

**TITLE 20**  
**ANIMAL PROTECTION**

**Chapter 20.10—In General**

**Sections:**

- 20.10.005 Definitions.
- 20.10.010 Responsibility for violations.

**20.10.005. Definitions.** As used in this title, the following terms mean:

- (a) *Abandon.* To leave unattended for a period in excess of forty-eight (48) continuous hours.
- (b) *Adult Animal.* Any animal old enough to produce offspring.
- (c) *Animal.* All nonhuman members of the kingdom Animalia.
- (d) *Animal establishment.* Any premises wherein or whereon: 1) any person engages in the business of selling, grooming, training, boarding, or breeding animals, for compensation; 2) any location used to house or board horses; 3) for animals other than fish, fowl or other birds, any location used to house more than five adult animals of any one type or more than ten adult animals total; or (4) any location used to house more than fifty (50) fowl of any type over the age of three (3) months on a lot containing less than fifteen thousand (15,000) square feet plus one (1) additional fowl, of any type, over the age of three (3) months for each one hundred (100) square feet of land over fifteen thousand (15,000) square feet.
- (e) *Animal protection officer.* The director of animal protection and subordinates, Ketchikan Gateway Borough airport police officers, while employed as such, and any person to whom the function of animal protection has been contracted by the borough pursuant to section 20.20.005 hereof.
- (f) *Animal shelter.* Any premises or facility so designated by the director of animal protection for impounding and caring for animals pursuant to this title.
- (g) *At large.* Off the premises of the owner or responsible person and not under the immediate physical control of the owner or a responsible person by leash.
- (h) *Cat.* All domesticated or domestic members of the family Felidae.
- (i) *Dangerous animal.* An animal that is a dangerous animal as defined in section 20.55.005(b) hereof.
- (j) *Dog.* All domesticated or domestic members of the family Canidae.
- (k) *Fowl.* All domesticated or domestic members of the family Gallinaceous.
- (l) *Leash.* Any leash, rope, chain or other physical device or physical method used to keep an animal under the immediate and constant control of the person responsible for that animal at that particular time.

- (m) *License.* A license issued for a dog pursuant to Chapter 20.30 of this title.
- (n) *Molest.* To attack, bite, injure or chase when such conduct is unprovoked.
- (o) *Owner.* A person who owns, keeps or harbors an animal. A person shall be deemed to be keeping or harboring an animal if such person provides such animal with food or shelter for three (3) consecutive days or more. A person shall also be deemed to be the owner of an animal if such person is listed as the owner in the most recent license application.
- (p) *Potentially dangerous animal.* An animal that is a potentially dangerous animal as defined in section 20.55.005(a) hereof.
- (q) *Premises.* Real or personal property owned, occupied, inhabited or controlled by a person.
- (r) *Public way.* Any right-of-way, property or structure owned by the public and open for public access or passage, including, but not limited to the roads, runways, walkways and all buildings on the property of Ketchikan International Airport, any street, highway, cul-de-sac, sidewalk, alley, landing, dock, float, beach, park, path or trail, except state and federal parks, paths and trails, and also any private property which is open for public access or passage, including but not limited to stores, shops, bars, restaurants, offices, hotels, motels, museums and galleries.
- (s) *Responsible person or person responsible.* A person who has been entrusted with, assumed or is otherwise taking care of or has custody of an animal whether temporarily or permanently, and is of majority age and is physically and mentally capable of doing so.
- (t) *Restraint.* Under the immediate and constant physical control of a responsible person by leash or under the immediate and constant verbal control of a responsible person and obedient to that person's commands, or on the premises of the owner or responsible person.
- (u) *Voice command.* When an animal is not under actual physical control, such as by a leash, chain, fence or building and is both in visual contact of the owner or competent custodian and obedient to that person's command.

(Ord. No. 923, §1, 12-20-93; Ord. No. 962, §1, 5-15-95; Ord. No. 995, §2, 8-5-96; Ord. No. 1174, §1, 4-2-01; Ord. No. 1221, §1, 6-17-02; Ord. No. 1316 Substitute, §§1, 2, 6-21-04; Ord. No. 1540S, §1, 11-23-09)

**20.10.010. Responsibility for violations.** Each and every violation of this title is considered a strict liability offense for which the owner or person in control of the animal is responsible, unless the particular violation specifically includes a mental state as an element of the offense.

(Ord. No. 1329, §1, 10-19-04)