a misdemeanor and punishable by a fine of not more than five hundred and no/100ths (\$500.00) dollars or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.

(e) As provided in Section 8.08.030 of the Marin County Code, any person or persons violating any provision or provisions of Chapter 8.08 shall be deemed guilty of a misdemeanor and punishable at a fine of not more than five hundred and no/100ths (\$500.00) dollars or by imprisonment in the county jail for not more than six (6) months, or by both such fine and imprisonment.

(f) As provided in Section 8.12.020, every owner, guardian, or claimant of any dog accustomed to or having the propensity to hunt, chase, course or kill deer who suffers or permits such hound or hounds or other dogs to go or run at large in the County of Marin shall be guilty of a misdemeanor.

(g) As provided in Section 8.12.030, any person violating any provision of Chapter 8.12 shall be guilty of a misdemeanor and upon conviction thereof shall be punished by fine of not less than one hundred and no/100ths (\$100.00) dollars, nor more than five hundred and no/100ths (\$500.00) dollars.

Within fifteen (15) days after adoption, the Town Clerk shall post in the office of the Town of San Anselmo Clerk, a certified copy of the full text of this Ordinance along with the names of those Council Members voting for and against the Ordinance.


Ted Freeman, Mayor

Attest:


Barbara Chambers, Town Clerk

The foregoing **Ordinance No. 1063** was read and introduced at a Regular meeting of the Town Council of San Anselmo the Town of San Anselmo held on the 25th day of March, 2008, and ordered passed to print by the following vote, to wit:

AYES: Breen, Freeman, House, Greene, Thornton

NOES: (NONE)

ABSENT: (NONE)

ABSTAIN: (NONE)

and will come up for public hearing and adoption as an Ordinance of the Town of San Anselmo at a Regular meeting of the Town of San Anselmo to be held on the 8th day of April, 2008.


Barbara Chambers, Town Clerk