

Code Enforcement Report
November 2014

Activity really slowed down in November. Large Community events at the Commons (Arts and Crafts Fair, Celtic Festival) do bring in people for the day.

I have had to make multiple trips to Eugene for cataract surgery on both eyes. I have one more procedure on my left eye early in December. Hopefully, these procedures will restore my eyesight to an acceptable level.

In addition to my regular rounds, I have been involved in the following:

- Talked to a tree trimming company about a City Business License. They are sub-contractors of CLPUD.
- Contacted the landscaper regarding overgrown hedge blocking the Prospect Trail above King Street.
- Attended the Council work session.
- Inspected a vacation rental on Highway 101 North.
- Talked to a vacation rental owner about expired rental permit.
- Invasive plant letter sent to property owner on W. 2nd Street.
- Resident came into the Commons holding her small dog. It had just been attacked on W. 3rd St, by a pit bull. (See separate report on this incident.)
- Animal Services (County Sheriff) were notified of the incident.
- Called Overleaf to set up an appointment for inspection of a new vacation rental.
- Hedge was trimmed on Prospect Trail above King Street.
- Re-filled all doggie bag dispensers.

Respectfully Submitted

Donald W. Niskanen
Code Enforcement Officer

Pit Bull Attack

Friday, November 21, 2014 9:45 AM

Mary Aebi rushed into the main hallway of the Commons. She was holding one of her small dogs in her arms. The dog had just been attacked by a pit bull on W. 3rd St. (two story house just west of Planet Yachats).

I tried to call Ken, but the number wouldn't go through. I drove to their house and caught Ken just leaving his driveway.

Ken and Mary went to the vet in Newport, but were told they had to go to Corvallis. When they arrived at the vet's office in Corvallis, they were told they would have to go to the vet in Eugene/Springfield.

The dog had a broken hind leg and multiple puncture wounds. The surgery required two plates and screws.

Ken and Mary returned to Yachats late on Saturday, November 22.

Not knowing if Animal Services had picked up the pit bull, I had Max Glenn post a warning on the Yachats Community Face book page.

Monday, November 24, 2014 1:30 PM

I called Animal Services Division. Deputy Irene Bailey returned my call. She had just talked with Mary Aebi and realized the extent of the injuries and was reopening the case. Deputy Martin who did respond to the call on Friday did not have contact information for the Aebi's and didn't know of the injuries. He gave a standard warning and possible fines if there was another incident.

Deputy Bailey was on her way to Yachats to pick up the pit bull. I found out Tuesday, November 25, that no one was home. Deputy Bailey left a message and arranged to pick up the pit Bull Tuesday afternoon.

The pit bull has been in the shelter in Newport, pending a hearing in front of a judge, which is suppose to happen the first week in December.

The couple that own the pit bull plan to move to Newport in the next couple of weeks.

Pit Bull Attack – W. 3rd St. – “Dog Hearing”
Monday, December 8, 2014, 9:00 AM

I attended the “dog hearing” in Newport this morning.

To keep it short, the dog was ordered to be released from the shelter, if the owners could pay one half of the shelter fees. The balance has to be paid within three months.

The pit bull owners were also ordered to pay restitution to the Aebi’s for the medical expenses incurred by the attack. The rate was \$100,00 per month until the \$5,000.00 + balance is paid off.

There are no enforcement measures to make sure this order is carried out. A small claims court would be the Aebi’s only option.

The reality is that this dog is probably back on W. 3rd St and will probably repeat its attack activity if given the chance.

The owners have 30 days to relocate and have indicated they are moving to Newport.

I would recommend caution if you are walking on w. 3rd St., especially if you have a small dog or young children.

Respectfully Submitted,

Donald W. Niskanen
Code Enforcement Officer
City of Yachats