

Municipality of Anchorage

8.55.040 - Trapping of animals.

- A. It is unlawful for any person, with criminal negligence, to use any type of trap, such as steel jaw traps, snares or spring traps that might physically harm an animal, to capture animals for noncommercial reasons.
 - 1. Any humane-type trap used for the purposes of capture of animals shall be monitored by the person using it at least once every 12 hours. Any animal captured shall be cared for in a humane manner and returned to the animal's owner, an animal control officer, or the animal care and control center.
 - 2. No person may use any trap for capture of domestic animals and noncommercial purposes of a type not approved by the chief animal control officer or designee.
 - 3. No person may offer false information to any peace officer or animal control authority concerning the identity or ownership of a trapped animal the person has trapped.
- B. Violation of this section is a class A misdemeanor.

(AO No. 96-134(S-2), §§ 19, 52, 7-1-97; AO No. 98-59(S), § 2, 5-19-98; AO No. 2003-77, § 1, 5-20-03; AO No. 2014-42, §§ 8, 54, 6-21-14)

City of Cordova

8.04.195 - Regulation of trapping.

- A. No person may engage in trapping, except as provided in this section, in the following areas: within the city limits as of February 1993, in the area annexed to the city on or after March 1993 that is directly south, south-west and west of the city limits as of February 1993, and not within the parks and open space zoning district established under Title 18. Within these areas, trapping is permitted:
 1. Within an enclosed structure, by, or with the permission of, a person who owns or is in lawful possession of the structure, using traps of any size and type;
 2. By employees or governmental units or agencies who, using live-traps, in the course of their duties, are required to trap animals for authorized purposes or specific animal nuisance problems.
- B. No person may engage in trapping, except as provided in this section, within two hundred yards of the right of way of Power Creek Road which is in the area annexed to the city on and after March 1993. Trapping is permitted:
 1. Within an enclosed structure, by, or with the permission of, a person who owns or is in lawful possession of the structure, using traps of any size and type;
 2. By employees or governmental units or agencies who, using live-traps, in the course of their duties, are required to trap animals for authorized purposes or specific animal nuisance problems.
- C. No person may engage in trapping, except as provided in this section, in the following areas: in the area annexed to the city on and after March 1993 which is north, north-east, east and south-east of the city limits as of February 1993, but not within two hundred yards of the right of way of Power Creek Road. Within these areas, trapping is permitted:
 1. Within two hundred yards of the right-of-way of any publicly maintained road including without limitation the following roads: Copper River Highway, Sheridan Glacier Road, Cabin Lake Road, and the Ibeck Creek dike road, using boxed Conibears no larger than one hundred twenty, and completely submerged traps of any size and type.
 2. More than two hundred yards from the right-of-way of any publicly maintained road, using traps of any size and type.
- D. Any traps deemed unsafe or illegal by a city police officer may be removed by these officials. The officials shall attempt to notify the owner of the trap.

(Res. No. 03-14-16, 3-13-14)

Editor's note— Res. No. 03-14-16, adopted March 13, 2014, set out provisions for use herein. At the direction of the city those provisions have been treated as enacting a new § 8.04.195.

City of Fairbanks, Park Regulations

FAIRBANKS NORTH STAR BOROUGH

PARKS & RECREATION DEPARTMENT

GENERAL RULES AND REGULATIONS

**Revised and approved by the Parks and Recreation Commission on 03/19/2012.
Final approval by Fairbanks North Star Borough Assembly on 4/12/2012.**

The following Parks and Recreation Rules and Regulations are hereby established and promulgated in accordance with the Fairbanks North Star Borough Code of Ordinances, **Title 2.36.080 and Title 9.12.010** and shall become effective immediately. Regular review of these Rules and Regulations will be conducted, and updated as necessary.

GENERAL RULES GOVERNING ALL PARKS AND FACILITIES

1. The Parks and Recreation Director, or his/her designee, has the authority to:
 - Close all or any portion of any park or facility for public health or safety concerns or to preserve public order. The duration of such closures shall be at his/her discretion, as determined by the nature of the closure.
 - Require contracts or other legal instruments, proof of insurance and applicable fees for use of Parks and Recreation facilities.
 - Establish motorized vehicle speed limits, and regulate traffic flow within parks.
 - Have towed and/or impound vehicles parked in areas posted as restricted parking, fire lanes or designated handicap parking areas.
 - Establish hours of operation for borough parks and facilities.
2. Questions regarding, or interpretation of these rules shall be directed to the Parks and Recreation Director.
3. These Rules and Regulations shall apply to any Parks and Recreation controlled and borough-owned or leased amenity including facilities, parks, trails and landscaped areas.
4. Any person or group violating established Parks and Recreation rules, local, state or federal laws or any action that endangers public health and safety may be asked to leave a borough facility by the Parks and Recreation Director, his/her designee or any law enforcement officer.
5. No person may enter upon, occupy or use any borough park or recreation facility except in accordance with borough parks and recreation rules and regulations.
6. No person may put or throw any kind of garbage, rubbish or material, or any other discarded objects in, on or around any borough park or recreation facility.
7. Any special set-up requests for events, parties or other rentals must be included in the rental form. The setup and use of these special requests shall be pursuant to the time, location, duration and manner, as approved by the Parks and Recreation Director or his/her designee. These special set-ups may include, but are not limited to: large event tents, chairs, portable PA or amplifier systems, staging, etc.

8. No person or group shall discharge firearms or other weapons except in designated areas.
9. Abusive, profane, or indecent language, or any conduct or behavior that may threaten or endanger others, is strictly prohibited in all parks and facilities.
10. No person may consume, possess, or otherwise use alcoholic beverages of any sort in areas posted "no alcoholic beverages allowed" in any Fairbanks North Star Borough park. **(FNSBC 9.12.030)**
11. The use, distribution or consumption of alcoholic beverages for events or other organized activities will only be permitted with prior written consent of the Parks and Recreation Director. Additional insurance may be required, and must be pursuant to all local and state laws.
12. Smoking is prohibited within 20 feet of, and inside of any borough-owned or leased facilities.
13. Betting, gambling or gaming in any form, or maintaining any gambling or gaming equipment is prohibited in all parks and facilities, unless prior written consent is provided by the Parks and Recreation Director. If written permission is granted, any gambling or gaming must comply with State of Alaska requirements for these activities.
14. No person shall sell, offer or solicit for sale any goods or merchandise, nor shall any person post, paste, or affix any placard, notice or sign within any park without prior written permission from the borough.
15. No person, group or organization may hold, sponsor or promote any event in any park or facility that is available for exclusive rental without completing a reservation form, and paying the appropriate fee. This restriction applies when the event is larger than fifteen (15) people, the group wants exclusive use of the park or the event duration is longer than two (2) hours.
16. No non-borough owned permanent structures or amenities are allowed in any park or facility, except pursuant to a lease or other management agreement.
17. Unauthorized motorized vehicles are prohibited on any non-motorized trails. Further, only authorized vehicles are allowed on posted service roads, walking paths, sidewalks or other non-roadway areas.
18. The use of personal fireworks is prohibited. Any fireworks for any event require a facility use agreement, additional insurance and must comply with all local and state regulations.
19. Bounce houses or other inflatable party amenities are not allowed in any park or facility, unless additional insurance requirements are met, as determined by borough Risk Management.

PARK USE RULES

1. No person shall pick, cut, injure, deface, remove or disturb any tree, shrub, flower, building, fence, bench or other structure, apparatus or property; dig or disturb soil; or mark or write upon any building, fence, bench or other structure; damage any marker, sign or roadway of any park.
2. No person or organization may catch, injure, disturb, destroy or interfere in any way with any wild animals or birds except while legally hunting, trapping or fishing in designated areas.
3. Wading, swimming or sports activities shall be permitted only in those areas specifically designed and equipped for such use and prohibited in all other areas.
4. Except in designated off-leash areas, all pets must be on-leash and under the owner's control at all times. Pet waste must be picked up and disposed of in provided trash receptacles.
5. A person may not wash, clean, repair or perform routine maintenance on a vehicle in any park facility, except for emergency purposes.
6. Tent, RV and other overnight camping is only allowed at Chena Lake Recreation Area (CLRA). Only RV camping is allowed at Pioneer Park. Camping is restricted to designated, posted camping areas at these two sites. No person or organization shall set up tents, shacks or any other temporary shelter or structure for the purpose of overnight camping in any other area or park. Additionally, no person or organization shall leave in a park any storage container, movable structure or vehicle such as boxes, tents, house-trailers, camp-trailers or the like.
7. Camping will be allowed in designated areas between Memorial Day and Labor Day, unless otherwise posted. Camping in all designated areas shall be limited to five (5) consecutive nights duration and users may leave and return to the campgrounds after an absence of one (1) day for an additional stay of not more than five (5) consecutive nights. Users may not camp more than 15 nights in any consecutive 30 night period. Additional nights may be allowed for pre-approved special events or emergency purposes.
8. For large, multi-day tournaments or special events, camping may be allowed in non-designated areas for those purposes only, by prior written permission of the Parks and Recreation Director or his/her designee. Camping fees may apply.
9. No person shall make or kindle an open fire except in a fire pit, grill, or picnic stove provided for that purpose, or in private stoves or barbecue braziers in any picnic or camping area. Further, the use of any open flames may be prohibited if there are unsafe burning conditions in the area due to weather, wind, etc. This will be at the discretion of the Parks and Recreation Director or his/her designee, in coordination with fire, police or emergency officials.
10. Use of borough Parks and Recreation parks, picnic shelters and gazebos are on a first-come basis. If a person, group or organization wishes exclusive, temporary use of an area, a Use Permit must be completed and the appropriate fees paid.

11. No person may construct a clothesline or expose clothing to dry on bushes, trees, or other objects, except in designated camping areas.
12. Waste water tanks or fluids of any noxious, toxic or potentially harmful nature shall be discharged only at designated locations.
13. Any special set-up requests for events, parties or other rentals must be included in the rental form. The setup and use of these special requests shall be pursuant to the time, location, duration and manner, as approved by the Parks and Recreation Director or his/her designee. These special set-ups may include, but are not limited to: large event tents, chairs, portable PA or amplifier systems, staging, etc.
14. The borough Parks and Recreation department is not responsible for any lost or stolen items in or around the facility. It is strongly encouraged that all personal items be locked in a secure area.

FACILITY USE RULES

Violation or failure to comply with of any of these facility rules may result in restricted access to the facility or more serious action, up to and including police action.

BIG DIPPER ICE ARENA

1. Facility users are not allowed on the ice surface during Zamboni resurfacing or other maintenance operations. Users may return to the ice surface after the Zamboni has completed resurfacing and the gates are closed; or when other maintenance operations have been completed. Absolutely no puck shooting when a Big Dipper Staff person is on the ice.
2. Vandalism, or other misuse of any part of the Big Dipper facilities will result in either individual, team or organization suspension from the facilities. Personnel in charge of each user group (i.e. coaches) are responsible for the conduct of their participants while they are using the Big Dipper facilities both on and off the ice. Users prior to each use should inspect team rooms. Observation of any damages or other irregularities should be reported to a Parks and Recreation staff person immediately. The Big Dipper Parks & Recreation Manager will review each incident and determine appropriate and reasonable actions necessary to maintain proper use etiquette.
3. In order to ensure a punctual start for each user, it is mandatory you leave the ice immediately at the conclusion of your allotted time. Failure to comply will result in suspension of ice time until such time as the Parks & Recreation Manager is assured that the problem is corrected.
4. Facility users are responsible for individual, team, and in some cases, spectator control during their allotted ice time. (User will be informed if security officers are needed for spectator control).
5. No lessons (figure or hockey) for remuneration or not will be allowed during open recreational skating or recreational hockey.
6. Smoking is prohibited within 20 feet of, and inside of any borough-owned or leased facilities.
7. Alcoholic beverages are prohibited at all times from team rooms and from inside the arena unless purchased from a vendor inside the facility, and then consumed in an area approved by the Alcoholic Beverage Commission. Failure to comply will result in suspension from the arena for remainder of scheduled season.
8. Use of illegal drugs is prohibited and will result in immediate suspension of individuals and/or teams from the arena for the remainder of the scheduled season.
9. The use of headphones and cell phones are prohibited on the ice during any skating session(s).
10. The user agrees to hold harmless, defend and indemnify the Fairbanks North Star Borough from any claim whatsoever arising out of the use and occupation of the facility by the user.

11. Vehicle parking is in designated areas only. No parking in handicap, fire and ambulance zones, or in front of the arena and other areas as posted. Vehicles in violation are subject to towing and impound at owner's expense.
12. Team rooms can be secured for all events. Keys can be signed out at the skate room, and the person signing the key out will need to leave their car keys or driver's license. The team room user shall turn in their car keys or driver's license to obtain the key. Team room doors and keys are color coded for your convenience. It is the user's responsibility to use assigned team rooms. Using unassigned rooms is not permitted. Upon completion of the event, the room shall be cleaned by the user and inspected by an on duty supervisor. If the room is cleaned satisfactorily, the user's car keys or driver's license will be returned. The user will pay for any damages incurred. Payment or arrangements will be made within seventy-two (72) hours, or the user will be suspended from further facility use. User will be given (1) verbal warning if team rooms are not cleaned. User will be suspended from team rooms for up to three (3) games or practices after the second such offense. Be sure to lock the door if leaving valuables in the room, as borough Parks and Recreation is not responsible for lost or stolen items. Coin operated lockers are available for rental. Users may bring in their own lock to use, but it must be removed after each use. Personal locks will be cut off nightly.
13. The Parks and Recreation Department will specifically allocate all ice time. Inefficient use of scheduled time will result in revocation and reallocation of that time. A request for schedule changes between user groups must be coordinated through the Parks and Recreation Department at least twenty-four (24) hours in advance of the change. Changes made without Department approval can result in revocation of ice time. The Parks and Recreation Department reserves the right to alter any scheduling with reasonable notice.
14. The conference room can be used for meetings by non-profit organizations. Application for use must be made to the Parks and Recreation Department at least forty-eight (48) hours in advance. Misuse of the meeting room facilities can result in denial of future requests for use. Telephone 459-1070 for availability of conference room.
15. Hitting or throwing pucks, tape balls, etc., off the ice is prohibited and will result in confiscation of hockey sticks, pucks, etc.
16. Children under the age of 12 must have adult supervision while in the facility.
17. Children age five (5) and over must dress in their same sex locker room with the aid of a parent/guardian of the same sex.
18. Posting of any advertisements, posters or flyers that are directly related to recreational activities or programs must be approved by arena manager. Posting is limited to events which benefit or support the community.
19. Taping of posters, banners, decorations, etc., to the Plexiglas or any painted surface is prohibited.
20. Any special set-up requests for events, parties or other rentals must be included in the rental form. The setup and use of these special requests shall be pursuant to the time, location, duration and manner, as approved by the Parks and Recreation

Director or his/her designee. These special set-ups may include, but are not limited to: large event tents, chairs, portable PA or amplifier systems, staging, etc.

21. Spitting tobacco on the ice, walls, floor, water fountains, benches, corners and out of the way places is unsanitary and dangerous, it will not be tolerated and may result in suspension from use of the building.
22. After practice and Rec. Skate, skaters are to wait in the bleacher area for their parents. Food may be eaten in the bleachers provided there is no littering.
23. Parents must pick their children up within 15 minutes after the event is over.
24. Instructors, teams and users of the facility may not be the sole users. In consideration of the other patrons, everyone needs to act in an unobtrusive, professional manner.
25. All users are encouraged to wear proper protective equipment, and personal discretion should be used based on the individual's ability level. The following is required equipment for the following activities:
 - a. **Hockey**. All players in all classifications must wear standard safety equipment. All players in all classifications must wear a hockey helmet, with chinstraps properly fastened while on the ice, in the players boxes and penalty bench. Any coach under the age of 18 years of age must wear a helmet while on the ice or in the players box. All players and coaches must abide by USA Hockey Rules and Regulations.
 - b. **Broomball**. All players on the ice for broomball must wear helmets.
26. Shaking or grabbing on the Plexiglas is PROHIBITED and may result in expulsion from the facility.
27. The borough Parks and Recreation department is not responsible for any lost or stolen items in or around the facility. It is strongly encouraged that all personal items be locked in a secure area.

CHENA LAKE RECREATION AREA

Violation or failure to comply with of any of these facility rules may result in restricted access to the facility or more serious action, up to and including police action.

1. **Facility Hours:** The entrance station and Park are open 24 hours/7 days a week during the summer season (typically Memorial Day through Labor Day). Quiet Hours are observed from 10:00 p.m.-6:00 a.m. and the Swim Beach and Lake Park day use areas are closed for reservation or use during that time.
2. Please swim only in designated swimming areas because of extremely cold water conditions. Rules for the swimming beach are posted. Do not swim immediately after meals and do not become over-exerted while swimming. *There is no lifeguards' on-duty, - swimming is AT YOUR OWN RISK.*
3. No dogs are allowed in the swimming beach area. In other areas, dogs must be kept on a leash, not to exceed six feet.
4. No glass bottles are allowed in the swimming area. The Lake Park Day Use Area (Including the swim beach areas, Pavilion 1 & 2, playground, horseshoe pit, basketball and 3 volleyball courts) is closed to the public at 10:00 p.m.
5. Special use permits are coordinated through the Park Manager for special activities, group gatherings, spectator attractions, etc.
6. Visitors must leave the facility clean and orderly.
7. The Lake is closed to all aircraft, motorized boats and all other motorized watercraft.
8. Music can only be played at a moderate volume. If the volume of the music impacts the enjoyment of the park by others, you will be asked to turn the volume down.
9. Parking is allowed in designated spots only.
10. No boats are to be within the buoys marking the swimming beach area.
11. Everyone on board a watercraft within the recreation area must wear a personal flotation device at all times. PFD's are available for rent at the boat rental building by the lake boat ramp.
12. No person shall knowingly emit a false drowning alarm.
13. Fires are to be in designated sites only. Do not leave a fire unattended. Portable barbecue grills are allowed.
14. No fireworks are allowed in the Park.
15. The loading or discharge of firearms, bows or crossbows, are prohibited for public safety reasons anywhere within the recreation area south of the Chena River and west of the Moose Creek Dike. An Alaska Sport Fishing License is required to fish in the Park.

16. The setting of a steel trap or snare is prohibited for public safety reasons anywhere within 100 feet of a designated trail or roadway.
17. Motor-driven scooters and cycles must conform to state licensing laws and their use will be confined to developed roadways. ATV usage in the Park is not allowed from May 1st until October 1st.
18. Wood will be offered for sale at the entrance station. Cutting of timber or brush is prohibited at all times. Chain saws are not allowed in the Park.
19. All local, state and federal laws apply within the Park.
20. Police emergency services are provided by the Alaska State Troopers. In an emergency, dial '911'. No coin is necessary to dial an emergency number. For emergencies and/or for general Park information, call 488-1655.

BIRCH HILL RECREATION AREA RULES

Violation or failure to comply with of any of these facility rules may result in restricted access to the facility or more serious action, up to and including police action.

1. Children under 12 may not be left unattended in the Birch Hill Recreation area, including trails, facilities and all other areas.
2. No running or horseplay is allowed inside the building.
3. Alcoholic beverages are allowed only during private facility reservations, and only with prior approval from the department.
4. No throwing objects of any kind.
5. Smoking is prohibited within 20 feet of, and inside of any borough-owned or leased facilities.
6. Skis and poles are only allowed in the team room. Waxing skis is allowed only in the team room and warm-up hut, unless otherwise designated.
7. Any special set-up requests for events, parties or other rentals must be included in the rental form. The setup and use of these special requests shall be pursuant to the time, location, duration and manner, as approved by the Parks and Recreation Director or his/her designee. These special set-ups may include, but are not limited to: large event tents, chairs, portable PA or amplifier systems, staging, etc.
8. The borough Parks and Recreation department is not responsible for any lost or stolen items in or around the facility. It is strongly encouraged that all personal items be locked in a secure area.
9. All dogs must be secured and controlled by their owner on a leash at all times. Pet waste must be picked up and disposed of in provided trash receptacles.

PIONEER PARK RULES

Violation or failure to comply with of any of these facility rules may result in restricted access to the facility or more serious action, up to and including police action.

1. Bicycles, skateboards, roller blades and scooters are not allowed to be ridden in Gold Rush Town during summer season operation. There are other areas of the Park where this type of activity is permitted. However, if such activities are causing a threat to public safety, welfare, or property, the activity shall cease upon request of FNSB Staff or Park Security.
2. All dogs must be secured and controlled by their owner on a leash at all times. Pet waste must be picked up and disposed of in provided trash receptacles.
3. Littering is not allowed. Please clean up your area prior to leaving.
4. Smoking is prohibited within 20 feet of, and inside of any borough-owned or leased facilities.
5. The posted vehicle speed limit inside the Park is 5 miles per hour.
6. Public access to the Gold Dome roof is prohibited. Those in violation of this rule will be asked to get down by either FNSB Staff or Park Security. Names and addresses will be retained for Park records.
7. Public access of the Mining Valley Mountain is prohibited. Signs are posted and fences are in place for user's safety.
8. Public access of the railroad tracks is prohibited during train hours of operation.
9. Public access of the upper decks of the Riverboat Nenana is prohibited unless authorized by Park Management or other designated FNSB Employee.
10. Any special set-up requests for events, parties or other rentals must be included in the rental form. The setup and use of these special requests shall be pursuant to the time, location, duration and manner, as approved by the Parks and Recreation Director or his/her designee. These special set-ups may include, but are not limited to: large event tents, chairs, portable PA or amplifier systems, staging, etc.
11. Alcoholic beverages may be consumed on the premises, but only in: Salmon Bake area. The picnic shelters, Alaska Centennial Center for the Arts, dance hall, and pioneer hall must have a scheduled event; and the request for alcohol must be indicated on the reservation form. Patrons found possessing open alcoholic beverages in areas other than those designated are in violation of Borough Ordinances and State Laws.
12. The borough Parks and Recreation department is not responsible for any lost or stolen items in or around the facility. It is strongly encouraged that all personal items be locked in a secure area.

POOL RULES

Violation or failure to comply with of any of these facility rules may result in restricted access to the facility or more serious action, up to and including police action.

1. All facility users are required to check in with the reception desk before entering the locker room. All passes must be shown at each visit.
2. The Parks and Recreation department is not responsible for any lost or stolen items in or around the facility. Use a lock on your locker - you must bring your own lock. Any lock left on a locker overnight will be removed.
3. No food or beverages are allowed in locker rooms or on deck.
4. Loitering is not accepted; children may not be dropped off any earlier than 15 minutes prior to open or lap swims, or be picked up any later than 15 minutes after the program concludes.
5. Children 12 and under may not be left unattended in any area of the facility.
6. The use of photographic equipment or imaging devices is prohibited in the locker rooms and restrooms. Video recording or photography of any kind elsewhere within this facility must be approved by the Facility Manager or the Event Manager.
7. The FNSB Policy and Procedures on the Use of Aquatic Facilities by Minors and Aquatic Facilities Discipline Policy will apply when dealing with unsupervised and/or misbehaving children. (See Attached)
8. While in the facility, children under nine (9) years of age must be accompanied by a person sixteen (16) years or older. While in the pool, children six (6) years of age or younger must be accompanied by a person sixteen (16) years of age or older.
9. Children age five (5) and over must dress in their same sex locker room.
10. Children wearing flotation devices must be within arm's reach of a person sixteen (16) years of age or older at all times.
11. Patrons under the age of fourteen (14) must have approval of the Facility Supervisor to use the weight equipment. Approval for use is dependent on prior training on the equipment or direct supervision. Anyone found abusing the equipment or disturbing other patrons will be asked to leave. Shirts and shoes are required in the weight room.

City of Homer

(1 hits)

Chapter 5.30 HUNTING AND TRAPPING

Sections:

- 5.30.010 Definitions.
- 5.30.020 Hunting prohibited.
- 5.30.025 Trapping prohibited.
- 5.30.030 Exceptions.
- 5.30.040 Penalty.

5.30.010 Definitions.

In this chapter, unless the context requires otherwise:

“Game” means any species of bird and mammal, including a feral mammal, but excluding domestic birds and mammals.

“Hunting” means the stalking or other pursuit of game with the intention of capturing and/or killing same, with or without the use of bow and arrow or any other means, exclusive of firearms.

“Problem animal” means animals causing damage or creating the potential to cause damage to public health and safety, infrastructure, or private property.

“Take or taking” means taking, pursuing, hunting, trapping, or in any manner disturbing, capturing, or killing or attempting to take, pursue, hunt, trap, or in any manner capture or kill game.

“Trapping” means the taking of any bird or animal. [Ord. 05-09(A) § 1, 2005; Ord. 83-22 § 1, 1983].

5.30.020 Hunting prohibited.

Hunting game within the boundaries of the City of Homer with bow and arrow or by any other means is prohibited. [Ord. 83-22 § 1, 1983].

5.30.025 Trapping prohibited.

Trapping within the boundaries of the City of Homer using traps or any other method of taking defined herein or by State law as trapping is prohibited. [Ord. 05-09(A) § 1, 2005].

5.30.030 Exceptions.

- a. This chapter does not apply to the capture and disposal of game by authorized law enforcement of fish and game protection personnel, or to the protection of life or property.
- b. HCC 5.30.025, Trapping prohibited, does not apply to Animal Control Officers, Department of Fish and Game staff, members of the City Department of Public Safety, and City employees designated by the Chief of Police if they are trapping problem animals; provided, that the trapping is performed in accordance with State law. [Ord. 05-09(A) § 1, 2005; Ord. 83-22 § 1, 1983].

5.30.040 Penalty.

The violation of any provision contained in this chapter shall be punished by a fine not to exceed \$300.00 and/or confiscation of any game killed by the violator. [Ord. 83-22 § 1, 1983].



20.08.050 Cruelty or injury to animals.

- a. No person may intentionally injure, torment, poison, provoke, or otherwise abuse an animal, including without limitation through a violation of HCC [7.15.010](#), Transporting an animal.
- b. No person may intentionally kill an animal by injury, torment, poison, suffocation, decompression or other forms of abuse of the animal.
- c. No person may maintain an animal without providing food, water, and shelter adequate to preserve the animal's health, or abandon an animal where it will not be provided proper food, water, shelter, and care.
- d. No person may maintain an animal showing symptoms of infectious or contagious disease without keeping the animal confined in a building or secure enclosure and under proper care.
- e. No person may cause an animal to fight another animal or human being, whether for amusement or financial gain; or train, or keep for the purpose of training, an animal for exhibition in combat with an animal or human being. No person may permit property that the person owns or controls to be used for any of the purposes described in this subsection.
- f. No person may use a trap or snare within the City limits that can kill or injure a domestic animal except under the supervision of a state or federal wildlife agency addressing a specific nuisance wildlife issue, and with prior notice to the Animal Control Officer of the name and contact information of each person who will be working the trap(s), and the type of trap(s) and the location of trap(s) being used.
- g. No person may cause or permit an animal that the person owns or controls to molest or harass wild or domesticated animals.
- h. The driver of a vehicle involved in an accident resulting in injury to an animal shall stop the vehicle as close to the scene of the accident as safely possible and inform the owner of the animal of the accident and injury to the animal, if the animal's ownership is readily ascertainable. If the owner of the animal is not readily ascertainable, the driver shall inform the Animal Control Officer or Police Department as quickly as reasonably possible of the accident and injury to the animal.
- i. Notwithstanding any other provision of this section, the Animal Control Officer, a peace officer or a licensed veterinarian may humanely euthanize an animal that in that person's opinion is so seriously ill or injured that medical treatment would needlessly prolong the animal's suffering; provided, that if the animal bears identification of ownership, the Animal Control Officer, law enforcement officer or licensed veterinarian first shall make a reasonable effort to inform the owner of the animal's condition and obtain the owner's consent to euthanizing the animal.
- j. This section does not apply to: impounding, destruction, or other disposition of an animal in a humane manner as authorized by law; killing or injuring an animal where necessary to protect a human being or domesticated animal from death or bodily injury; or the humane destruction of an animal by its owner or the owner's authorized agent.
- k. A violation of subsections (a) through (h) of this section shall be punishable by a fine of not less than \$300.00 nor more than \$500.00, and the unsuspended portion of the fine shall not be less than \$300.00. [Ord. [16-38\(S\)\(A\)](#) § 4, 2016].

City and Borough of
Juneau

08.45.030 - Trapping prohibited.

Except if done by an agent or employee of the federal, state, or municipal government on official business, it is unlawful for any person to set traps within one-half mile of any public or private street, road, right-of-way, or highway within the City and Borough.

(Serial No. 2009-12(d), § 2, 10-12-2009)

City of Kodiak

Chapter 18.32 PARK AND WATERSHED REGULATIONS

Sections

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For statutory provisions regarding extraterritorial jurisdiction on watersheds, see AS [29.35.020\(b\)\(1\)](#).

18.32.010 Citation

The ordinance codified in this chapter shall be known and may be cited as the “city of Kodiak ordinance regulating conduct in public parks and watershed.” [Ord. 399 §1, 1973]

18.32.020 Definitions

For the purposes of this chapter the following terms, phrases, words, and their derivations shall have the meanings given in this section. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular, and words in the singular number include the plural. The word “shall” is always mandatory and not merely directory.

“City” is the city of Kodiak, Alaska.

“Park” is a park, reservation, playground, beach, recreation center, off-leash dog park or any other area in the city or outside of the city owned or used by the city, and devoted to active or passive recreation.

“Person” is any person, firm, partnership, association, corporation, company, or organization of any kind.

"Vehicle" is any wheeled conveyance, whether motor-powered or self-propelled, and shall include but is not limited to automobiles, motorcycles, motor scooters, all-terrain vehicles, and snow machines of all kinds.

"Watershed" is the whole region or area contributing to the Pillar Creek, Monashka Creek, and city reservoir system including the drainage area, catchment area, or basin. [Ord. 1337 §4, 2015; Ord. 1153 §1, 2003; Ord. 399 §2, 1973]

18.32.030 Defacing property

No person in a park or watershed shall willfully mar, deface, disfigure, injure, tamper with, or displace or remove any building, table, bench, fireplace, sign, notice or placard, monument, stake, post, or other boundary marker. [Ord. 399 §3(1), 1973]

18.32.040 Removal of soil, trees, or plants

No person in a park or watershed shall dig or remove any beach sand, whether submerged or not, or any soil, rock, stones, trees, shrubs, or plants, downed timber or other wood, or materials, or make any excavation by tool, equipment, blasting, or other means or agency. [Ord. 399 §3(2), 1973]

18.32.050 Building construction

No person in a park or watershed shall construct or erect any building or structure of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon, or across such lands, except on special, written permit issued therefor. [Ord. 399 §3(3), 1973]

18.32.060 Injury to trees or plants

No person in a park or watershed shall damage, cut, carve, transplant, or remove any tree or plant or injure the bark, or pick the flowers or seeds of any tree or plant. No person shall attach any rope, wire, or other contrivance to any tree or plant or in any way injure or impair the natural beauty or usefulness of any area. [Ord. 399 §3(4), 1973]

18.32.070 Hunting or molesting animals or birds

No person in a park or watershed shall hunt, molest, harm, frighten, kill, **trap**, chase, tease, shoot, or throw missiles at any animal or bird or discharge any firearms using live ammunition, whether at a target or otherwise, within the confines of a public park or watershed. [Ord. 399 §3(5), 1973]

18.32.080 Intoxicating beverage

(a) No person shall bring alcoholic beverages nor shall any person drink alcoholic beverages at any time within the confines of a park or watershed.

(b) No person under the influence of intoxicating liquor shall enter a public park or watershed. [Ord. 399 §3(6), 1973]

18.32.090 Sanitation

No person in a watershed shall throw, discharge, or otherwise place or cause to be placed in the waters or on the slopes constituting the watershed drainage of the watershed system of the city any substance, matter or thing, liquid, or solid which will or may result in pollution of the water. [Ord. 399 §4(1), 1973]

18.32.100 Refuse deposit

No person shall dump, deposit, or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage or refuse, or other trash in a public park or watershed. [Ord. 399 §4(2), 1973]

18.32.105 Vehicles prohibited

No person in a watershed shall operate or have in their possession a vehicle as defined by KCC [18.32.020](#). [Ord. 1153 §2, 2003]

18.32.110 Camping restrictions

(a) For the purposes of this section “camp” shall mean an open-air location with or without temporary shelter. For recreational vehicle temporary permits see KCC [14.20.030](#).

(b) No person shall camp in any part of the city.

(c) No person shall camp on lands comprising the city’s watershed and/or which contribute to the municipal water supply. Said lands are generally described as:

A portion of land on Kodiak Island, state of Alaska, described with Alaska State Plane, Zone 5 courses as follows:

Beginning at corner A.P. 15 of Tract 37, State of Alaska Patent Number 50-87-0077 filed June 30, 1986, said point being on the northerly boundary of U.S. Survey 2539;

Thence the following courses along the westerly boundary of said Tract 37;

1. N 13°20'09" W, 2,706.66 feet;
2. N 01°39'51" E, 2,722.50 feet;
3. N 88°43'51" E, 1,050.06 feet;
4. N 01°20'09" W, 1,392.43 feet;

Thence the following courses along the natural watershed boundary:

5. N 43°32'46" W, 1,555.04 feet;
6. N 07°03'08" W, 977.39 feet;
7. N 84°53'32" W, 1,797.14 feet;
8. N 78°57'33" W, 1,670.93 feet;
9. N 11°18'36" W, 866.83 feet;
10. N 56°35'00" W, 4,648.44 feet;
11. N 01°00'18" E, 1,140.18 feet;
12. N 60°43'55" W, 1,043.17 feet;
13. N 35°41'15" E, 5,331.13 feet;
14. N 57°51'55" E, 2,350.02 feet;
15. N 44°14'34" W, 3,210.55 feet;
16. N 21°29'44" E, 2,783.61 feet;
17. S 68°55'07" E, 2,807.94 feet;
18. S 53°31'10" E, 3,532.08 feet;
19. N 79°05'42" E, 2,220.09 feet;
20. S 89°37'30" E, 6,110.13 feet;

21. S 32°32'06" E, 687.97 feet;
22. S 25°28'30" W, 2,115.70 feet;
23. S 28°24'46" E, 3,467.71 feet;
24. S 19°24'21" W, 1,866.01 feet to a point on the northerly boundary of said Tract 37;

Thence the following courses through said Tract 37:

25. S 04°31'56" E, 1,645.14 feet;
26. S 07°28'18" W, 2,460.89 feet;
27. S 59°31'31" E, 3,214.00 feet;
28. S 28°41'23" E, 1,960.02 feet to a point on the westerly right-of-way of Monashka Bay Road, state of Alaska right-of-way map S-0391(2), plat number 84-4;
29. Thence along a curve to the left, central angle 62°61'24", radius 481.73 feet, curve length 524.28 feet to the northwesterly corner of Lot 1, Tract C of BLM Tract D, plat number 91-31;

Thence the following courses along the northwesterly boundary of said Lot 1:

30. S 11°52'02" W, 72.74 feet;
31. S 04°58'38" W, 87.23 feet;
32. S 05°59'29" W, 27.89 feet;
33. S 06°26'12" W, 15.22 feet;
34. S 28°00'44" W, 29.40 feet;
35. S 60°15'23" W, 127.23 feet;
36. S 50°30'47" W, 91.64 feet;
37. S 33°33'10" W, 82.66 feet;
38. S 88°17'29" W, 69.22 feet;
39. S 35°21'27" W, 59.45 feet to range line 19 and 20 west;
40. Thence S 01°30'37" E, 989.94 feet along said range line to the northerly boundary of U.S. Survey 3945;

Thence the following courses through said U.S. Survey 3945:

41. S 58°27'21" E, 2,086.57 feet;
42. S 01°24'31" E, 610.18 feet;
43. S 48°16'14" W, 1,983.13 feet;

44. S 02°07'16" W, 1,080.74 feet;
45. S 65°57'09" W, 853.20 feet to a point on the westerly boundary of U.S. Survey 3945 common with the easterly boundary of said Tract 37;
46. Thence S 35°53'42" E, 947.07 feet to corner 1 of Lot 12, U.S. Survey 2539;
47. Thence S 88°41'51" W, 2,397.39 feet along the northerly boundary of said Lot 12;Thence the following courses through said Lot 12:
 48. S 65°57'09" W, 897.23 feet;
 49. S 62°48'07" W, 3,091.33 feet to a point on the southwesterly boundary of said Lot 12 common with the northeasterly boundary of Lot 15, U.S. Survey 2539;
50. Thence the following courses through said Lot 15:
 50. S 62°48'07" W, 551.45 feet;
 51. S 82°55'28" W, 2,151.38 feet;
 52. N 61°14'28" W, 2,341.63 feet to a point on the westerly boundary of said Lot 15 common with the easterly boundary of Lot 16, U.S. Survey 2539;
 53. Thence N 33°51'14" W, 1,164.20 feet to a point on the northerly boundary of said Lot 16 common with the southerly boundary of said Tract 37;
 54. Thence S 88°41'32" W, 1,134.72 feet along said boundary to the point of beginning.

Containing: 7,812 acres, more or less.

[Ord. 932, 1992; Ord. 736, 1984; Ord. 697 §3, 1983; Ord. 649 §1, 1982; Ord. 399 §4(3), 1973]

18.32.115 Park closure

(a) All city parks are closed to the public:

- (1) Before 5:00 a.m. and after midnight from April 15 through September 15.
- (2) Before 5:00 a.m. and after 10:00 p.m. from September 16 through April 14.

(b) No person may enter or remain in a park during the hours of closure prescribed by subsection (a) of this section. [Ord. 1313 §1, 2013]

18.32.120 Enforcement

- (a) The police department shall, in connection with its duties imposed by law, diligently enforce the provisions of this chapter.
- (b) The police department shall have the authority to seize and confiscate any property, thing, or device in a park or watershed used in violation of this chapter. [Ord. 399 §5, 1973]

18.32.130 Violation—penalty

The penalty for violations of this chapter shall be as prescribed in KCC [1.12.010](#). [Ord. 407 §2, 1973; Ord. 399 §6, 1973]

[Mobile Version](#)

Matanuska-Susitna Borough

CHAPTER 24.05: GENERAL PROVISIONS

Section

- 24.05.010 Definitions
- 24.05.020 Jurisdiction
- 24.05.030 Animal annoyance
- 24.05.040 Sanitary enclosures
- 24.05.050 Diseased animals
- 24.05.060 Animals in public places
- 24.05.070 Restraint of animals
- 24.05.080 Humane animal care
- 24.05.090 Cruelty to animals
- 24.05.100 Protective custody
- 24.05.110 Live animal traps
- 24.05.115 Accidents involving injury to animals
- 24.05.120 Severability

24.05.010 DEFINITIONS.

For the purposes of this title, the following definitions of terms used shall apply in all cases, unless otherwise stated:

- “Abandon an animal” means to leave an animal for an extended period of time without food, water, or shelter, or in conditions where the animal’s physical life, safety, or health is endangered. A rebuttable presumption of abandonment shall exist where an animal care and regulation officer receives no response in 24 hours after noticing the property where the animal is located.
- “Accidental bite” means a bite occurring under circumstances in which the animal was not acting aggressively.
- “Affirmative defense” means a defense to an alleged violation of borough code for which the burden is placed upon the defendant of establishing the defense by a preponderance of evidence.
- “Aggressive bite” means a bite that is accompanied by an attack.
- “Animal” means vertebrate domestic or domesticated members of the Animalia kingdom unless otherwise provided by this title.
- “Animal care and regulation office” means the agency having authority for enforcement of the animal care and regulation provisions of this title and of all animal shelters maintained at borough expense.
- “Animal care and regulation shelter” means any premises designated for the purpose of impounding and caring for animals impounded pursuant to this title.
- “Animal care manager” means the person appointed by the borough manager who has the responsibility for planning and directing animal care and regulation activities and through the chief animal care and regulation officer, enforcing the provisions of this title for the control of and care of animals within the borough.
- “Annoyance” means an actual unreasonable interference with the sleep, work, recreation, or reasonable right to peace, safety, or privacy of a person.
- “Attack” means an animal exhibiting overt aggressive behavior which may include, but is not limited to, snarling, baring teeth, chasing, growling, snapping, pouncing, or lunging.

- “Bite” means seizure of an animal or human with the teeth of an animal so that they puncture, tear, or grip.
- “Borough” means the Matanuska-Susitna Borough.
- “Cat” means a member of the genus and species *Felis catus*.
- “Cattery” means any premises used for breeding, buying, selling, keeping, or boarding five or more cats over the age of six months, whether for profit or not.
- “Chief animal care and regulation officer” means the person who has the responsibility for enforcing the provisions of this title governing the control of and care of animals within the borough, and who works under the supervision of the animal care manager.
- “Confine” means to keep an animal in a fence, pen, building, or other secure enclosure from which the animal cannot escape, and which keeps the animal from coming into contact with other animals or humans outside the area of confinement.
- “Control” means to simultaneously monitor, direct, and restrict an animal’s movements and activities.
- “Control by attachment” means that the animal is attached directly or indirectly to a person, or to an immovable object, with a harness or similar device and is controlled by means of a chain, leash, or similar item so that:
 - (1) when the animal is on private property, it cannot travel off the private property including onto any public easement on the property; or
 - (2) when the animal is attached to an immovable object on public property, it cannot be left unattended and its movements shall be limited to three feet from the object to which it is attached.
- “Control by command” means:
 - (1) the person exhibiting the voice control is present with the animal and monitors all of its activities;
 - (2) the person exhibiting the voice control is capable of directing all of the animal’s movements and activities by vocal commands; and
 - (3) the animal under voice control follows all of the vocal commands quickly and accurately.
- “Control by confinement” means to control an animal within any fully fenced pen, kennel, yard, or structure, which:
 - (1) prevents the exit of the confined animal on its own volition; or
 - (2) prevents the protrusion of the animal’s paws and teeth through the outer perimeter of the enclosure so as to stop the animal from physically injuring a person or another animal.
- “Control by harness” means to control an animal by a harness or other similar device attached directly or indirectly to a person or object.
- “Control by leash” means that a person, who is physically and mentally capable of monitoring, directing, and restricting the animal, controls the animal by means of a securely attached leash, chain, or other item, including an electronic collar.
- “Custodian” means a person entrusted by the owner with the full responsibility for an animal under this title.
- “Days” unless otherwise specified means calendar days.

- “Dog” means a member of the genus and species *Canis familiaris*, commonly known as domestic dog, but does not include other members of the family *Canidae*, such as a fox, coyote, wolf, or any other game species, the taking of which is regulated by the state.
- “Domesticated” means animals owned which are commonly or historically adapted to man’s use or pleasure.
- “Dwelling” means a building, operational vehicle, trailer, or other structure that is designed for use or is used as a person’s permanent or temporary home or place of lodging.
- “Ex parte” means a communication between a person and the animal care and regulation board, or a board member, regarding a matter pending before the board, when other parties are not present. This does not include communications with the animal care and regulation board clerk or the borough clerk’s office regarding procedural matters.
- “Identification” means a collar and tag, brand, tattoo, microchip, or other mark or means which makes ownership of the animal ascertainable.
- Intentionally. A person acts intentionally with respect to a result described by a provision of law defining an offense when the person’s conscious objective is to cause that result; when intentionally causing a particular result is an element of an offense, that intent need not be the person’s only objection.
- “Kennel” means any premises used for breeding, buying, selling, keeping, or boarding five or more dogs over the age of six months, whether for profit or not.
- Knowingly. A person acts knowingly with respect to conduct or to a circumstance described by a provision of law defining an offense when the person is aware that the conduct is of that nature or that the circumstance exists; when knowledge of the existence of a particular fact is an element of an offense, that knowledge is established if a person is aware of a substantial probability of its existence, unless the person actually believes it does not exist; a person who is unaware of conduct or a circumstance of which the person would have been aware had that person not been intoxicated acts knowingly with respect to that conduct or circumstance.
- “Livestock” includes, but is not limited to, domestic animals such as horses, cattle, sheep, goats, pigs, chickens, ducks, and other animals normally considered farm animals, whether kept for profit or not, as well as sled dogs housed at a licensed mushing facility, or sled dogs owned by the owner or licensee of a licensed mushing facility, whether kept for profit or not.
- “Mushing facility” means a facility in the borough where sled dogs are housed and maintained, which has been duly licensed by the borough as a mushing facility under MSB [24.07.040](#).
- “Neutered dog or cat” means any male dog or cat rendered incapable of reproduction by surgical operation.
- “Own” means to have, keep, possess, harbor, take care of, have custody of, or control over any animal for a period of 20 days.
- “Owner” means any person, group of persons, association, or corporation owning, keeping, taking care of, having custody of, having control over, or harboring any animal or animals for a period of 20 days or longer.
- “Physical injury” means an impairment of physical condition or pain that is accompanied by scrapes, cuts, punctures, or other evidence of similar injuries.
- “Provocation” means the teasing, tormenting, abusing, or assaulting of an animal to incite the animal to bite, attack, or cause an annoyance.

• **Recklessly.** A person acts recklessly with respect to a result or to a circumstance described by a provision of law defining an offense when the person is aware of, and consciously disregards, a substantial and unjustifiable risk that the result will occur or that the circumstance exists; the risk must be of such a nature and degree that disregard of it constitutes a gross deviation from the standard of conduct that a reasonable person would observe in the situation; a person who is unaware of a risk of which the person would have been aware had that person not been intoxicated acts recklessly with respect to that risk.

• “**Restraint**” means:

- (1) actual physical control such as a leash, harness, chain, tether, fence, or building; or
- (2) competent voice control while actively engaged in an organized activity, which requires that an animal not be physically restrained, or in a form of recognized hunting which requires the use of an animal such as a retriever, or while actively mushing with or training sled dogs originating from a currently licensed mushing facility; or
- (3) the condition of an animal when on the property of its owner, in visual contact with the owner, and obedient to the owner’s command; or
- (4) dogs harnessed and attached to a gangline in a dog team.

• “**Running-at-large**” means an animal is not under restraint.

• “**Sanitary**” means free from parasites, waste, filth, or other elements in amounts which would endanger the health or welfare of an animal.

• “**Secure enclosure**” means any fully enclosed fenced pen, kennel, yard, or structure, which must include a roof, walls, and a floor, or buried wall footing. Approval for a secure enclosure shall be obtained from the chief animal care and regulation officer. The secure enclosure shall:

- (1) be located so as not to interfere with public access to the owner’s or custodian’s property; and
- (2) prevent:
 - (a) the accidental release of any animal confined in the enclosure;
 - (b) the confined animal from leaving the enclosure by its own efforts;
 - (c) unauthorized persons from gaining entry to the enclosure;
 - (d) the entry into such enclosure by any animal other than the confined animal; and
 - (e) the confined animal from biting or clawing a person or animal through the enclosure.

• “**Serious physical injury**” means any physical injury which creates a risk of death, causes serious disfigurement, causes impairment of health, causes impairment of any bodily organ, or causes the loss or impairment of any bodily function.

• “**Sled dog**” means a member of the genus and species *Canis familiaris* that is domesticated, owned, and used to pull a sled or vehicle under the control of a musher, and that is owned and cared for by a licensed mushing facility as per MSB [24.07](#).

• “**Spayed dog or cat**” means any female which has had a surgical ovario-hysterectomy to prevent conception.

• “**Tether**” means to restrain an animal by a chain or cable line which is attached to a fixed object.

- “Trap” means any device designed or used to capture or hold an animal and that operates without direct human control. This includes any device for catching and holding wild or domesticated animals including, but not limited to, snares, nets, pitfalls, or clamp-like devices that spring shut suddenly.
- “Trapping” means the placing or setting of a trap.
- “Victim” means a human who is placed in fear, physically injured, or killed by an animal.
- “Victim animal” means an animal which is physically injured or killed by an animal.
- “Wild” refers to a type of animal which generally lives in its original and natural state and is not domesticated, or animals which are classified as wild under state law.

(Ord. 15-002, § 2 (part), 2015: Ord. 14-150, § 3, 2014; Ord. 10-066, § 3, 2010; Ord. 06-097, § 2, 2006; Ord. 04-103, § 2, 2004; Ord. 03-154(AM), § 2, 2003; Ord. 03-065(AM), §§ 2, 3, 4, 2003; Ord. 01-120, § 2, 2001; Ord. 94-120AM, §§ 3—10, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.020 JURISDICTION.

(A) The borough has jurisdiction over domestic and domesticated animals. The borough does not have jurisdiction over the following animals:

- (1) wild animals; and
- (2) game animals, the taking or possession of which is regulated by the state or federal government.

(Ord. 15-002, § 2 (part), 2015: Ord. 94-120AM, § 11, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.030 ANIMAL ANNOYANCE.

(A) It is unlawful for any animal owner to allow an animal to annoy any person. Violation of this provision is an infraction.

(B) A person who holds a current mushing facility license as per MSB [24.07](#), as well as persons who are handlers for, employees of, or agents of a specific licensed mushing facility, are exempt from subsection (A) of this section in regard to sled dogs housed at or originating from that mushing facility. Outside of the premises of the mushing facility the exemption only applies when sled dogs are actively engaged in mushing activity.

(C) It shall be an affirmative defense that the defendant was already operating an established farm or registered kennel before the complainant(s) moved into the neighborhood, if that farm or registered kennel is the cause of the complaint.

(D) It shall be an affirmative defense that a person provoked the animal and that the provocation caused the animal to commit the annoyance.

(Ord. 15-002, § 2 (part), 2015: Ord. 14-150, § 4, 2014; Ord. 94-120AM, § 12, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.040 SANITARY ENCLOSURES.

It is unlawful for any person to own any animal unless all structures, pens and yards, and areas in which the animal is kept, are maintained in a sanitary condition. Violation of this provision is an infraction.

(Ord. 15-002, § 2 (part), 2015: Ord. 94-120AM, § 12, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.050 DISEASED ANIMALS.

It is unlawful to own any animal infected with a contagious or pestilential disease, except when the animal is confined and isolated from other animals or under the care of a licensed veterinarian. Violation of this provision is an infraction.

(Ord. 15-002, § 2 (part), 2015: IM 95-006, pg. 3, presented 3-7-95; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.060 ANIMALS IN PUBLIC PLACES.

(A) It is unlawful to tie, stake, or fasten any animal within any highway, street, alley, or public place within the borough, or so that the animal has access to any portion of any highway, street, alley, or public place therein; provided, that the manager may make exceptions in the case of an organized animal activity and similar temporary sporting or festive events. Violation of this provision is an infraction.

(B) A person who holds a current mushing facility license as per MSB [24.07](#), as well as persons who are handlers for, employees of, or agents of a specific licensed mushing facility, are exempt from the provisions of this section in regard to sled dogs originating from that mushing facility when actively engaged in mushing activity.

(Ord. 15-002, § 2 (part), 2015: Ord. 14-150, § 5, 2014: Ord. 94-120AM, § 14, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.070 RESTRAINT OF ANIMALS.

(A) All animals shall be continuously under restraint.

(B) Livestock animals which are generally kept in a herd, flock, or other grouping are subject to a single failure-to-restrain violation for the group.

(C) No person shall release, without permission of the owner, any animal from restraint, except to preserve the animal's life.

(D) Violation of any provision of this section is an infraction.

(E) No person shall have an animal within, on, or attached to a motor vehicle under conditions that may endanger the health, safety, or welfare of the animal. An animal carried in the bed of a truck or in any open vehicle shall be crated or restrained so it cannot fall, jump, or reach out from the vehicle.

(Ord. 15-002, § 2 (part), 2015: Ord. 04-103, § 3, 2004; Ord. 94-120AM, § 15, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.080 HUMANE ANIMAL CARE.

(A) Humane animal care includes, but is not limited to, providing:

- (1) sufficient wholesome and nutritious food daily which will keep the animal in healthy physical condition;
- (2) sufficient daily quantities of fresh water which meet the hydration requirements for the animal;
- (3) adequate shelter and freedom of movement which provides adequate air, ventilation, and space which prevents the animal from being exposed to inclement or adverse weather conditions, overheating from sunlight, unsanitary conditions, and dirty, wet, and uncomfortable conditions which may endanger the health or welfare of the animal; and
- (4) veterinary care when needed to treat the animal for sickness, disease, injury, or to prevent suffering of the animal.

(B) No owner shall fail to provide humane animal care or place an animal in a situation where the animal's life, safety, or health is endangered.

(1) A rebuttable presumption of a violation shall exist where the animal is separated from basic needs such as food, water, shelter, or necessary medical attention or is placed in a situation where the animal's life, safety, and health are endangered and the regulation office receives no response in 24 hours after providing notice to the owner of the situation or posting notice at the property where the animal is located.

(C) Failure to provide humane care to animals is an infraction.

(Ord. 15-002, § 2 (part), 2015: Ord. 08-013(AM), § 2, 2008: Ord. 05-165, § 2, 2005: Ord. 03-065(AM), § 1, 2003; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.090 CRUELTY TO ANIMALS.

(A) No person shall intentionally or recklessly injure or kill an animal unless:

- (1) the act committed is done humanely in conformity with applicable federal, state, or borough law;
- (2) the act is necessary to defend a human being or an animal from immediate attack.

(B) No person shall intentionally or recklessly kill, wound, injure, torment, poison, provoke, cause to suffer, abandon, or otherwise abuse or unnecessarily overwork an animal, or procure, or attempt any such acts.

(C) *[Repealed by Ord. 08-013(AM), § 3, 2008]*

(D) No person shall intentionally, recklessly, or negligently throw or deposit any poisonous substance on any exposed public or private place where an animal could reasonably be expected to ingest the substance; provided, that it shall not be unlawful for a person to place common rat poison on the person's own property.

(E) No person shall:

- (1) cause or encourage an animal to fight with another animal or human being for sport, training, entertainment, or for financial gain; or
- (2) own, possess, train, or keep for the purpose of training an animal with the intent that it be engaged in an exhibition of fighting with an animal or human being; or
- (3) permit their premises to be used for any animal fighting exhibition or be present as a spectator at any animal fighting exhibition; or
- (4) attend, or have a pecuniary interest in, an exhibition of a fighting animal, or knowingly instigate or promote such an exhibition.

(F) *[Repealed by Ord. 15-002, § 2 (part), 2015]*

(G) *[Repealed by Ord. 15-002, § 2 (part), 2015]*

(H) *[Repealed by Ord. 15-002, § 2 (part), 2015]*

(I) No person shall intentionally, recklessly, or negligently fail to provide that person's animal with adequate food, water, shelter, or veterinary care to prevent physical suffering or causing severe dehydration, or the animal to be substantially underweight.

(J) It is an affirmative defense to a prosecution under this section if the act committed was done humanely in conformity with applicable federal, state, or borough law, and the conduct of the person:

- (1) was necessarily incident to lawful hunting or trapping activities; or

- (2) was in accordance with accepted veterinary practice; or
- (3) was in accordance with accepted farming or animal husbandry practices, which for this purpose are those approved and/or practiced by the majority of the members of the local farm bureau; or
- (4) was the humane destruction of a person's own animal; or
- (5) was the humane destruction of an animal by an animal control officer or state or local peace officer in accordance with this title; or
- (6) was the humane destruction of an animal in extreme pain due to illness or injury; or
- (7) was immediately necessary to defend the person, the person's animal, or another person, except that this defense does not apply to a person who injures an animal but does not make a reasonable effort to either track and dispatch the injured animal, seek veterinary care for the injured animal, notify the injured animal's owner, or notify the borough animal control office.

(Ord. 15-002, § 2 (part), 2015: Ord. 09-010, §§ 2, 3, 2009; Ord. 08-013(AM), § 3, 2008: Ord. 94-120AM, § 16, 1994; Ord. 92-109AM(sub), § 2, 1992; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.100 PROTECTIVE CUSTODY.

(A) The chief animal care and regulation officer may authorize taking an animal into borough protective custody when necessary to preserve the animal's health or safety including but not limited to circumstances where the animal is:

- (1) not humanely cared for by the owner;
- (2) being cruelly treated by any person; or
- (3) *[Repealed by Ord. 15-002, § 2 (part), 2015]*
- (4) abandoned by the owner.

(B) All animals taken into protective custody shall be examined by a licensed veterinarian to determine the animal's physical condition.

(C) The chief animal care and regulation officer may release an animal taken into protective custody to the owner and, if necessary, upon conditions in a written release order.

- (1) If an owner refuses to redeem an animal under the conditions of a written release order or violates the conditions of a written release order, the animal is subject to forfeiture to the borough upon a hearing before the office of administrative hearings.
- (2) The owner may appeal the forfeiture to the office of administrative hearings as set forth in MSB [2.29.090.](#)

(D) A person whose animal is taken into protective custody shall be responsible for all reasonably incurred fees, costs, and expenses, including, but not limited to, impoundment fees and veterinary costs associated with the borough's custody, care, or maintenance of the animal. Violation of this provision is an infraction.

(E) The animal care manager may, for good cause, waive a portion of the fees, expenses, or costs and may enter into a payment schedule agreement with an owner.

(F) Animals taken into protective custody under this section shall remain in protective custody at the discretion of the chief animal care and regulation officer until:

- (1) forfeited to the borough pursuant to MSB [24.40.030](#); or
- (2) the animal is returned to its owner upon a written finding that the animal may be safely returned. If the animal is returned to the owner, it shall be subject to a written release order specifying conditions for caring for the animal.

(G) The chief animal care and regulation officer may authorize temporary placement of animals taken into borough protective custody into approved foster homes subject to a written agreement on care and protection of the animal.

(H) Upon recommendation of the chief animal care and regulation officer, an animal in borough protective custody may be forfeited pursuant to MSB [24.40.030](#).

(I) Violation of one or more terms of a protective custody written release order is an infraction.

(Ord. 15-002, § 2 (part), 2015: Ord. 04-103, § 4, 2004; Ord. 01-120, § 3, 2001; Ord. 94-120AM, §§ 17, 18, 1994; Ord. 92-013 (sub1), § 3 (part), 1992)

24.05.110 LIVE ANIMAL TRAPS.

(A) Intentional capture of domestic and domesticated animals by trap is prohibited, unless a borough-authorized live animal trap is used.

(B) A person who is issued a borough-authorized live animal trap for the purposes of capture and control of unrestrained domestic and domesticated animals shall check the trap at least twice every 12 hours to determine whether an animal has been trapped.

(C) A person shall provide humane animal care for any animal captured.

(D) A person shall release the animal without unreasonable delay to the animal care and regulation office or an animal care and regulation officer or the owner, as set forth in subsection (E) of this section.

(E) No person shall release an animal caught in the live animal trap to anyone other than an animal care and regulation officer or to an owner without first receiving permission from the animal care and regulation office.

(F) Violation of any provision of this section is an infraction.

(Ord. 15-002, § 2 (part), 2015: Ord. 01-120, § 3, 2001; Ord. 94-120AM, § 19, 1994; Ord. 92-013(sub1), § 3 (part), 1992)

24.05.115 ACCIDENTS INVOLVING INJURY TO ANIMALS.

(A) It is unlawful for the driver of any motorized vehicle involved in an accident that injures a domestic animal to fail to stop the vehicle and check on the condition of the animal if it is reasonably safe to do so.

(B) The driver involved in such an accident must inform a peace officer or the animal care and regulation office of the injury, the time and location of the accident, the description of the injured animal, and the apparent nature of the injury.

(C) It shall be an affirmative defense that the driver obtained veterinary care for the animal or that the driver returned the animal to the owner.

(D) Violation of this section is an infraction.

(Ord. 15-002, § 2 (part), 2015: Ord. 15-002, § 2 (part), 2015)

24.05.120 SEVERABILITY.

Should any provision of this title or its application be held invalid, the remainder of its provisions shall not be affected.

(Ord. 15-002, § 2 (part), 2015: Ord. 92-013(sub1), § 3 (part), 1992)

**The Matanuska-Susitna Borough Code is current through
Ordinance 16-136, passed January 10, 2017.**

Disclaimer: The Borough Clerk's Office has the official version of the Matanuska-Susitna Borough Code. Users should contact the Borough Clerk's Office for ordinances passed subsequent to the ordinance cited above.

Borough Website: <http://www.matsugov.us/> (<http://www.matsugov.us/>)

Borough Telephone: (907) 745-4801

[Code Publishing Company](http://www.codepublishing.com/) (<http://www.codepublishing.com/>)

City of Nome

10.30.170 Trapping.

(a) Except as provided by this chapter it is unlawful to attempt to capture any fur-bearing land animal, the taking of which is regulated by the state of Alaska Department of Fish and Game with any type of trap that physically harms the animal, including, but not limited to, steel jaw traps, snares and spring traps, within the following areas inside municipal boundaries:

(1) South of the Nome Bypass Road and the Little Creek Road (FAS Route No. 1312) to Center Creek Road (FAS Route No. 1411);

(2) Within fifty feet of any residence;

(3) Within one hundred feet of the centerline of a platted right-of-way; and

(4) Within fifty feet of the centerline of any: (i) road easement authorized under AS [19.10.010](#) or RS 2477; (ii) recorded public use easement, ANSCA 14(c)(3) trail or ANSCA 17(b) public use trail easement; or (iii) Omnibus Road easement for the Nome Council Road (FAS Route No. 130), Nome-Teller Road (FAS Route No. 131), Nome-Taylor Road (FAS Route No. 141), Snake River Road (FAS Route No. 1311), Osborne Road (FAS Route No. 1412) or Buster Road (FAS Route No. 1413), except an authorized city, state or federal employee or agent.

(b) No person may place any type of trap anywhere within municipal boundaries that physically harms a fur-bearing land animal, the taking of which is regulated by the state of Alaska Department of Fish and Game, without first providing the city clerk with a trapping registration form. Forms may be obtained from the city clerk.

(c) The city will prepare and keep current a map showing areas where trapping is allowed and not allowed within municipal boundaries. A copy of the map shall be provided to each person completing the trapping registration form.

(d) Special permits to allow trapping in areas where trapping is prohibited may be issued by the city. Before any such special trapping permits are issued, the city council shall find by resolution that it is in the public interest to allow trapping in a prohibited area. Any such permits will describe the area where trapping will be allowed, will be for a limited duration not to exceed thirty days and will allow a specific number of traps to be placed in the permitted area. No person may place a trap within any specially permitted area without markings sufficient to allow members of the public to see where any such specially permitted traps are located.

(e) No person shall dispose of the remains of any fur-bearing animal, having been trapped or obtained otherwise, at any place within city limits except the Nome landfill. (Ord. O-14-01-01 § 2 (part), 2014)

City of Palmer

Chapter 6.08 ANIMAL REGULATIONS

Sections:

- 6.08.010 Cruelty to animals prohibited.**
- 6.08.020 Animal restrictions.**
- 6.08.025 Repealed.**
- 6.08.030 Depositing poison prohibited.**
- 6.08.040 Keeping diseased animals prohibited.**
- 6.08.050 Noise from animals.**
- 6.08.060 Odors originating from animals.**
- 6.08.065 Animals at large.**
- 6.08.067 Animal annoyance.**
- 6.08.070 Leaving secured animal unattended prohibited.**
- 6.08.080 Dead animal disposal.**
- 6.08.090 Confinement requirements.**
- 6.08.100 Restrictions on carrying dogs on outside of vehicles.**

6.08.010 Cruelty to animals prohibited.

A. No person shall intentionally injure or kill an animal unless:

1. The act committed is done humanely in conformity with applicable federal or state law; or
2. The act is necessary to defend a human being or an animal from attack.

B. No person shall intentionally or recklessly wound, injure, torment, poison, provoke, otherwise abuse or unnecessarily overwork an animal, or procure or attempt any of such acts.

C. No person who owns, keeps or harbors an animal shall fail to provide humane animal care or abandon the animal by failing to provide humane animal care.

D. No person shall throw or deposit any poisonous substance on any exposed public or private place where it may endanger any animal.

E. No person shall intentionally abandon, harass, torture or kill an animal, or encourage an animal to fight with another animal for sport, training or entertainment.

F. A person shall not intentionally capture a domestic or domesticated animal with any type of **trap** that physically harms the animal, including, but not limited to, steel jaw **traps**, snares and spring **traps**, except an authorized city, state, or federal employee or agent. (Ord. 631 § 5, 2004; Ord. 538 § 5, 1999; Ord. 277 § 4, 1983)

6.08.020 Animal restrictions.

A. The following animals shall be permitted to be kept, owned, harbored or be in the custody of a person:

1. In a zoned agricultural district;
2. At a fairgrounds for a fair with an annual attendance of over 50,000 people;
3. At a circus permitted by the city;
4. On a lot exceeding one acre in size, provided the animal is never closer than 25 feet from an exterior lot line; and
5. For a period not to exceed 72 hours, on the premises of a permitted slaughterhouse:
 - a. Pigs;
 - b. Cattle;
 - c. Horses;
 - d. Mules;
 - e. Sheep;
 - f. Goats;
 - g. Llamas;
 - h. Alpacas;
 - i. Any other animal weighing over 250 pounds.

In addition, the animals may be ridden or tended during a parade permitted by the city and in immediate preparation for the parade and immediately after the parade.

B. No more than a total of three of each type of the following animals, up to a cumulative total of six animals, may be kept, owned, or harbored or be in the custody of a person on any lot, tract, or parcel of land in the city. An adult who has the right to possession of the lot, tract, or parcel of land will be responsible for the failure to comply with this subsection.

1. Dogs over six months of age;
2. Cats over six months of age;
3. Adult rabbits;
4. Rodents;
5. Any type of nonaggressive, nonpoisonous reptile.

C. No more than a total of five domestic birds as defined in PMC [6.04.010](#) may be kept, owned, or harbored or be in the custody of a person on any lot, tract, or parcel of land in the city. An adult who has the right to possession of the lot, tract, or parcel of land will be responsible for the failure to comply with this subsection.

D. The restrictions set out in subsections (B) and (C) of this section do not apply if the animals are kept or harbored in an area:

1. Zoned agricultural district;
2. Fairgrounds for a fair with an annual attendance over 50,000 people;
3. A circus permitted by the city;
4. On a lot exceeding one acre in size or on contiguous lots owned by the same person, the total area of which exceeds one acre in size, provided the animal is never closer than 25 feet from an exterior lot line;
5. For a period not to exceed 72 hours on the premises of a permitted slaughterhouse.

In addition, the animals may be carefully ridden or carefully tended during a parade permitted by the city and in immediate preparation for the parade and immediately after the parade.

E. No person shall tie, stake or fasten any animal within the traveled portion of any street, alley or public place, or in a manner that the animal has access to the traveled portion of any street, alley or public place.

F. No person shall keep or harbor any exotic animal in the city, except that such animal may be kept or harbored in an area constituting the fairgrounds for a fair with annual attendance over 50,000 people or at a circus duly permitted by the city. (Ord. 11-020 § 3, 2012; Ord. 631 § 5, 2004; Ord. 538 § 6, 1999; Ord. 277 § 4, 1983)

6.08.025 Dogs/cats allowed.

Repealed by Ord. 631. (Ord. 432 § 4, 1991)

6.08.030 Depositing poison prohibited.

No person shall throw or deposit any poisonous substance on any exposed public or private place where it may endanger any animal. (Ord. 631 § 5, 2004; Ord. 277 § 4, 1983)

6.08.040 Keeping diseased animals prohibited.

No person shall keep, own or harbor animals affected with a contagious or pestilential disease. (Ord. 631 § 5, 2004; Ord. 277 § 4, 1983)

6.08.050 Noise from animals.

A. It is unlawful for any person to permit any animal which the person owns, keeps or harbors, or of which the person is the custodian, to cause annoyance to any person by barking, howling or making other sounds common to its species. For the purpose of this subsection, "annoyance" shall be defined as an actual interference with the sleep, work, or reasonable right to peace or privacy of one or more persons resulting from the animal's repeated or continued noise.

B. In addition to the prohibitions set out in subsection (A) of this section, it is unlawful for any person to permit any animal which the person owns, keeps or harbors, or of which the person is the custodian, to repeatedly or continuously bark, howl or make other sounds common to its species that can be heard from off the person's premises between the hours of 10:00 p.m. to 7:00 a.m. (Ord. 631 § 5, 2004; Ord. 538 § 7, 1999; Ord. 277 § 4, 1983)

6.08.060 Odors originating from animals.

No person shall allow the premises on which the person keeps, harbors, owns, or is the custodian of an animal to be the source of offensive or objectionable odors originating from the animal which odors are not confined to the premises. The prohibited odors include, but are not limited to, odors originating directly from the animal as well as odors originating from animal urine or excrement. (Ord. 631 § 5, 2004; Ord. 538 § 8, 1999; Ord. 277 § 4, 1983)

6.08.065 Animals at large.

- A. It is unlawful for an animal to be at large.
- B. It is unlawful for a person who owns, keeps, or harbors an animal to fail to keep the animal under restraint as described in PMC [6.04.010](#) at all times. (Ord. 07-014 § 3, 2007; Ord. 631 § 5, 2004; Ord. 538 § 9, 1999; Ord. 298 § 4, 1984)

6.08.067 Animal annoyance.

- A. A person owning or responsible for an animal shall not permit the animal to defecate on any public property or right-of-way or on any private property other than property owned or leased by the person owning or responsible for the animal;
- B. It is a specific defense to a charge of violating this section that the person charged immediately removed the excrement and properly disposed of it in a sanitary manner;
- C. It is a specific defense to a charge of violating this section that the dog involved is a certified working dog trained to assist disabled individuals and that the person charged has a disability which prevents the individual from removing the excrement and properly disposing of it in a sanitary manner;
- D. An owner or custodian of an animal shall not permit it to upset garbage on public or private property. (Ord. 07-014 § 4, 2007)

6.08.070 Leaving secured animal unattended prohibited.

Except as provided by the city camper park regulations, no person shall tie, stake or secure any animal and leave it unattended on public property, including public buildings, streets, parks and parking areas. (Ord. 631 § 5, 2004; Ord. 277 § 4, 1983)

6.08.080 Dead animal disposal.

Bodies of dead animals shall be transported, buried or otherwise disposed of in accordance with regulations promulgated by the city manager. (Ord. 631 § 5, 2004; Ord. 277 § 4, 1983)

6.08.090 Confinement requirements.

- A. The owner, keeper, harborer, and custodian of a vicious animal shall confine it within a building or secure enclosure and shall not remove the animal from the building or secure enclosure unless the animal is leashed and securely muzzled.
- B. Every female dog or cat in season shall be confined in a building or secure enclosure, or in a veterinary hospital or boarding kennel, in a manner that the female dog or cat cannot come in contact with another animal except for planned breeding purposes.
- C. No wild animal may be kept within the city limits; provided, however, wild animals may be kept for exhibition purposes by circuses, zoos and educational institutions in accordance with regulations established by the city manager.

D. The board may order the humane disposal of any vicious animal found at large. (Ord. 631 § 5, 2004; Ord. 277 § 4, 1983)

6.08.100 Restrictions on carrying dogs on outside of vehicles.

It is unlawful for any person to carry or transport any dog on the running board, fenders, hood, cargo bed, or other outside part of any vehicle, unless the dog is restrained or confined by a leash, harness, cage, enclosure, or other restrictive device designed, installed, maintained and employed in a manner adequate:

A. To protect the dog from falling or being thrown from the vehicle; and

B. To permit the safe operation of the vehicle; and

C. When the vehicle is in a parking lot open to the public or is parked on a street or road, to prevent the dog's head from approaching within one foot of the tailgate, side rail, or other outside part of the vehicle. (Ord. 631 § 5, 2004; Ord. 538 § 10, 1999)

[Mobile Version](#)

Petersburg Borough

Chapter 7.08 - TRAPPING PROHIBITED

Sections:

7.08.010 - Purpose.

This chapter is enacted for the purpose of regulating the trapping of animals within the corporate boundaries of the city.

(Ord. 592 § 3 (part), 1987)

7.08.020 - Definitions.

As used in this chapter:

- A. "Animal" means fur bearer as defined in 5 AAC 92.990 of the Alaska Administrative Code.
- B. "Trap" means a contrivance used for catching game or other animals such as a mechanical device that springs shut suddenly, a pitfall, or a snare.

(Ord. 592 § 3 (part), 1987)

7.08.030 - Exceptions.

For the protection of the health and safety of the residents of the city, the Alaska Department of Fish and Game, Alaska Department of Public Safety, U.S. Fish and Wildlife Service or their authorized agents or designees, may, upon notice to the city, trap animals within the area in which trapping is expressly prohibited by this chapter.

(Ord. 592 § 3 (part), 1987)

7.08.040 - Prohibited area boundaries.

- A. Trapping of animals is prohibited within the area of the corporate boundaries of the city described as follows:

Beginning at the point of intersection of the east boundary of Section 31 of T58S and R80E and the seaward corporate boundaries of the City of Petersburg; thence in a southerly direction along the east boundary of Section 31 until a point of intersection with the east boundary of the Frederick Point North Subdivision; thence following the boundary of the Frederick Point North Subdivision until a point of intersection with the Sandy Beach Alaska Subdivision; thence following the boundaries of the Sandy Beach Alaska Subdivision in a westerly direction until a point of intersection with the landfill haul road; thence in a northerly direction along the landfill site haul road to a point of intersection with Sandy

Beach Road and Haugen Drive; thence in an westerly direction along Haugen Drive to the intersection of Haugen Drive and the quarry access road; thence west along the quarry access road and a linear extension thereof to the intersection of said linear extension and the Scow Bay Substation-Lumber Street electric power line; thence in a southerly direction along the power line to an intersection at a point one fourth mile from the easterly boundary of the Mitkof Highway right-of-way; thence following a line one fourth mile from the easterly boundary of the Mitkof Highway right-of-way in a southerly direction to the corporate boundary of the City of Petersburg; thence in westerly direction following the corporate boundary of the City of Petersburg into Wrangell Narrows; thence in a northerly direction following the corporate boundary of the City of Petersburg through Wrangell Narrows and Frederick Sound to the point of the beginning.

- B. Trapping of animals is prohibited upon privately owned property without the express permission of the owner of record.

(Ord. 592 § 3 (part), 1987)

7.08.050 - Violation—Penalty.

Violations of this chapter shall be punishable as provided in Chapter 1.16 of the Municipal Code and all the provisions therein shall apply.

(Ord. 592 § 3 (part), 1987)

City of Seward

9.05.310 - Trapping of animals prohibited.

It shall be a violation of this chapter for any person to trap, attempt to trap or aid and abet any person in trapping any animal, wild or domestic, within the City of Seward, provided, that this section shall not apply to the following persons or activities:

- (a) Hunting, trapping, or capturing of animals or birds by city, state or federal law enforcement, game department or animal control personnel while engaged in the performance of their official duties or any person authorized by the city manager or his designee for purposes of animal control or research;
- (b) Hunting, trapping or capturing of rats, mice, shrews, or similar vermin; or
- (c) The nonlethal live capturing of loose domesticated animals or birds by means designed to ensure the safety and well-being of the animals. Any animal captured shall be cared for in a humane manner and returned without unreasonable delay to the animal's owner or an animal control officer.

(Ord. 99-11)

City and Borough of Sitka

Chapter 8.08 CRUELTY TO ANIMALS

Sections:

- [8.08.010 Cruelty to animals.](#)
- [8.08.020 Abandonment.](#)
- [8.08.030 Striking animal, livestock, with vehicle.](#)
- [8.08.040 Use of live bird for target practice.](#)
- [8.08.050 Fighting or baiting of animals.](#)
- [8.08.060 Poison and traps.](#)
- [8.08.070 Investigation.](#)
- [8.08.080 Disposition of animals.](#)
- [8.08.090 Recovery of costs.](#)

8.08.010 Cruelty to animals.



It is unlawful for a person to:

- A. Neglect an animal by failing to give the animal that degree of care which a person of ordinary prudence would give under the same circumstances. The care must include sufficient food and clean water, adequate shelter and protection from the weather, health care and clean living conditions in accordance with accepted veterinary practice;
- B. Wound, injure, torment, poison, provoke or otherwise physically abuse an animal;
- C. Kill or injure any animal, unless such act is necessary to defend a human being or other animal from immediate attack, provided this subsection does not prohibit humane euthanasia of animals or the harvest of livestock;
- D. Abandon an animal which is owned by or in the custody of such person;
- E. Own, possess, keep or train an animal with the intent that it be engaged in an exhibition of fighting; or
- F. Instigate, promote, attend or have a pecuniary interest in an exhibition of fighting animals.

(Ord. 02-1656 § 4(B), 2002: Ord. 72-32 § 3(a), 1972.)

8.08.020 Abandonment.



No person shall intentionally abandon a domestic creature, or livestock, whether or not it is sick, maimed, infirm, or disabled, except where there is a caretaker who has assumed responsibility for proper food, water and other needs of such creature.
(Ord. 72-32 § 3(b), 1972.)

8.08.030 Striking animal, livestock, with vehicle.



No person, while driving any vehicle, shall strike any domestic creature, or livestock, with the vehicle and knowingly abandon the creature at the scene of the occurrence or thereafter. (Ord. 72-32 § 3(c), 1972.)

8.08.040 Use of live bird for target practice.



No person shall use a live bird or fowl as a target, or to shoot at, or for any other inhumane purposes, either for amusement, marksmanship, or be a party to acts. This section shall not apply to the lawful shooting of game. (Ord. 72-32 § 3(d), 1972.)

8.08.050 Fighting or baiting of animals.



No person shall procure or be a party or witness to the fighting or baiting of live creatures for amusement or profit. (Ord. 72-32 § 3(e), 1972.)



8.08.060 Poison and traps.

A. No person shall set any animal trap, nor utilize any poisonous substance (except for rodent control within his own building, house or other structure), except that this section shall not apply to federal, state or municipal officials exercising lawful functions delegated to them by statute, ordinance, rule or regulation. This section shall not apply to trapping as defined in AS Section [16.05.940](#) where such trapping is done in accordance with applicable fish and game regulations.

B. Citizens may use live traps for the purpose of capturing animals. However animals captured in such traps, may not be killed but must be delivered to a veterinarian for determination of whether such animals are domestic or feral. If the animal captured is domestic it must be kept for a minimum of seventy-two hours at the animal shelter. Others may be destroyed.

C. The police may use traps and bait to catch dogs, or any other reasonable method. If a dog, running at large, cannot be readily apprehended otherwise, it may be shot by the police.

(Ord. 89-875 § 4(J), 1989; Ord. 79-405 § 4(15), 1979; Ord. 72-32 § 3(f), 1972.)



8.08.070 Investigation.

For the purpose of discharging the duties imposed by this chapter and to enforce its provisions, the canine control officer may enter, upon formal complaint, the premises where any animal is kept in a reportedly cruel or inhumane manner, examine such animal, and take possession of such animal when, in his opinion, the welfare of the animal requires its removal from the premises. (Ord. 72-32 § 3(g), 1972.)



8.08.080 Disposition of animals.

A. A person cited for cruelty to animals may:

1. Forfeit bail and relinquish the animal to the animal control officer; or
2. Request the animal hearing board to set a date for a hearing within fourteen days or as soon as possible thereafter so that it may issue an advisory opinion prior to the mandatory court appearance.

B. Any person who has been convicted of any offense under this chapter shall not be entitled to the return or possession of any animal(s) seized subject to the original investigation. The chief of police or his or her designee may take possession of such animal(s) and determine the disposition of the animal.

C. No person having been convicted of any violation under this chapter two or more times shall be allowed to own or have care, custody or control of any domestic animal or livestock. The chief of police or his or her designee may take possession of any such animal(s) and determine the disposition of the animal at any such time such animal is observed in such person's care, custody or control.

D. Ten years after the second conviction under subsection C of this section, the person may make application to the animal hearing board for an advisory opinion on the rehabilitation of that person and his or her suitability to own an animal. The person may then apply to the court to issue an order declaring that person rehabilitated with respect to subsection 8.08.080C and this chapter.

(Ord. 02-1656 § 4(C), 2002.)



8.08.090 Recovery of costs.

The owner and/or person who had care, custody or control of any animal described in subsection 8.08.080A or from whom such animal was seized subject to an investigation for a violation of this chapter shall be financially responsible to the city and borough for all reasonable costs incurred for providing for or caring for the needs of such animal, including but not limited to:

A. Veterinary fees;

- B. Food;
- C. Shelter;
- D. Licensing and registration;
- E. Adoption fees; and
- F. Disposal and/or euthanasia fees.

(Ord. 02-1656 § 4(D), 2002.)

City of Skagway

Chapter 9.04 TRAPPING

Sections:

- [9.04.010 Purpose.](#)
- [9.04.015 Applicability.](#)
- [9.04.020 Definitions.](#)
- [9.04.025 Tree trapregulations.](#)
- [9.04.030 Leg-hold trapregulations.](#)
- [9.04.035 Areas in which trapping is prohibited.](#)
- [9.04.040 Private property.](#)
- [9.04.050 Other exceptions.](#)
- [9.04.060 Fines for trapping violations.](#)

 SHARE  SHARE

9.04.010 Purpose.

The purpose of this chapter is to protect the safety and welfare of the public, domesticated animals and pets by designating areas where trapping is a prohibited land use activity.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014)

 SHARE  SHARE

9.04.015 Applicability.

- A. This chapter shall apply to lands within the Skagway Borough as determined by Sections [9.04.025](#) through [9.04.035](#).
- B. For the purposes of this chapter, the assembly shall establish a list of "established trails" by resolution. These established trails will require adequate signage at the trailhead detailing each respective trail map, and signage shall be affixed along each trail route indicating the correct path.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014)

 SHARE  SHARE

9.04.020 Definitions.

The following words and phrases shall have the meanings respectively ascribed to them by this section:

- A. "Trap" means any device designated or identified by the state of Alaska in any statute or regulation as a "trap," or otherwise commonly referred to as a "trap" by the state of Alaska. "Trap" does not apply to the capturing of sea creatures through use of shrimp and crab pots.
- B. "Trapping" means the definition of "trapping" used by the state of Alaska. "Trapping" does not apply to live traps, mouse traps or to the catching of animals within a dwelling place, garage, shed, greenhouse, barn, or the ocean.
- C. "Trails" are primary and are marked and/or published as "established trails."
 - 1. For the purposes of this chapter, "trails" exclude current and future secondary off-shoot trails.
- D. "Off-shoot trails" are secondary and unmarked and/or unpublished trails, and are not considered to be "established trails."

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014)

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9.04.025 Tree trapregulations.

Tree traps must be at least five feet (5') above the ground and/or fifty (50) yards from any public street, road or right-of-way, highway or marked/established trail within the boundaries of the Skagway Borough.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014)

9.04.030 Leg-hold trap regulations.[SHARE](#) [SHARE](#)

Leg-hold traps and other ground traps are prohibited within one-eighth (1/8) mile of any public street, road or right-of-way or highway or established/marketed trail within the boundaries of the Skagway Borough.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014)

9.04.035 Areas in which trapping is prohibited.[SHARE](#) [SHARE](#)

A. Trapping is prohibited within fifty (50) yards of any public street, road, right-of-way or highway, or established/marketed trail within the boundaries of the Skagway Borough, unless the area is a designated rural trapping area per subsection (B) of this section.

B. Rural Trapping Areas. Trapping is prohibited within twenty-five (25) yards of any public street, road, right-of-way or highway, or established trail within the designated rural trapping areas designated as follows:

1. Beginning one-half (1/2) mile north of Mile Marker 3 on the Klondike Highway and extending to the north boundary of the Skagway Borough;
2. Beginning one-half (1/2) mile north of the Gold Rush Cemetery on the railroad tracks on the east side of the Skagway River and extending to the north boundary of the Skagway Borough;
3. Beginning at the West Creek Bridge and extending north and west (Dyea side) to the Borough boundaries;
4. Alaska State Land Survey No. 97-36, which is the location of the municipal incinerator.

C. In addition to the areas designated in subsections (A) and (B) of this section, trapping is prohibited on properties within the following parks and common use areas: Mollie Walsh Park, Pullen Creek Park, Yakutania Point and Smugglers Cove, Seven Pastures, Dyea Point, Dyea Campground and Flats and community cemeteries.

(Ord. 15-13, Added, 04/16/2015)

9.04.040 Private property.[SHARE](#) [SHARE](#)

- A. When trapping occurs on private property, "Active Trapping" signage must be prominently posted.
- B. Trappers must have permission from landowners to trap on private property.

(Ord. 15-13, Added, 04/16/2015)

9.04.050 Other exceptions.[SHARE](#) [SHARE](#)

Exceptions to this section shall be authorized by the chief of police in writing as deemed necessary to protect the public health and safety. Examples of exceptions include, but are not limited to, the following:

- A. Employees or agents of governmental units or agencies who use live traps in the course of their duties, or are required to trap animals or birds for authorized purposes.
- B. Scientists in their work identifying and studying wildlife, animals, and birds for scientific purposes.
- C. Persons who have documented in writing specific animal nuisance problems and establish to the chief of police in writing how the safety of persons shall be protected.

No employee, representative, assembly, mayor nor the chief of police has any actual or apparent authority to grant any verbal exceptions to this chapter.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014. Formerly 9.04.060)

9.04.060 Fines for trapping violations.



For violations of this chapter, refer to Chapter [1.20](#), General Penalty. Violations of this chapter are subject to civil fines established by resolution.

(Ord. 15-13, Amended, 04/16/2015; Ord. 14-03, Added, 06/05/2014. Formerly 9.04.070)

City of Soldotna

6.04.200 - Cruelty or injury to animals.

- A. No person may intentionally injure, torment, poison, provoke, or otherwise abuse an animal.
- B. No person may intentionally kill an animal by injury, torment, poison, suffocation, decompression or other forms of abuse of the animal.
- C. No person shall maintain an animal without providing food, water, and shelter adequate to preserve the animal's health, or abandon an animal where it will not be provided proper food, water, shelter, and care.
- D. No person shall maintain an animal showing symptoms of infectious or contagious disease without keeping the animal confined in a building or secure enclosure and under proper care.
- E. No person may cause an animal to fight another animal or human being, whether for amusement of themselves or others, or for financial gain; or train, or keep for the purpose of training, an animal for exhibition in combat with an animal or human being. Nor shall any person permit his premises to be used for the purposes described in this subsection.
- F. No person may use a trap or snare within the city limits that can kill, or injure a domestic animal except under the supervision of a state or federal wildlife agency addressing a specific nuisance wildlife issue. In addition, the animal control officer must be notified prior to any trap(s) being set and provided with the name and contact information of any person who will be working the trap(s), the type of trap(s) and the location of trap(s) being used.
- G. No person may allow any animal which he owns to molest or harass wild or domesticated animals or fowl.
- H. The driver of a vehicle involved in an accident resulting in injury to an animal shall stop the vehicle as close to the scene of the accident as safely possible and inform the owner of the animal of the accident and injury to the animal, if the animal's ownership is readily ascertainable. In the event the animal owner is not readily ascertainable, the driver shall inform the animal control officer or police department as quickly as reasonably possible of the accident and injury to the animal.
- I. Live animals that, in the opinion of the animal control officer, a law enforcement officer, or a licensed veterinarian, are so seriously ill or injured that medical treatment would needlessly prolong the animal's suffering, may be put to death immediately, provided that the animal bears no identification of ownership. If the animal bears identification, an attempt will be made to reach the owner, but if that is unsuccessful and the opinion of the animal control officer, a law enforcement officer, or a licensed veterinarian is that the animal is suffering and too seriously ill or injured to recover, that animal may be humanely euthanized.
- J. This section does not apply to: Impounding, destruction, or other disposition of an animal in a humane manner as authorized by law; killing or injuring an animal where necessary to protect a human being or domesticated animal from death or bodily injury; or the humane destruction of an animal by its owner or the owner's authorized agent.

(Ord. No. 2010-040, §§ 1, 2, 1-12-2011)

12.28.040 - Injury to animals—Prohibited acts.

- A. Hunting. No person in a park shall hunt, molest, harm, frighten, kill, trap, chase, tease, shoot or throw missiles at any animal or bird; nor shall he remove or have in his possession the young of any wild animal, or the eggs or nest, or young of any bird.
- B. Feeding. No person in a park shall give or offer, or attempt to give to any animal or bird any tobacco, alcohol or other known noxious substances.

(Ord. 73 § 3(C), 1975: prior code § 27.01.020(C))

City of Valdez

Chapter 9.38 TRAPPING

Sections:

- 9.38.010 Purpose of chapter.**
- 9.38.020 Definitions.**
- 9.38.030 Trapping allowed.**
- 9.38.040 Qualifications to trap.**
- 9.38.050 Identification of traps.**
- 9.38.060 Registration.**
- 9.38.070 Unsafe traps.**
- 9.38.080 Other exceptions.**

9.38.010 Purpose of chapter.

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It is the purpose of this chapter to protect the citizens from hazardous devices and to protect domesticated animals and pets from damage and destruction which may result from uncontrolled trapping. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

9.38.020 Definitions.

+ SHARE

The following words and phrases shall have the meanings respectively ascribed to them by this section:

“Trap” means any device used for the purpose of catching, capturing, snaring, holding or killing animals.

“Trapping” means the placing or setting of traps with the intent to catch animals. This definition does not apply to the catching of animals within a dwelling place or garage, shed or barn. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

9.38.030 Trapping allowed.

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Trapping for both recreational and for subsistence purposes is allowed within the Valdez city limits except that:

- A. Trapping shall not be allowed within one-half mile in any direction of an occupied subdivision.
- B. Trapping shall not be allowed within five hundred feet of any road, excluding bridges and culverts outside the downtown area and past the duck flats. No trapping is allowed within the area known as the Valdez duck flats, which is defined as that area bounded on the east by Mineral Creek Loop Road, on the west by the Richardson Highway, on the south by a line extending from the Valdez Container Terminal to and including Dock Point and on the north by elevation of one thousand feet.
- C. Snare-only trapping areas shall include portions of Mineral Creek Canyon and all areas northeast of the Richardson Highway from Airport Road to the Glacier Stream Bridge. No trapping is allowed within five hundred feet of the Mineral Creek trails, located in Mineral Creek Canyon as designated on Exhibits A and B to Section [12.08.010](#).
- D. No trapping is allowed within the area known as Mineral Creek State Park, which is defined as a fifty-acre parcel known as Tract A-2, ASLS 99-21; and a 91.68-acre portion of U.S. Survey 5113 bounded on the north by Raven Subdivision and Tract A-1, ASLA 79-117, on the east by Tract A-1, ASLA 79-117, on the south by Blueberry Subdivision and Port Valdez, and on the west by Tract A-2, ASLA 99-21. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

9.38.040 Qualifications to trap.

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All persons who trap within the Valdez city limits shall show proof of completion of an approved trapping safety class and valid trapper's license. Copies of trapping licenses shall be provided to the city clerk. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

9.38.050 Identification of traps.

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A. All traps shall include a permanent metal tag on which is stamped or etched the trapper's name and phone number.

B. All traps and all trap lines shall be marked with a legible warning sign appropriately set and height-adjusted (i.e., for snow level). Said signs shall be clearly visible on a weather-resistant surface and with the numbers and letters, at least one inch high, in a bright fluorescent color that contrasts with the color of the sign. Each trapper is responsible for placement and maintenance of proper signage. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

9.38.060 Registration.

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All trappers shall register the exact locations of their trap lines with the city of Valdez police department. If requested, this information will be made available to the public. (Ord. 14-06 § 1 (part): Ord. 05-10 § 1 (part))

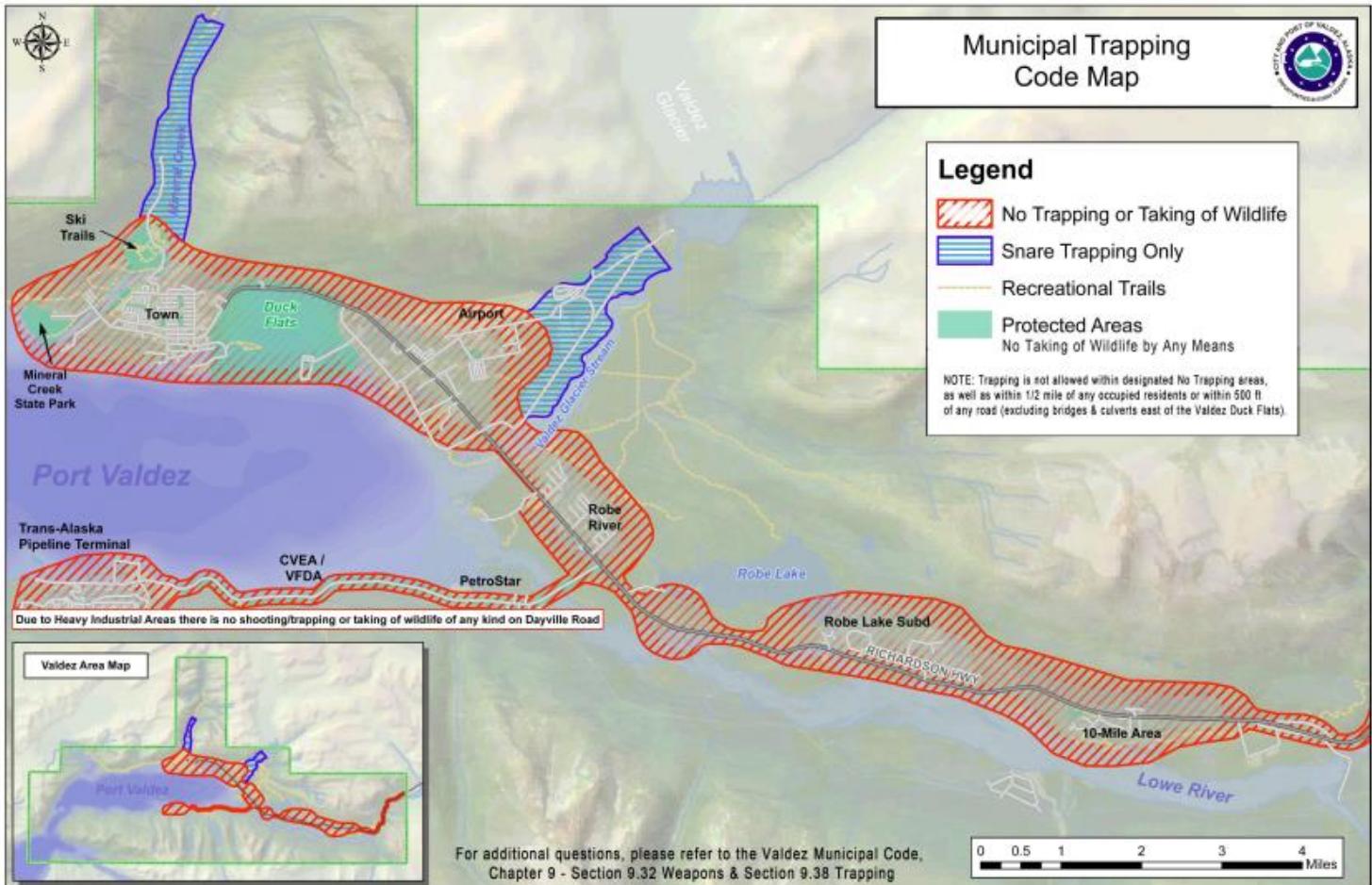
[SHARE](#)**9.38.070 Unsafe traps.**

Any traps deemed unsafe by a law officer will be removed immediately. The law officer shall attempt to notify the owner of the trap. (Ord. 14-06 § 1 (part); Ord. 05-10 § 1 (part))

[SHARE](#)**9.38.080 Other exceptions.**

The chief of police or the chief's designee shall have the absolute authority to authorize trapping within a restricted area within the Valdez city limits as is deemed necessary to protect public health and safety. Examples of exceptions include, but are not limited to, the following:

- A. Employees or agents of governmental units or agencies who, using live traps, in the course of their duties, are required to trap animals or birds for authorized purposes.
- B. Scientists in their work of identifying and studying wildlife, animals and birds for scientific purposes.
- C. Persons who have specific animal nuisance problems. (Ord. 14-06 § 1 (part); Ord. 05-10 § 1 (part))



(Ord. 14-06 § 1 (part))

City of Wasilla



7.04.090 Cruelty to animals.

- A. No person shall intentionally injure or kill an animal unless:
 - 1. The act committed is done humanely in conformity with applicable federal, state, borough, and city law;
 - 2. The act is necessary to defend a human being or an animal from attack.
- B. No person shall intentionally or recklessly wound, injure, torment, poison, provoke, otherwise abuse or unnecessarily overwork an animal, or procure, or attempt any such acts.
- C. No owner shall fail to provide humane animal care or abandon an animal by failing to provide humane animal care.
- D. No person shall throw or deposit any poisonous substance on any exposed public or private place where it may endanger any animal.
- E. No person shall intentionally abandon, harass, molest, torture or kill an animal, or encourage an animal to fight with another animal for sport, training or entertainment.
- F. A person shall not intentionally capture a domestic or domesticated animal with any type of trap that physically harms the animal, including, but not limited to, steel jaw traps, snares and spring traps, except an authorized city, borough, state or federal employee or agent.
- G. Acts in violation of this section constitute cruelty to animals. Cruelty to animals is an infraction.
- H. Persons convicted of cruelty to animals shall forfeit all rights and interests, if any, in the animal(s). (Ord. 09-69(AM) § 3 (part), 2009: prior code § 12.05.090)