

## **City Council Action Item Cover Sheet**

DATE: August 1, 2018

### **Agenda Item:**

Discussion of Citizen Suggestion for vacation rental requirements regarding dogs

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### **Question Before Council:**

Discussion

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### **Person/Group Initiating Request:**

City Council

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### **Item Summary/Background:**

The City Manager has provided the Citizen concern submitted to Council at the last meeting, as well as the proposed ordinance Ms. Davies drafted in 2017.

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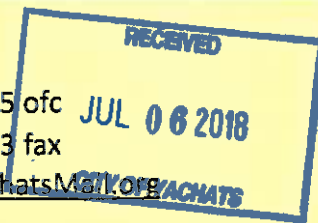
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*\* For Council*

City of Yachats  
PO Box 345 (441 Highway 101 N.)  
Yachats OR 97498-0345

541-547-3565 ofc  
541-547-3063 fax  
cityhall@YachatsMail.org



**COMPLAINT FORM - Nuisance, Land Use, or other Code Violations**

Name of Complainant: Lawrence Calkins

(Person filing this complaint)

Mailing Address: P.O. Box 756, Yachats Phone Number: (208) 316-3658

Name of Defendant: N/A (See attached page)

(Person against whom this complaint is made)

Address where violation occurred: \_\_\_\_\_

(Nearest house number or intersecting street, if no address)

I have reasonable grounds to believe that the named Defendant did unlawfully violate:

- ☐ Title 5, Chapter 5.08 – Nuisances – City of Yachats Municipal Code  
☐ Title 9 - Zoning and Land Use – City of Yachats Municipal Code  
☐ Title \_\_\_\_\_ - City of Yachats Municipal Code

I observed this offense at approximately \_\_\_\_\_ a.m./p.m. on the \_\_\_\_ day of \_\_\_\_\_,

20\_\_\_\_. (Multiple offense dates, if applicable: \_\_\_\_\_)

This offense occurred within the municipal boundaries of the City of Yachats, Oregon, at this address: \_\_\_\_\_

Or near this address or intersecting street: \_\_\_\_\_

Write a plain and concise statement of the facts constituting the offense:

(See attached regulation to be considered.)

I further declare and certify that the above information is true and correct to the best of my knowledge. I further state that I understand that, as the Complainant, it may be necessary for me to testify in Yachats Municipal Court, as such.

Lawrence Calkins  
Complainant

July 6, 2018  
Date

**PLEASE ATTACH ANY APPLICABLE PHOTOGRAPH(S)**

**NOTICE: Once filed, this document becomes public information, and may be used in Court.**

July 6, 2018

Complaint—Suggestion for Regulation

To: Yachats City Council

My concern is not really an official complaint against a person or persons. It is more a suggestion on a regulation that should be part of the Vacation Rental rules for the city of Yachats.

We live on Ocean View Drive and observe many, many people walking their dogs along the drive. We have no objections to the dogs. Rather, we have an objection to their human friends. Although the majority of locals are very responsible in curbing their dogs at appropriate sites and picking up after them, this is not always the attitude of those occupying vacation rentals. Many neglect to pick up feces and many allow their animals to wet on the bench or on the lawn surrounding the bench. This is a family area where people eat their lunch and children play and it should be kept clean. This could potentially be a way to spread e coli throughout the community. The dogs also use neighborhood lawns at times.

Our suggestion is that part of the responsibility of having a vacation rental that rents to people with dogs should be the provision of an assigned location on the property for dogs to do their business. This information should also be posted in the rental along with other requirements. This should become part of the city code.

I would appreciate you considering this regulation to help with the health and safety of the community.



Lawrence Calkins

(208) 316-36587

## ORDINANCE NO. X

### AMENDMENT TO CITY OF YACHATS MUNICIPAL CODE 5.08.030 ANIMALS AT LARGE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Yachats (City) has previously adopted ordinances establishing standards and provisions for protection of the health and welfare of its citizens and the environment of the City; and

WHEREAS, the City has determined that it is in the best interest of the City and its citizens to provide clarity and expand standards for keeping dogs within the City;

NOW THEREFORE, BE IT ORDAINED by the City of Yachats, Lincoln County, Oregon, that Yachats Municipal Code (YMC) 5.08, et seq., shall be amended in the following manner:

- Amend: YMC 5.08.030 Animals at large.  
(A) No owner or person in charge of any animals shall permit the animal to run at large; including, but not limited to, dogs, chickens or other domestic fowl, horses, mules, cattle, goats and sheep.
- Add: (B) All pets must be under control at all times. Methods of control include a leash or demonstrated effective voice command. The person having control, custody or possession of a dog shall clean up after the dog by using a dog waste bag or other suitable method.
- Add: (C) "It shall be unlawful for a person owning or keeping a dog to allow the dog to deposit solid waste upon any property other than that of the person owning or keeping the dog. It shall, however, be a defense if the owner or keeper removes the solid waste

EFFECTIVE DATE: This ordinance shall become effective 30 days after final passage by the council and its signature by the Mayor.

ADOPTED by a vote of \_\_\_ for and \_\_\_ against, this 13th day of December, 2017.

CITY OF YACHATS

By: \_\_\_\_\_  
GERALD F. STANLEY, Mayor

Attest:

\_\_\_\_\_  
Shannon Beaucaire, City Manager