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MEMORANDUM



To: Chair of the Board of Supervisors
Board of Supervisors
Clerk of the Board
From: Public Health Department
Date: November 5, 2015
Ref: **Corrections to Draft Ordinance for Chapter 7 Animals and Fowl**

The following recommended language changes have been added to the strikeout version and final version (attachments to memo) of the revised ordinance:

Sec. 7-57. Vicious or Restricted Dog Hearing

(b)

(1) Subsequent to the investigation showing probable cause that a dog is potentially vicious or restricted, the animal control supervisor, animal control officer or law enforcement officer shall prepare a petition, which is a document that lays out the allegation that the dog is potentially vicious or restricted and the supporting evidence.

(4) The owner or custodian shall be served the notice of the hearing, the time, date and location of the hearing, a copy of Article VIII Vicious Dogs and Restricted Dogs, and a copy of the petition, either personally, and/or by first class mail and certified mail return receipt requested. The hearing shall be held promptly within no less than five (5) working days nor more than ten (10) working days after the service upon the owner or custodian of the dog. For the purposes of this article, service is complete either (i) when the documents are personally served or (ii) five days after the documents are deposited in the mail or when the return receipt is received back from the recipient, whichever is earlier.

Sec.7-61. Compliance with conditions and consequences of violation of conditions

(a) The hearing officer who heard the petition to determine if a dog is potentially ~~dangerous or~~ vicious or restricted or other administrative hearing officer may schedule follow-up hearing dates to ensure compliance with all conditions imposed.

Additionally, these changes have been made to rectify typographical errors:

- 7-57(a) – a “d” should be erased as follows: “.... The director shall set an **e** administrative hearing...”
- 7-59(c) – the “or” should be changed to “of” as follows: “...keeping, possessing or having custody **of of** any dog...”