

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Steinbach/Council Clerk	MS	6/23		10/12/93	Council/Intro
Division Head:				10/26/93	Council/Hearing
Dept. Head:					
Prosecutor:	DG	10/15			
Purchasing/Budget:					
Executive:					

SUBJECT:

Ordinance establishing a dog control zone in the Mosquito Lake Road and Mount Baker Highway areas, amending Whatcom County Code Section 6.04

ATTACHMENTS:

The ordinance
 Petitioner's legal description; Engineering Division legal description; map drawn by Engineering Division

SUMMARY STATEMENT:

Please complete sections of box as appropriate & explain the item below.

Related County contract #:	Should Clerk schedule a hearing? NO / / YES /xx/ Requested date: 10/26/93
Amount budgeted for this item/project: \$	Is it (or will it be) within budget? YES / / NO / / (Please explain below)
Budget line item number(s):	

The Council indicated, on 9/28, that it supported the concept of a dog control zone in the area petitioned for by Greg Steinbach, et. al. In order to enact the dog control zone Whatcom County Code Section 6.04 must be amended by ordinance. A legal description of the proposed zone, based on the description provided by petitioners, was prepared by the Engineering Division of the Public Works Department.

As an official control, this ordinance requires a hearing prior to its adoption.

ORIGINATOR'S RECOMMENDED ACTION:

Adoption of the ordinance is recommended.

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

- 10/12/93: Council introduction
- 10/26/93: Council adopted the ordinance. 7-0.

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ORDINANCE NO. 93-069

ESTABLISHING A DOG CONTROL ZONE IN THE
MOSQUITO LAKE ROAD AND MOUNT BAKER HIGHWAY AREAS,
AMENDING WHATCOM COUNTY CODE SECTION 6.04

WHEREAS, at least 50 citizens in the Mosquito Lake Road and Mount Baker Highway areas, represented by Greg Steinbach, petitioned the Council to establish a dog control zone in that area; and

WHEREAS, after advertising the Council's intent to review the petition as required by Whatcom County Code 6.04, the Council voted to support the citizens' petition and to have staff draw up an ordinance establishing a dog control zone; and

WHEREAS, the area specifically petitioned to be included in the dog control zone was described on the petition as follows: "Proposed dog control zone to include all homes along Mt. Baker Hwy from address 5556 Mt. Baker Hwy to Coal Cr. Also from the N. Fork of Nooksack R. Westerly to the Mt. Baker Hwy and West or uphill from hwy. a reasonable distance. A fair size buffer area is also desirable." ; and

WHEREAS the Engineering Division of the Public Works Department developed from that description an appropriate legal description of the zone and a map showing the boundaries; and

WHEREAS, in order to establish this dog control zone the Council must amend Section 6.04 of the Whatcom County Code;

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that a dog control zone is hereby established in the Mosquito Lake Road and Mount Baker Highway areas, more specifically described in Exhibit A to this ordinance; and

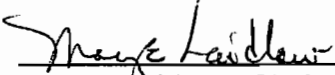
1 BE IT FURTHER ORDAINED that Whatcom County Code Section 6.04 is
2 hereby amended as indicated in Exhibit A to this ordinance.

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4 ADOPTED this 26th day of October, 1993.

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7 ATTEST:

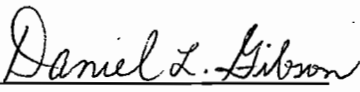
WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

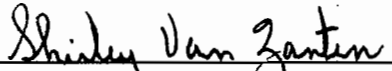
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11 Ramona Reeves, Council Clerk


Marge Laidlaw, Chair

12 APPROVED as to form & content:

Approved () Denied

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16 Daniel L. Gibson
17 Civil Deputy Prosecutor


Shirley Van Zanten, Executive
Date: 10-27-93

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3 **Chapter 6.04 -- ANIMAL CONTROL**

4 ...
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6 6.04.030 Dog control zone established.

7 A. All of the unincorporated areas of Whatcom County are hereby declared to
8 be dog control zones except areas designated R-5, R-10, and AG. Planned unit
9 developments (PUDs) authorized for more than one house per five acres shall be
10 included in this chapter's dog-control zone creation. Further, in these exempt areas,
11 residents may petition the council for areas to be designated dog control zones. Within
12 these exempt areas, all other provisions of this chapter apply, except the under-control
13 provisions. (Ord. 90-82 (part); Ord. 90-53 (part)).

14 B. An additional dog control zone, petitioned for by County citizens, is hereby
15 declared to exist in the Mosquito Lake Road and Mount Baker Highway areas, as
16 hereinafter described: Portions of sections 9, 10, 15, 16, 21, 22, 27, and 28, Township 39
17 North, Range 5 East of W.M., Whatcom County Washington; said area is further
18 described as all those portions of the above described sections lying easterly of the
19 Mount Baker Highway and westerly of the North Fork of the Nooksack River and
20 southerly of Coal Creek and northerly of the north line of the south one half of the
21 south one half of said section 28, said north line running east and west from a point
22 approximately 700 feet south of the Mosquito Lake Road and Mount Baker Highway
23 intersection; AND all those portions of the above described sections lying westerly of
24 and within one half mile of the Mount Baker Highway and northerly of the north line of
25 the south one half of the south one half of said section 28, said north line running east
26 and west from a point approximately 700 feet south of the Mosquito Lake Road and
27 Mount Baker Highway intersection, and southerly of a line projected westerly from the
28 Mount Baker Highway-Coal Creek Bridge.

29 ...