

**ORDINANCE NO. 1421**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO THE CITY'S ANIMAL CODE; AMENDING TITLE 6 OF THE GIG HARBOR MUNICIPAL CODE TO ADOPT BY REFERENCE RCW 16.52.340 RELATING TO LEAVING AN ANIMAL UNATTENDED IN A MOTOR VEHICLE OR ENCLOSED SPACE; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

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WHEREAS, RCW 35A.11.020 authorizes the legislative body of code cities to adopt and enforce civil infractions and penalties consistent with state law; and

WHEREAS, Gig Harbor Municipal Code Title 6 includes the regulation of animals; and

WHEREAS, the City of Gig Harbor desires to adopt by reference RCW 16.52.340 in order to allow the City to pursue civil infractions relating to the endangerment of animals left in vehicles or enclosed spaces without adequate cooling, heat, and/or water; Now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, ORDAINS AS FOLLOWS:

Section 1. Title 6 of the Gig Harbor Municipal Code is hereby amended to read as follows:

**6.16.010 Confined Animals - Statute adopted by reference.**

The following state statute, including all future amendments, repeals, or additions thereto, is hereby adopted by reference as if set forth herein:

RCW 16.52.340 Leave or confine any animal in unattended motor vehicle or enclosed space — Officers' authority to reasonably remove animal.

**6.16.020 Confined Animals – Penalty**


A violation of this section is a Class 2 civil infraction as defined in RCW 7.80.120.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 3. Effective Date. This Ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor, this 22<sup>nd</sup> day of July, 2019.

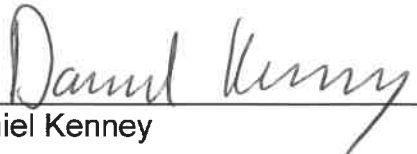
CITY OF GIG HARBOR

  
\_\_\_\_\_  
Mayor Kit Kuhn

ATTEST/AUTHENTICATED:

  
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Molly M. Towslee, City Clerk

APPROVED AS TO FORM:  
Office of the City Attorney

  
\_\_\_\_\_  
Daniel Kenney

FILED WITH THE CITY CLERK: 07/03/19  
PASSED BY THE CITY COUNCIL: 07/22/19  
PUBLISHED: 08/01/19  
EFFECTIVE DATE: 08/06/19  
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