Chapter 9.08 ANIMAL SERVICES

9.08.020 Generally.

A. The animal services director and his or her other officers are designated as public officers and employees of the county, charged with the duty to enforce the provisions of this chapter and any law of the state relating to the care, treatment and impounding of animals, and they are authorized to issue citations for violations of said laws and provisions in accordance with Section 836.5 of the California Penal Code.

B. Each such person, while performing his or her respective duties, shall wear a metallic badge of a size and design to be determined by the animal services director.

C. The animal services director and his or her officers, when acting in the course and scope of their employment, are authorized to carry, in county vehicles, unloaded firearms or weapons of a type and caliber approved by the sheriff's department. The animal services director and his or her officers shall receive initial and recurrent training in the use of any type of firearm or weapon approved for use by the sheriff's department, in order to establish and assure satisfactory proficiency in the use of such weapons commensurate with the safety and welfare of the general public.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.08.030 Duties.

The animal services director and his or her officers shall pick up and impound animals as provided in Chapters 9.04 through 9.44 of this code. They shall also enforce the provisions of Chapters 9.04 through 9.44 and any other state law or local ordinances relating to animals.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.08.050 Authority.

Whenever the animal services director or his or her officers are authorized to take up and impound any animal under the provisions of Chapters 9.04 through 9.44, he or she shall have the authority in the exercise of a sound discretion to shoot to kill any such animal that attacks him or her while he or she is in the act of seizing it for impounding and to shoot any dog at large that has no known owner or home and which cannot be safely caught.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

## Chapter 9.36 PROHIBITED ACTS

9.36.010 Prohibited acts—Generally.

A. No unauthorized person shall remove any current, valid license tag from any dog.

B. No person shall attach to or keep upon any dog any license tag provided for in Chapters 9.04 through 9.44, except a tag issued for such dog under the provisions of Chapters 9.04 through 9.44.

C. No person shall harbor or keep any dog which is not licensed in accordance with the requirements of Chapters 9.04 through 9.44.

D. No person shall interfere with, oppose or resist any animal services officer who is taking up or impounding animals or issuing citations, while such animal services officer is engaged in the performance of any act authorized by Chapters 9.04 through 9.44 of the Mono County Code.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.36.020 Interference with use of highways.

It is unlawful for any person or owner in possession thereof to permit any dog to be at large which attacks, worries or barks at pedestrians, vehicles or other users of the public areas, roads, streets and highways.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.36.030 Noisy dogs.

It is unlawful for any person to permit any dog owned by him or in his possession or under his control to habitually destroy the peace and quiet of any person or neighborhood by habitual barking or howling.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.36.040 Dog nuisances.

It is unlawful for any person to permit any animal owned by him or in his possession or under his control to commit a nuisance in any public place or on the property of another.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.36.050 Violation—Penalty.

Any person violating the provisions of this chapter shall be guilty of an infraction and upon conviction shall be punishable by:

A. A minimum fine not less than thirty dollars for the first violation;

B. A minimum fine not less than fifty dollars for a second violation of this chapter within one year;

C. A minimum fine not less than seventy-five dollars for a third or more violation of this chapter within one year.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

## Chapter 9.44 DOG REGULATIONS

9.44.010 Definitions.

As used in this chapter:

A. "At large." It shall be unlawful for any person owning, harboring, or having the care, custody, or possession of any dog to keep or maintain any dog in any place in the designated leash law areas of the county except fastened securely by a chain, rope, or leash or except securely confined within private property legally controlled by the person in possession of the dog. Further, any dog off the premises of its owner or person having the care, custody or possession, shall be on a rope, chain, or leash, not exceeding six feet in length and under the immediate physical control of a competent person. Further, the term "at large" shall not include any dog being trained in obedience or other class or being exhibited at show or obedience trial, or being trained for or used for bona fide hunting purposes, or that is engaged in the herding, grazing or control of livestock, and while under the immediate vocal control of a competent person.

B. "June Lake" means that certain unincorporated area of the June Lake Loop area of Mono County, described as follows:

All that land within Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 14, 15, 16, 17, 20, 21, and 22, Township 2 South, Range 26 East, Mount Diablo Base and Meridian.

C. "Hilton Creek" means that certain unincorporated area of Hilton Creek, more particularly described as follows:

Beginning at the northeast corner of Section 35, Township 4 South, Range 29 East, Mount Diablo Base and Meridian, thence west one-fourth mile, thence south one-half mile, thence west one-fourth mile to the center of Section 35, Township 4 South, Range 29 East, Mount Diablo Base and Meridian, thence north one-eighth mile, thence west one-fourth mile, thence north one-eighth mile, thence west one-fourth mile, thence north five-eighths mile, thence east one-fourth mile, thence south one-eighth mile, thence east one-half mile, thence north one-fourth mile, thence east one-half mile, thence south one-half mile, thence west one-fourth mile to the point of beginning.

D. "Mammoth-June Lake Airport" means that certain airport within the county of Mono more particularly described as follows:

A portion of Sections 1, 2 and 3, Township 4 South, Range 28 East, Mount Diablo Base and Meridian.

E. "White Mountain Estates" means that unincorporated area of Mono County more particularly described as follows:

The S.E. ¼, S.W. ¼ and the S. ½, S.E. ¼, Section 22, T.5.S., R.23E. M.D.M., in the county of Mono, state of California.

F. "Lee Vining" means that certain unincorporated area of Lee Vining, more particularly described as follows:

That portion of Sections 4, 5, 8, 9, and 16, Township 1 North, Range 26 East, Mount Diablo Base and Meridian, described as follows:

The south one-half of the south west one-quarter of Section 4, the South east one-quarter of the south east one-quarter of Section 5, the north east one-quarter of the north east one-quarter of Section 8, the west one-half of Section 9 and the north one-half of the north west one-quarter of Section 16.

G. "Wheeler Crest" means that certain unincorporated area including Sky Meadow, Swall Meadows and Pinion Ranch, more particularly described as follows:

That portion of Sections 13, 14, 23 and 24, Township 5 South, Range 30 East, Mount Diablo Base and Meridian, described as follows:

The west one-half of the southwest one-quarter and the west one-half of the east one-half of the southwest one-quarter of Section 13.

The south one-half of the northeast one-quarter of the northwest one-quarter of the northeast one-quarter, the east one-half of the southeast one-quarter of the northwest one-quarter of the northwest one-quarter, the south one-half of the northeast one-quarter of the northwest one-quarter, the south one-half of the northwest one-quarter of the northeast one-quarter, the north one-half of the southwest one-quarter of the northwest one-quarter, the north one-half of the southeast one-quarter of the northwest one-quarter, the southwest one-quarter of the northeast one-quarter, the south one-half of the north one-half of the southeast one-quarter of the northeast one-quarter, the south one-half of the southeast one-quarter of the northeast one-quarter and the southeast one-quarter, of Section 14.

The northeast one-quarter of the northeast one-quarter of the northwest one-quarter, the north one-half of the northwest one-quarter of the northeast one-quarter, the north one-half of the northeast one-quarter of the northeast one-quarter, the north one-half of the south one-half of the northwest one-quarter of the northeast one-quarter and the north one-half of the south one-half of the northeast one-quarter of the northeast one-quarter of Section 23.

The northwest one-quarter, the northeast one-quarter, the southwest one-quarter and the west one-half of the southeast one-quarter of Section 24.

H. "Chalfant" means that unincorporated area of Mono County in Sections 8, 9 and 17 of Township 5 South, Range 33 East, Mount Diablo Base and Meridian, depicted in the map entitled Prohibited Area 944.010(H)—Chalfant, a copy of which is reproduced in this chapter of the county code and is attached as Exhibit A to the ordinance that added this subsection to Section 9.44.010.

I. "Sunny Slopes and Pine Glade" means those portions of Sections 28, 29, 32 and 33 located in Township 4 South, Range 30 East, Mount Diablo Base and Meridian, more particularly described as follows: (1) the west half of Section 28; (2) the east half of Section 29; (3) all of that portion of Section 32 located northerly of U.S. Highway 395; and (4) all of that portion of Section 33 located northerly of U.S. Highway 395.

(Ord. 03-01 § 1, 2003; Ord. 97-10 §§ 1, 2, 1997; Ord. 89-423-§ 1, 1989; Ord. 89-423-H § 1, 1989; Ord. 89-423-G § 1-3, 1989; Ord. 82-399-L § 6, 1982; Ord. 81-339-K § 1, 1981; Ord. 79-423-E § 1, 1979; Ord. 72-423C § 1, 1973; Ord. 72-423A § 1, 1972; Ord. 72-423 § 1, 1972.)

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.44.020 Prohibited acts.

No person owning or having possession, charge, custody or control of a dog in the areas June Lake, Hilton Creek, the Mammoth-June Lake Airport, White Mountain Estates, Lee Vining, Wheeler Crest or Chalfant, shall allow the dog to run at large.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.44.030 Signs.

The county may post signs giving notice of the leash law requirement in all areas and communities subject to the regulation of this chapter. The failure to post such signs shall not be deemed as a defense for any violation of this chapter.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)

9.44.040 Violation—Penalty.

Violation of the provisions of this chapter is an infraction punishable by a fine of not more than fifty dollars for the first offense, and for a second or subsequent offense a fine of not more than one hundred dollars.

( Ord. No. 21-01 , § 1(Exh. A), 5-4-2021)