

# Garfield County

## Aggressive Canine/Wolf Ordinance

### Section 1. Definitions:

#### Aggressive Canine

Any Canine that has at least 1/256<sup>th</sup> but not more than 1/16<sup>th</sup> Wolf blood by pedigree.

#### Aggressive Behavior

Includes but is not limited to killing, fighting, biting, attacking, chasing, destruction of property or animals, or any other activity which would cause a reasonable and/or prudent individual to experience fear.

#### Posted

In Residential, Commercial, Forest Recreation, Agricultural, and Industrial zones "posted" shall mean installation of signs legible from 100 feet stating "Beware of Dog" or other similarly worded message. Signs shall be posted on physical barriers to the animal and to which the public has access.

In Wildlife and Multiple Use zones "posted" shall mean installation of signs legible from 300 feet stating "Beware of Dog" or other similarly worded message. Signs shall be placed along the boundary of the aggressive canine/wolf designated habitat at intervals not exceeding 300 feet and to which the public has access.

#### Responsible Party

"Responsible Party" means the owner of the animal, the owner of private property who knowingly allows the aggressive canine/wolf be located on said property, the public land manager/official who authorizes the release or presence of any aggressive canine/wolf, and any governmental staff, employee, volunteer, and/or agent that participates in the release of said animal on public lands.

#### Under the Control Of

"Under the Control of" means inside a structure, building, fence, cage, or secured to a fixed anchor which prevents the animal from access to property utilized by the public. The animal must be subject to physical constraints prohibiting its presence in areas available to the public.

"Under the Control of" in areas available to the public means a) within a cage or vehicle which prevents the animal from contact with the public or b) muzzled, on a leash secured by a responsible party and under the physical control of the responsible party.

"Under the Control of" means the animal is in a location which prevents the aggressive canine/wolf from contact with individuals and/or private property. Sighting of an uncontrolled aggressive canine/wolf and/or damage to property by an aggressive canine/wolf constitutes failure to be "Under the Control Of" the Responsible Party. Presence of the animal outside the designated restrictions also constitutes failure to be "Under the Control of" the Responsible Party.

Wolf

Wolf means any animal having more than 1/16th Wolf blood by pedigree.

**Section 2. Requirements**

The Responsible Party/Parties shall have properties used by any aggressive canine/wolf Posted as defined above.

The Responsible Party/Parties shall be liable for all activities associated with the behavior of the aggressive canine/wolf. The aggressive canine/wolf shall be under the control of the responsible party at all times. Failure to keep the aggressive canine/wolf under control of the responsible party shall be punishable as described below. The aggressive canine/wolf shall not enter Garfield County until posting and any required jurisdictional agreement has been completed.

An Aggressive Canine/Wolf that is not under private ownership shall only be present on public lands for which a land manager has sole and exclusive jurisdiction and responsibility as defined by established law. For public lands that have concurrent, partial or proprietary jurisdiction, written permission from all levels of government shall be obtained prior to the presence of any Aggressive Canine/Wolf that is not under private ownership.

Failure to comply with the requirements listed above is a criminal offense as follows:

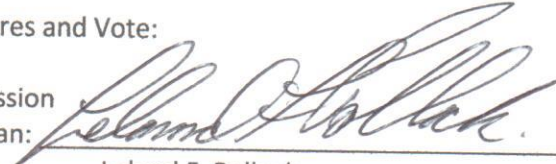
Each sign failed to be posted is a Class C Misdemeanor subject to a maximum penalty of 90 days in jail and \$750 Fine.

Failure to have the animal under the control of the responsible party is a Class B Misdemeanor subject to a maximum penalty of 6 months in jail and \$1,000 Fine.

Bringing an aggressive canine/wolf onto public areas in violation of this ordinance is a Class B Misdemeanor subject to a maximum penalty of 6 months in jail and \$1,000 Fine.

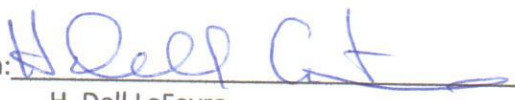
**PASSED, APPROVED, AND ADOPTED** on this **12th** day of **January, 2015** by the Garfield County Commission.

Signatures and Vote:

Commission Chairman:  YES

ATTEST:

County Clerk:   
Camille A. Moore

Commission:  YES County Seal:

Commission:  YES  
David ~~B.~~ Tebbs  
B.