



## KENAI PENINSULA BOROUGH

144 N. BINKLEY SOLDOTNA, ALASKA 99669-7520  
BUSINESS (907) 262-4441 FAX (907) 262-1892

### MEMORANDUM

JOHN J. WILLIAMS  
MAYOR

**TO:** Grace Merkes, Assembly President  
Members, Kenai Peninsula Borough Assembly

**FROM:** Grace Merkes, Assembly President *GM*

**DATE:** February 19, 2008

**SUBJECT:** Amendments to Ordinance 2008-01, providing for the impoundment and disposition of vicious dogs in the areas of the borough outside of cities

Following are some amendments to the above ordinance that I plan to propose. These would authorize the option of confining a vicious dog instead of killing it, would require assembly approval of a fee schedule, increase the time from five to ten days that an owner can protest forfeiting ownership of a dog, rearrange the order of two code sections, and add a two-year sunset provision:

1. **Amend KPB 8.10.040 C as follows:**

Each contractor ~~shall~~ may employ on or more duly trained and experienced animal control officers...

2. **Amend KPB 8.10.050 B as follows:**

(Starting with the second from last line) "designation, appeal rights, and that the dog ~~shall may~~ be either disposed of or subject to borough confinement requirements following exhaustion of all appeal rights.

3. **Amend KPB 8.10.080 as follows:**

(Starting on the third line down) Dogs deemed to be vicious ~~may not be redeemed but~~ shall either be disposed of in a humane manner or confined in accordance with borough requirements following exhaustion of all appeal rights as set out in this chapter. If a dog is to be confined, the owner shall confine it within a building or secure enclosure and shall not take the dog out of such building or secure enclosure unless the dog is securely muzzled and held with a secure leash. In addition to the above, the owner shall post a conspicuous sign, warning of the vicious animal, along the front lot line of the property where the dog is kept.

4. **Amend KPB 8.10.090 by adding the following underlined language:**  
Fees for redeeming an impounded dog held by a contractor with the borough shall be charged in accordance with the terms of the approved contract with the borough **and as approved by the assembly.**

5. **Switch 8.10.100 and 8.10.110 so that the “Hearing and Appeals” section is numbered 8.10.100 and the “Forfeiture” section is numbered 8.10.110.**

6. **Amend KPB 8.10.110 B, fifth line down, as follows:**

“provided by the borough within ~~five~~ ten days of service of the notice of forfeiture.”

7. **Add a new Section 5 as follows and renumber existing Section 5 to Section 6:**

**Section 5.** That this ordinance shall automatically expire on February 19, 2010, unless the assembly by ordinance has altered or extended that date.