(d) Have a drainage system, which is connected to a septic system or sanitary sewer to facilitate cleaning.

(5) Provide housing properly designed for each species. (Ord. 1750 § 7, 1999).

7.16.100 Inspections.

The animal control authority shall inspect existing or proposed pet shops and/or animal shelters in connection with its licensing investigation and when inspections are necessary to insure compliance with this chapter. Inspections shall be made during regular business hours. Copies of United States Department of Agriculture documents relating to “exotic animals” shall be made available to animal control authorities on request. (Ord. 1750 § 7, 1999).

7.16.110 Revocation.

The animal control authority may revoke a license issued pursuant to this chapter if the licensed pet shop, boarding kennel, and/or animal shelter is operating in violation of POMC 7.16.010, 7.16.080, or 7.16.090. (Ord. 1750 § 7, 1999).

Chapter 7.20

HOBBY KENNELS

Sections:
7.20.010 Hobby kennel license required.
7.20.020 Limitations upon number of dogs/cats.
7.20.030 Hobby kennel application process/procedure.
7.20.040 Duty to provide hobby kennel.
7.20.050 Proration of license fee.
7.20.060 Public hearing required.
7.20.070 License application.
7.20.080 Inspections.
7.20.090 Revocation.

7.20.010 Hobby kennel license required.

Hobby kennels shall be licensed annually before or on the first day of July or 30 days prior to commencement of operation. Licenses shall expire on June 30th of each year thereafter. (Ord. 1750 § 8, 1999).

7.20.020 Limitations upon number of dogs/cats.

No hobby kennel shall have more than 10 dogs or cats. (Ord. 1750 § 8, 1999).

7.20.030 Hobby kennel application process/procedure.

Approval of a hobby kennel shall be a two-phase process.

(1) Application for approval of hobby kennel site shall be submitted to the city of Port Orchard, in accordance with POMC 7.20.060. The city council shall hold a public hearing prior to commencement of construction, operation of a hobby kennel on any parcel of property within the incorporated city limits.

(2) Upon approval of the hobby kennel site location, the applicant may submit an application to the animal control authority. The animal control authority shall issue the license or renewal thereof if the license fee is paid, if the application meets the requirements of POMC 7.20.070, and if, upon inspection, the existing or proposed hobby kennel is compatible with the uses of property in the surrounding area, would not create a burdensome annoyance to those in the vicinity, and would not cause a significant risk to health. In applying the foregoing standards, the animal control authority
shall consider the layout and construction of the hobby kennel, setbacks, fencing, screening, soundproofing and appropriate sanitation procedures to prevent disease, infestation and foul odors. A license may be issued subject to conditions in the nature of physical alterations and improvements if the conditions would bring the hobby kennel within the foregoing standards. As a part of a hobby kennel license, the licensee shall receive a license tag for each dog or cat owned by the licensee. Such license tags shall be issued in accordance with Chapter 7.12 POMC, including payment of applicable licensing fees. (Ord. 1750 § 8, 1999).

7.20.040 Hobby kennel fees.

(1) Application for approval of hobby kennel site location shall be $250.00.

(2) The annual license fee for a hobby kennel shall be $200.00 plus a $25.00 inspection fee for new applications.

(3) Late Fee. There shall be an additional fee of $25.00 if the license is not obtained by July 1st of each year or prior to commencement of operation. (Ord. 1750 § 8, 1999).

7.20.050 Proration of license fee.

Upon commencement of operation, the initial license fee for a hobby kennel shall be prorated according to the number of months remaining in the license year. (Ord. 1750 § 8, 1999).

7.20.060 Public hearing required.

(1) Prior to application for a hobby kennel license, the property owner must submit an application for approval of hobby kennel site location. This application shall be submitted to the city clerk and shall include the following information:

(a) Applicant’s name and mailing address;

(b) Property owner’s name and mailing address (if different than applicant);

(c) Location address and tax parcel number;

(d) Property owner list. This shall be a list containing the name, address, and tax parcel number of property owners within 300-foot radius of subject property. Two sets of mailing labels with name, address, and tax parcel number of each property owner shown on the property owner list;

(e) Nature of hobby activity;

(f) Number of dogs and/or cats and their breed;

(g) Site plan depicting the placement, setbacks, and layout of the hobby kennel facility; and

(h) Information on fencing, screening, soundproofing proposed hobby kennel facility, and appropriate sanitation procedures to prevent disease, infestation, and foul odors.

(2) Upon receipt of a completed application the city clerk shall set a date for public hearing before the city council. Notice of such public hearing shall be given to all property owners within 300-foot radius of the subject property not less than 10 days or more than 30 days prior to the date of hearing.

(3) At the public hearing the council shall consider the facts of the proposal and facts pertaining to the subject property or to properties adjacent to or in the vicinity thereof. The council shall evaluate the proposal for the purpose of determining if it is in furtherance to the health, safety, peace, and general welfare of the community.

(4) The council, within 30 days after the conclusion of the public hearing, shall take action on the application. The action shall be one of the following:

(a) Approve hobby kennel site location. Upon approval of the hobby kennel site location, the applicant may submit an application for hobby kennel license to the animal control authority. The council may include conditions of approval, which shall be met prior to issuance of a hobby kennel license by the animal control authority.

(b) Disapprove hobby kennel site location.

(5) Appeal Process. The decision of the city council shall be final and conclusive unless within 30 days from the date of said action the original applicant or an aggrieved party files an appeal to the superior court for a writ of certiorari, a writ of prohibition or a writ of mandamus. The filing of such appeal within such time shall stay the effective date of the order of the city council until such time as the appeal shall have been adjudicated or withdrawn. (Ord. 1750 § 8, 1999).

7.20.070 License application.

An application for a hobby kennel license shall be made to the animal control authority and shall contain at a minimum the following. Such information shall be of a specific nature to allow determination of the following:

(1) The name, address, and telephone number of the applicant;
(2) A diagram in approximate scale showing the property and structures for which the license is sought;
(3) A diagram of the kennel facility;
(4) A description of the uses to which the properties surrounding the proposed hobby kennel are devoted;
(5) The number and breeds of dogs and/or cats for which the license is sought;
(6) Letter from city of Port Orchard confirming approval of site location; and
(7) Any other pertinent information as prescribed by the animal control authority. (Ord. 1750 § 8, 1999).

7.20.080 Inspections.
Prior to the issuance of a hobby kennel license or any renewal thereof, the animal control authority shall inspect the applicant’s premises at a mutually convenient time. The purpose of the inspection shall be to determine if the hobby kennel does or can maintain the standards set forth in POMC 7.20.030(2) and/or specific requirements set by the city council or animal control authority during the public hearing or license application process. (Ord. 1750 § 8, 1999).

7.20.090 Revocation.
(1) The animal control authority may revoke a hobby kennel license if the hobby kennel is operating in violation of this chapter, POMC 7.12.010, or POMC 7.04.050.
(2) The city may revoke approval of the site location if the applicant/property owner is out of compliance or fails to meet or maintain conditions as set by the city council. (Ord. 1750 § 8, 1999).