

ORDINANCE NO.1533

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE AMENDMENT OF PAYETTE CITY CODE, TITLE 6 ANIMALS, CHAPTER 6.08 DOGS BY AMENDING SECTION 6.08.108 APPEALS TO REMOVE APPEAL TO CHIEF OF POLICE; AND PROVIDING SEVERABILITY, CODIFICATION, PUBLICATION BY SUMMARY, AND ESTABLISHING EFFECTIVE DATE.

BE IT ORDAINED BY THE PAYETTE CITY COUNCIL AS FOLLOWS:

Section 1. Payette Municipal Code Title 6 ANIMALS, Chapter 6.08 DOGS, Section 6.08.108 is hereby amended to:

6.08.107: APPEALS:

Any order or decision of the Ordinance Officer or Chief of Police regarding an animal under this chapter, including a declaration or finding that a dog is a vicious or nuisance dog due to its actions ~~or its breed~~, as set forth in this chapter, may be appealed by the owner, keeper or harborer to the ~~Chief of Police~~ City Council within ten (10) days after receipt of written notice thereof. Upon appeal, the ~~Chief of Police~~ City Council shall provide to the dog's owner, keeper or harborer the opportunity to appear before ~~him~~ them and present evidence, if any, relative to the appeal. The owner, keeper or harborer of the dog shall be notified in writing of the ~~Chief's~~ Council's decision regarding the appeal. ~~A decision by the Chief upon appeal may be appealed within fifteen (15) days after the date of the Chief's decision to the City Council.~~

Section 2. This Ordinance may be published in summary form allowed by Idaho Code.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

Section 4. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 18th day of September, 2023.

CITY OF PAYETTE, IDAHO

BY Craig L. Jensen
Craig L. Jensen, Mayor

ATTEST:

Sarah Skelly

Sarah Skelly, Deputy City Clerk

