

ADOPTED

JUL 09 2019

Board of Supervisors
James City County, VA

ORDINANCE NO. 7A-26

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 3, ANIMAL LAWS, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE I, IN GENERAL, SECTION 3-10, PENALTIES; BY AMENDING AND RENAMING ARTICLE II, DOGS, DIVISION 1, IN GENERAL; SECTION 3-20, RUNNING AT LARGE PROHIBITED WITH NEW NAME RUNNING AT LARGE AND RUNNING AT LARGE IN A PACK PROHIBITED; AND BY AMENDING ARTICLE II, DOGS, DIVISION 1, IN GENERAL, SECTION 3-21, RUNNING AT LARGE PROHIBITED APRIL FIFTEENTH THROUGH JULY FIFTEENTH.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 3, Animal Laws, is hereby amended and reordained by amending Article I, In General, Section 3-10, Penalties; and by amending Article II, Dogs, Division 1, In General, Section 3-20, Running at large and running at large in a pack prohibited; and Section 3-21, Running at large prohibited April fifteenth through July fifteenth.

Chapter 3. Animal Law

Article I. In General.

Sec. 3-10. Penalties.

- (a) Unless otherwise specified, any violation of a provision of this chapter shall constitute a Class 4 misdemeanor, punishable by a fine of up to \$250.00.
- (b) Payment of the annual dog license fee required by this chapter subsequent to a summons to appear before a court for failure to pay such fee within the time specified in section 3-38 shall not operate to relieve the owner from the penalties provided.
- (c) Civil penalties:
 - (1) A civil penalty in the amount listed on the schedule below shall be assessed for a violation of the respective offense:
 - a. Not displaying a current county dog license:
 - i. First offense \$20.00
 - ii. Second offense \$30.00
 - iii. Third and subsequent offenses \$40.00
 - b. No current rabies vaccination:
 - i. First offense \$30.00
 - ii. Second offense \$45.00
 - iii. Third and subsequent offenses \$60.00
 - c. *Dog found running at large in a pack:*
 - i. *Each offense \$100.00*

Article II. Dogs

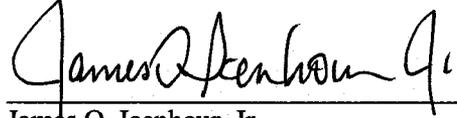
Division 1. In General

Sec. 3-20. Running at large *and running at large in a pack* prohibited.

- (a) Dogs shall not run at large in the county except in those areas zoned A-1, General Agricultural; provided, however, even within A-1 areas dogs shall not run at large in: (1) platted subdivisions consisting of five or more lots, of which at least three lots have occupied dwellings or in manufactured home parks, or (2) in that geographic area generally bound to the north by the Colonial Heritage and Liberty Crossing neighborhoods, to the south by Centerville Road, to the west by Jolly Pond Road, and to the east by the Liberty Crossing neighborhood and the Lightfoot Marketplace shopping center located at 6401 Richmond Road, which area is more specifically designated on the map dated June 12, 2018 and titled "Restricted area in County Code 3-20(a)."
- (b) For purposes of this section, "at large" shall mean roaming, or running ~~or self hunting~~ off the ~~premises~~ *property* of the owner or custodian and not under the immediate control of the owner or his agent. However, a dog shall not be considered at large if during the hunting season it is on a bona fide hunt in the company of a licensed hunter or during field trials or training periods when accompanied by its owner. *A dog shall be deemed to be "running at large in a pack" if it is running at large in the company of one or more other dogs that are also running at large.*
- (c) Any dog observed or captured while unlawfully running at large shall be disposed of in accordance with sections 3-45 through 3-47.
- (d) For any dog identified as to ownership, if such dog is captured and confined by the animal control officer or other officer appointed under the provisions of this chapter, the owner shall be charged with the actual expenses incurred in keeping the animal impounded. Owners of dogs not impounded shall be issued a summons for violation of this provision. Each day thereafter that this section is not complied with shall be a separate offense.
- (e) *The owner or custodian of any dog found while running at large in a pack shall be subject to a civil penalty in accordance with this Chapter.*

Sec. 3-21. Running at large prohibited April fifteenth through July fifteenth.

- (a) Notwithstanding section 3-20 above, dogs are prohibited from running at large in the county in each calendar year during the period from April fifteenth to July fifteenth. During this time all dogs shall be kept on a leash or under direct control of the owner to ensure that the dog is not roaming, ~~or~~ running ~~or self hunting~~ off the property of the owner.
- (b) The provisions of subsections (b), (c), ~~and~~ (d), *and* (e) of section 3-20 shall be likewise applicable to this section.



James O. Icenhour, Jr.
Chairman, Board of Supervisors

ATTEST:



Teresa Fellows
Deputy Clerk to the Board

VOTES	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
HIPPLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LARSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SADLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MCGLENNON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ICENHOUR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adopted by the Board of Supervisors of James City County, Virginia, this 9th day of July, 2019.

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