

ORDINANCE NO. 61

AN ORDINANCE regulating the presence of animals in certain public places, providing for permits, permit fees and penalties for violation.

THE CITY COUNCIL OF THE CITY OF BELLEVUE DO
ORDAIN AS FOLLOWS:

Section 1 - Definitions.

(a) Animal - The term "animal" as used herein shall be deemed to mean and include any dog, cat or tame, domesticated or controlled animal of any kind, dead or alive, except animals slaughtered, dressed and inspected for human consumption by an authorized state or federal health agency, and except any dog specially trained for guidance and aid of a blind person when such animal is in the custody and under the control of such blind person.

(b) Public Food Establishment - The term "Public Food Establishment" as used herein shall be deemed to mean any place (excepting a private home) where food and drink are displayed, stored, served, sold or delivered to the public, or prepared, processed or packaged therefor, with or without charge. Without limiting the generality of the foregoing definition, such term shall specifically include restaurants, fountains, boarding houses, grocery stores and food and meat markets.

(c) Itinerant or temporary food establishments - The term "Itinerant or Temporary Food Establishment" shall be deemed to mean any public food establishment operating at a temporary location, for a temporary period, in connection with some fair, carnival, circus, church bazaar, service club or other public exhibition or social gathering where the booth, stand or other place in which the food or drink is stored, prepared or served is so situated as to make impractical the exclusion of animals from the adjacent public areas.

Section 2. - It shall be unlawful for any person having possession or custody of any animal, or for any operator or person having charge of a public food establishment, to take, permit or allow such animal into a public food establishment without a valid permit therefor issued by the City.

Section 3 - It shall be unlawful for any person in charge of, employed or aiding in the management or operation of an itinerant or temporary food establishment to place food to be prepared, processed, delivered or served to any member of the public, upon the floor of such itinerant or temporary food establishment, or any other place therein that an animal might approach and contact or befoul such food.

Section 4 - Permits for a period of not to exceed 14 days, for the display of animals within public food establishments, may be issued by the City Health Officer, or other person designated by the City Manager, upon payment of the license fee of \$1.00 if, after investigation, such officer shall find:

(a) That the animal or animals sought to be taken into the public food establishment is free from communicable disease as evidenced by a certificate of a veterinarian, duly licensed by the State of Washington, upon examination of such

animal made within two days prior to the exhibition of such animal in the public food establishment.

(b) That the cage or other device containing such animal shall be located not less than 20 feet from the nearest place of food storage, display, preparation, service or delivery.

(c) That no person handling or caring for such animal will handle food without taking such precautions for cleanliness of his person and clothes after such care and before handling food, as is prescribed by City Ordinance or rules and regulations promulgated by the Health Officer for and necessary to the public health.

(d) That such animal will be excluded from reach or handling by members of the public while on display.

(e) That provision has been made for the humane care and treatment of such animal while so displayed as to avoid molestation, abuse, fear or undue tiring by a prolonged exposure to public view or to temperatures not normally encountered in the animal's usual habitat.

Section 5 - Such permit may be revoked by the City Health Officer in the event of his finding that any of the terms of this ordinance have been violated.

Section 6 - Any person found guilty of violating the terms of this ordinance shall be fined not more than \$ 50.00 nor less than \$ 25.00, or imprisoned for more than 10 days, or both.

Section 7 - It shall be the duty of the health officer or other administrative agent of the city, designated by the City Manager, to enforce the provisions of this ordinance or rules or regulations promulgated by the health officer, and in the performance of this duty, the health officer or other authorized representative, is authorized to enter, at any reasonable hour, such public health establishment as may be necessary in connection with the enforcement hereof.

Section 8 - If any section, subsection or portion of this ordinance or of the rules or regulations referred to herein, shall be declared invalid, such declaration shall not affect the validity of the remaining portions of this ordinance or of such rules and regulations.

Section 9 - This ordinance shall take effect and be in force five (5) days after its passage, approval and legal publication or posting.

PASSED by the City Council on the 8th day of June, 1954, and signed in authentication thereof this 8th day of June, 1954.

Approved as to form:

Kenneth A. Cook
City Attorney

Attest:

Helen R. Miller
City Clerk

DATE OF PUBLICATION OR POSTING:
June 10, 1954

William J. Fox
Mayor
W. H. Johnson
Councilman
George Gardner
Councilman

FILED

CITY OF BELLEVUE

DATE June 9, 1954

CITY CLERK Helen R. Miller