

Fee: \$100.00
Renew January 1st of
each year



City of Polson
Application for Kennel License

Name of Applicant _____

Address _____

Address of Kennel _____

Geocode of Kennel _____

Phone _____

Per the Polson Municipal Code Section 13.02.050. - It is unlawful for any person, group of persons in the same dwelling, or family, to keep, harbor, maintain or knowingly permit within the city **more than four cats and/or three dogs**, over six months of age, without first having obtained a kennel license from the city. Licenses shall not be transferable from one person to another person or place.

The maximum number of adult animals to be maintained in the kennel is determined by square footage of proposed kennel.

Process for obtaining a commercial kennel license.

- **Application:** Complete all lines of the application including consent form(s). Applicant's failure to properly complete application and notice forms may constitute cause to deny the application or revoke the kennel license.
- **Inspection:** The intended facilities must be inspected by the animal control officer, such inspections to include physical facilities as well as the effect on the neighborhood.
- **Recommendation(s):** If, during any inspection, the animal control officer determines changes are to be made to the enclosure, run, or to the number of animals to be kept, or require mitigation for the impact to adjacent properties, such as fencing or other screening, the applicant/permit holder shall comply with the order of the animal control officer.
- **Fee:** The applicant must pay an annual commercial kennel fee. The amount will be listed under the schedule of fees, which shall cover one (1) full year from the date of license approval.

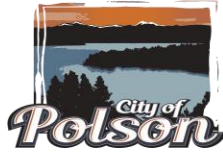
Licenses must be renewed within 30 days of the expiration date or the application will be treated as a new application. It is the applicant's responsibility to renew kennel license prior to the expiration of said license. Failure to obtain a kennel license prior to opening and/or operating any facility covered in this section shall result in a fine of \$100.00.

All kennel licenses will expire one (1) year from date of issuance unless sooner revoked. An agent from the city will investigate any complaints and may recommend revocation of the licenses if it is deemed necessary.

Pursuant to Polson Municipal Code (PMC) section 13.02.050 B 3; written notice of a pending kennel license application shall be provided by the applicant to all owners of real property within 200 feet of the site in question, including the property owner if the site in question is not owned by the applicant. If a neighbor refuses to sign, the applicant shall so state on the application. If two or more residences refuse, the city shall schedule and notice a hearing before the city commission pursuant to section F of the above listed section. Please note ***ALL four pages** of the application must be returned, incomplete applications will not be processed. For more information, please visit www.cityofpolson.com.

Inside or outside runs should be at least 10 feet long and 36 inches wide for dogs up to 45 pounds, and at least 48 inches wide for dogs over 45 pounds. Inside pens must be five square feet per dog 25 pounds or less, nine square feet per dog between 25 and 45 pounds and 16 square feet per dog over 45 pounds.

Boarding facilities must be structurally sound, water-resistant, and non-toxic; prevent dogs from injury or escape; protect them from inclement weather and keep other animals from entering. The kennel must be always maintained at a comfortable temperature for dogs, allow fresh-air ventilation, and adequate lighting. Animals need access to clean fresh water and fresh food and to keep food/water dishes clean and sanitary. Urine and feces need to be cleaned up at least once a day, wash & disinfect the runs and dispose waste in a sanitary manner.



CITY OF POLSON
APPLICATION FOR KENNEL LICENSE

Maximum number of adult breed(s) _____ to be maintained in kennel.

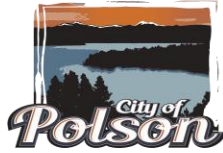
List each animal's; name, breed, current city pet license number, color, age, and identifying marks or characteristics below:

Name of Animal	Breed	Gender	Current License #	Color	Age	Identifying Characteristics	Microchipped Yes or No	Microchip Number

Attach additional sheets if necessary

Please note incomplete applications will not be processed, submit the following with your application:

- Completed neighbor consent form
- Sketch or site plan of proposed facility
- Copies of current rabies certificates for each animal over six months of age
- Copies of current city animal license for each animal
- Fee



CITY OF POLSON
APPLICATION FOR KENNEL LICENSE

DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____

DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____

DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____

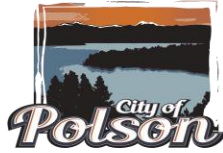
DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____



CITY OF POLSON
APPLICATION FOR KENNEL LICENSE

DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

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I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____

DATE: _____/_____/20_____

As owner of the property at _____

I _____ consent to the placement of an animal kennel on the

Property of _____ address _____

Signed _____

ARTICLE 1. GENERAL**Sec. 13.01.010. Animals at large.**

It shall be unlawful for any person, firm or corporation to keep or maintain domestic or exotic fowl including but not limited to chickens, turkeys, ducks or geese within the corporate limits of the city. It is hereby provided that livestock, consisting of horses, cattle, mules, sheep, burros, goats and swine, or any such animals, shall not be allowed to run at large in the town nor shall these animals be kept within the corporate limits of the city. Horses, mules and burros may be ridden upon the streets and alleys of the city and in authorized parades.

Sec. 13.01.020. Interference with a police dog prohibited.

No person shall purposely or knowingly provoke, grab, strike, harass, injure or otherwise interfere with a police dog trained for use by a law enforcement officer, including but not limited to a police K-9 handler, at any time during the performance, attempted performance or while waiting to perform the animal's or the officer's official duties.

Secs. 13.01.030—13.01.100. Reserved.**ARTICLE 2. ANIMAL CONTROL****Sec. 13.02.010. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Animal means any live creature, both domestic and wild, except humans. The term "animal" includes fowl, fish, and reptiles.

Animal shelter means any premises provided by, or contracted via, the city for impounding and caring for dogs and other animals, or any facility which contracts with the city to provide such services.

Animal shelter director means the operator of a facility contracting with the city to provide the services of an animal shelter.

At large means that an animal is off the premises of the owner, keeper, or responsible custodian of the animal and not on a leash or confined within a kennel, cage, or motor vehicle, or otherwise under the immediate control of a person physically capable of restraining the animal.

Code enforcement officer means all peace officers as that term is defined in state law as well as all duly appointed code enforcement officers, animal control supervisors appointed by the city to carry out and enforce this article, or other officials designated by the chief of police.

Cruelty means any act or omission whereby unjustifiable physical pain, suffering, or death of an animal is caused or permitted.

Dangerous or vicious animal means any animal that attacks, bites, or injures human beings, domestic animals, or livestock without adequate provocation, or which, because of its nature, temperament, training, or other characteristics, would constitute an unreasonable danger to human life or property if not kept, maintained, or confined in a safe and secure manner. Any animal that, without provocation, has aggressively bitten or caused any physical injury to any person shall be prima facie presumed vicious or dangerous.

Kenel means any premises wherein any person engages in the business of boarding, breeding, buying, letting for hire, training for a fee, or selling dogs, cats, or other animals (excluding licensed pet shops). The term "kenel" shall also include any noncommercial establishment or place where more than three dogs and/or four cats are kept over the age of six months, whether for breeding or otherwise.

Leash means a line, chain or leads used to control or restrain an animal and does not include an electronic leash or shock collar.

Muzzle means a humane device, securely fastened over the mouth of an animal, which prevents the animal from biting.

Nuisance means any animal that unreasonably annoys humans, endangers the life or health of persons or other animals, or substantially interferes with the rights of citizens, other than their owners, to enjoyment of life or property. The term "nuisance" shall include, but not be limited to:

- a. Any animal that is repeatedly (more than two separate occurrences) found running at large;
- b. Any dog in any section of a park or public recreation area which is not controlled by a leash or similar physical restraint, except in such parks or public areas designated exempt;
- c. Any animal that damages, soils, defiles, or defecates on any property other than that of its owner, with the exception of service animals authorized under the Americans with Disabilities Act;

- d. Any animal that makes disturbing noises including, but not limited to, continued and repeated howling, barking, whining, crowing or other utterances causing unreasonable annoyance or discomfort to neighbors or others in close proximity to the premises where the animal is kept or harbored;
- e. Any animal in heat that is not confined so as to prevent attraction or contact with other animals;
- f. Any animal, whether or not on the property of its owner, that without provocation, molests, attacks, or otherwise interferes with the freedom of movement of persons in a public right-of-way;
- g. Any animal that chases motor vehicles in a public right-of-way;
- h. Any animal that attacks domestic animals;
- i. Any animal that causes unsanitary conditions in enclosures or surroundings where the animal is kept or harbored;
- j. Any animal that is offensive or dangerous to the public health, safety, or welfare by virtue of the number of animals maintained at a single residence or the inadequacy of the facilities.

Owner means a person who has an interest in an animal, whether legal or equitable. A person who holds an animal for the benefit of or as an agent for another is not an owner. An owner with power to convey an animal binds other owner, and a spouse binds his or her spouse, by his or her act or omission.

Under restraint means that an animal is secured by a leash not to exceed six feet in length or securely enclosed within the real property limits of the owner's premises. (Ord. No. 2019-004, Exh. A, 10-21-19)

Sec. 13.02.020. Dog licenses—Requirements generally; fee; expiration.

Every person, other than owners or keepers of commercial kennels, owning, keeping, or harboring any dog over six months of age within the corporate limits of Polson shall cause such dog to be registered, numbered, and licensed annually with the city clerk and shall pay for such license an amount as set by resolution of the city commission. Any owner claiming that the owner's dog has been spayed or neutered must show to the satisfaction of the licensing authority that such operation has been performed. No license shall be issued without proof of vaccination against rabies disease. First-time licenses issued after July 1 shall be prorated on a semiannual basis. All licenses shall expire on December 31 of the year of issuance. A late licensing fee will be assessed upon all renewal licenses issued after February 15 of the current license year pursuant to the fee schedule.

Sec. 13.02.030. Same—exemptions from article applicability.

The licensing requirements of this article shall not apply to any dog belonging to a non-resident of the city and kept within the city for not longer than 15 days, provided all such dogs of non-residents shall at the time of entry into the city be properly vaccinated against rabies and, while kept within the city, meet all other requirements of this article. Any owner claiming any of these exemptions has the burden of proving to the satisfaction of the licensing authority that the dog in question is entitled to such exemption.

Sec. 13.02.040. Licenses; issuance and registration conditions; tag requirements.

On payment to the city of the amount of the license fee, the licensing authority shall issue a license to the person applying for the same, provided that all other requirements have been met, and shall provide and furnish with each license a durable tag upon which shall be stamped or engraved the registration number of the dog and the year registered. The city shall keep suitable records in which shall be recorded the date and number of such license and the name and address of the person to whom issued. Whenever the dog is allowed in a public place, every owner of a dog within the city shall place and keep around the neck of each dog owned a collar or harness to which shall be securely fastened the license tag issued by the city and to which shall also be attached a tag showing that the dog has been vaccinated for rabies. In the event that a tag is lost or destroyed, a duplicate shall be issued for the current year, upon the payment of a fee for such duplicate pursuant to the fee schedule. No person shall use, for any dog, a license receipt or license tag issued for another dog. It shall be unlawful for any person to remove from the neck of any dog the license tag issued pursuant to this section without the dog owner's permission or alter such tag in any manner.

Sec. 13.02.050. Kennel licensing requirements; limit on number of cats and dogs kept.

A. It is unlawful for any person, group of persons in the same dwelling, or family, to keep, harbor, maintain or knowingly permit within the city more than four cats and/or three dogs, over six months of age, without first having obtained a kennel license from the city as herein provided. This section shall not apply to licensed veterinarian hospitals or animal shelters, but it is intended to apply to keeping or maintaining kennels where cats and dogs are kept for breeding, sale, sporting purposes, boarding, or for the enjoyment of the household. Any person keeping or maintaining a kennel shall make application to the city for said kennel license, or the revocation thereof, shall be authorized or denied at the discretion of the chief of police.

B. Kennel licensing procedure.

1. All applications for a kennel license, including applications for renewal or reinstatement, shall be reviewed by the chief of police or designee, who shall investigate the premises of the proposed kennel and make findings, as set forth herein, regarding said application.

2. All kennel licenses shall be for a designated purpose, and a specific number and type of cats and dogs. Licenses shall not be transferable from one person to another person or place.
 3. New kennel licenses shall only be issued after the chief of police or designee, upon appropriate inspection of the applicant's proposed kennel and other appropriate investigation, approves the application. In addition, written notice of a pending kennel license application shall be provided by the applicant to all owners of real property within 200 feet of the site in question, including the property owner if the site in question is not owned by the applicant, within 15 days of the application date and prior to final application approval by the chief of police or designee. The notices, on forms provided by the city, shall specify the name and address of the applicant, the name and address of the owner of record of the property, a brief statement of the nature of the kennel license application, including the number and type of cats or dogs proposed in the application and reference to the procedures described herein. Applicant's failure to properly complete and deliver all notice forms may constitute cause to deny the application or revoke the kennel license.
 4. The chief of police or designee, in approving a kennel license, shall find:
 - a. That all animals listed on the kennel license application possess current city pet licenses;
 - b. That the site for the proposed use is adequate in size and topography to accommodate such use, and all yards, spaces, fences and enclosures are adequate to properly relate such use with the land and uses in the vicinity;
 - c. That the proposed use will have minimal adverse effect on abutting properties or residents within the affected area; and
 - d. That any conditions stated in the approval are deemed necessary and shall apply and be followed by the applicant and the property owner as a condition of approval.
 5. Upon granting a kennel license, the chief of police or designee may thereafter inspect the premises to ensure compliance with this article and ensure the health and welfare of the animals.
 6. A kennel license holder shall notify the chief of police or designee of any change in the operations which may affect the license and shall keep the chief of police apprised of any change in name, use, or location of said kennel, including, but not limited to, changes in animals and numbers of either cats or dogs listed on the original kennel license application.
- C. The kennel license fee shall be in an amount as set by resolution of the city commission, and the license shall expire on December 31 of each year, unless sooner revoked. License fees shall be reduced by 50 percent if application is made, and subsequently approved, between July 1 and December 31. The kennel license application fee is nonrefundable.

may disapprove of the developer's choice and in such instances the developer shall choose another party to carry out the work.

U. RESERVED.

Division 3 – Ensuring Land Use Compatibility – Enhancing the Community's Image

V. Potential Nuisances. Failure to comply with these performance standards on a continuing basis is a violation of these regulations.

1. **Noise.** No development shall create excessive levels of sound beyond its property line. Excessive sound, measured at the appropriate minimum setback line of the receiving use, exceeds the standards of Table IV.3.

*BARKING
DOG
is (120) dBA*

- a. This performance standard applies to sounds generated by occupancy of a development, including sounds generated by operation of motor vehicles and heavy equipment on the site. It does not apply to motor vehicles on public streets, or the operation of farm machinery, watercraft, or aircraft.
- b. The maximum sound levels of Table IV.3 may be exceeded by temporary construction and maintenance activities and holiday celebrations, but in the LRZD, MRZD, OTZD, HMZD, XRZD, RVZD and TZD, excessive noise generated by such activities shall be restricted to the hours between 7:00 A.M. and 10:00 P.M.

Table IV.3 Detailed Performance Standards for Noise

District In Which The Sound Is Received	Maximum Sound Level
LRZD, MRZD, OTZD, HMZD, XRZD, TZD	60 dBA, 7:00 A.M. to 10:00 P.M. 50 dBA, 10:00 P.M. to 7:00 A.M.
RZD, HCZD, CIZD	70 dBA, any time

"dBA" is the measure of sound levels in A-weighted decibels.

2. **Light, Glare, Heat.**

- a. No development shall direct excessive or dangerous light, glare, or heat beyond its property line, or create lights or glare that constitutes a traffic hazard.
- b. Welding equipment and similar sources of intense light or heat shall be shielded from neighboring properties and public ways by enclosure in a building, location on the property, or a fence or wall.
- c. **Outdoor Lighting.**