

**SOBOBA BAND OF MISSION INDIANS**  
**P.O. BOX 487 San Jacinto, CA 92581**

---

**ANIMAL CONTROL ORDINANCE**

---

**ORDINANCE NO. GR99-ANI-06**

AN ORDINANCE OF THE TRIBAL COUNCIL FOR THE SOBOBA BAND OF MISSION INDIANS RESERVATION REGULATING THE CONTROL OF ANIMALS.

THE TRIBAL COUNCIL OF THE SOBOBA BAND OF MISSION INDIANS DOES HEREBY ORDAIN AS FOLLOWS:

**ANIMAL CONTROL**

**CHAPTER 1**

**1.0 Definitions.**

Whenever in this Ordinance the following terms are used, they shall have the meanings respectively ascribed to them in this section.

- A. **Animal Shelter** - Any facility operated by a Humane Society, or municipal agency or its authorized agents, for the purpose of impounding animals under the authority of this ordinance for care, confinement, return to owner, adoption, or euthanasia.
- B. **At Large** - Refers to an animal off the premises of its owner and not under restraint by leash or chain, or otherwise controlled by a competent person.
- C. **County** - Shall mean the County of Riverside.
- D. **Dangerous Animal** - Any animal which has bitten or attacked a person or other animal without provocation or which has a propensity to attack or bite any person or animal without provocation, or any animal of a species or type likely to cause injury to a person.
- E. **Dog** - Domesticated members of the species *Canis Familiaris*.
- F. **Kennel** - Any property where three (3) or more dogs, or three (3) or more cats, over the age of four (4) months, are kept or maintained. The term "kennel" shall not include any animal shelter operated by a Humane Society, a municipal agency, or its authorized agents, or a veterinary hospital operated by a veterinarian licensed by the State.
- G. **Kennel Operator** - Any person who owns, controls, or operates a kennel or any person who is responsible for or who participates in the control of the operation of a kennel.
- H. **Leash** - Any rope, leather strap, chain or other material not exceeding six feet (6') in length, being held in the hand of a person capable of controlling and actually controlling the animal to which it is attached.

---

**ANIMAL CONTROL ORDINANCE**

---

- I. **Owner** - Any person who is the legal owner, keeper, harborer, possessor, or the actual custodian of an animal. Ownership is also established by a person registering as the owner on a license application or other legal document or by a person claiming ownership and taking possession of an animal, or one who has control and custody of any animal for fifteen consecutive days, except an Animal Shelter or a Veterinarian licensed by the State who has in his possession any animal for the purpose of treatment.
- A. **Pet or Companion Animal** - Any animal kept for pleasure rather than utility; an animal of a species that has been bred and raised to live in or about the habitation of humans and is dependent on people for food and sheltering.
- B. **Public Nuisance** - Any animal or animals that unreasonably annoy humans, endanger the life or health of other animals or persons, or substantially interfere with the rights of citizens, other than their owners, to enjoyment of life or property. The term "public nuisance animal" shall mean and include, but is not limited to, any animal that:
1. Is repeatedly found at large;
  2. Damages the property of anyone other than its owner;
  3. Intimidates pedestrians or passersby;
  4. Chases vehicles;
  5. Excessively makes disturbing noises, including, but not limited to, continued and repeated howling, barking, whining, or other utterances, causing unreasonable annoyance, disturbance, or discomfort to a neighbor or others in close proximity where the animal is kept or harbored;
  6. Attacks other domestic animals; or
  7. Has been found by Security Manager or his designee, after notice to its owner, to be a public nuisance animal by virtue of being a menace to the public health, welfare, or safety.
- L. **Restraint** - Secured by a leash or lead under the control of a responsible person and obedient to that person's commands or within the real property limits of its owner by means of a fence, wall, or chain.
- M. **Reservation** - Shall mean the Soboba Reservation.
- N. **Rodeo** - A contest, exhibition or competition of the skill of contestants or entrants in horsemanship, and where lassoing is usually performed involving cattle, horses, bulls, goats, and wild cows for public entertainment.
- O. **Stray** - An animal that is at large.
- P. **Vaccination** - The inoculation of an animal with a rabies vaccine approved by the State Department of Health Services for use in California.
- Q. **Vicious Animal** - Any animal which bites or attempts to bite any human or animal without provocation, or which has a disposition or propensity to attack, bite, or menace any human or animal without provocation and endangers the health and safety of any person.

---

**ANIMAL CONTROL ORDINANCE**

---

Any animal that bites or attempts to bite a person or animal that is lawfully on its owner's property, or which has been teased or provoked, or which is otherwise performing its duties as a police dog, shall not be deemed a vicious animal.

- R. In addition to the definitions set forth in this section, all definitions of words and phrases set forth in the California Humane Laws Handbook are hereby incorporated in this ordinance as though set forth in full herein.

**RABIES CONTROL****CHAPTER 2****2.0 Vaccination Required.**

Dog owners shall obtain a rabies vaccination for each dog they own, keep, harbor, or have custody of, within thirty (30) days after it becomes four (4) months of age, or within thirty (30) days after obtaining any dog over four (4) months of age. It shall be unlawful for any person to own, keep, harbor, or possess or to have in his or her care, charge, or custody, dog five (5) months of age or older unless such has a current and valid rabies vaccination administered by a duly licensed veterinarian, with a rabies vaccine approved by the State Department of Health Services for use in dogs. Such vaccination shall be repeated at intervals specified by the State Department of Health Services in order to maintain adequate immunity.

**2.1 Certificate Required Generally.**

Every person keeping, harboring, or having on the Reservation any dog required by ordinance to be vaccinated shall at all times keep and maintain a certificate issued by a person licensed by the State of California, or any other state or nation to practice veterinary medicine, certifying the dog has been vaccinated in accordance with the provisions of this section, or that such a dog should not be vaccinated by reason of age, infirmity, or other disability.

**2.2. Quarantine of Biting Animals.**

When any animal of a species subject to rabies has bitten, scratched, or otherwise exposed any person to the possible infection of rabies, the owner shall upon verbal or written order from Tribal Security Officer, quarantine such animal in strict confinement to a place and manner approved by the Tribal Security Officer until such time the County Animal Control can be contacted to have the animal removed from the Reservation and quarantined in a County facility for at least fourteen (14) days and the County Animal Control certifies that there are no clinical signs or symptoms of any disease. All fees and expenses related to the quarantine are the sole responsibility of the Owner or Kennel Operator of any animal.

**2.3 Destruction of Infected Animals.**

If it appears to the ACO, Veterinarian, or Animal Shelter Director upon examination or otherwise of an animal that such animal has rabies, he/she may authorize the euthanasia of said animal.



---

**ANIMAL CONTROL ORDINANCE**

---

**LICENSING****CHAPTER 3****3.0 Dog Licensing.**

A. All dog owners, except tourists or visitors who stay less than thirty (30) days, shall apply for and obtain a separate dog license for each dog they own, possess, keep, or harbor after it is four (4) months of age. All dog owners must possess such license at the time the dog is five (5) months of age or thirty (30) days after obtaining or bringing onto the Reservation any dog over four (4) months of age.

B. Any dog that is legally impounded according to the provision of this ordinance shall be presumed to be a dog that, prior to impounding, required a license, regardless of such dog's actual age or owner's place of residence.

C. Upon presentation by the dog owner of a rabies certificate that is valid throughout the license period, and payment of the license fee, and if applicable, a late fee, the County shall issue a pet license and license tag. The dog owner shall retain the pet license for inspection by Tribal Security Officers or any person charged with the enforcement of this ordinance.

D. A dog license shall be effective until the first day of January following issuance and shall be renewed within thirty (30) days after each January 1<sup>st</sup>. All fees and expenses related to dog licensing are the sole responsibility of the Owner/Kennel Operator. Tribal Security Officer are empowered to enforce impound procedures for dogs on the Reservation without licenses.

E. The dog owner shall securely affix the current license tag to the collar or harness of the dog for which the license tag was issued and shall ensure the dog wears such license tag at all times except while such dog remains indoors.

F. No person shall remove a license tag from the collar or harness or remove the collar or harness bearing such a tag from a dog.

G. No person shall counterfeit or imitate any license tag issued pursuant to this section, attach a counterfeit or imitation tag to any dog, or possess any such counterfeit tag.

**ANIMAL REGULATIONS****CHAPTER 4****4.0 Prohibition on School Grounds and Casino.**

No person shall bring or cause any pet to be brought onto any public school grounds unless approved by school officials. No person shall bring or cause any pet to be brought onto the grounds of any Reservation School

---

**ANIMAL CONTROL ORDINANCE**

---

or the Reservation Casino grounds and Tribal Hall unless the pet is licensed, restrained by a leash, and under the control of a competent person.

**4.1 Restraint of Animals.**

A. No person, as owner, or having charge, care, custody, or control of any animal shall permit the same to run at large on public or private property owned by another without permission.

B. Every person owning or having charge, care, custody, or control of any dog shall keep such dog exclusively upon his/her own premises, confined by means of a lawful fence, however, such dog may be off such premises if it is under the restraint of a competent person and restrained by a leash. "Lawful fence" means any barrier or other structure that is sufficiently strong and durable to securely enclose the animal or animals intended to be kept therein.

C. Dog owners shall securely confine their female dogs while in season. (*Estrus*) within an enclosure in a manner that will prevent the attraction of male dogs to the immediate vicinity.

**4.2 Defecation Removal Required.**

No person shall allow a dog in his/her custody to defecate or to urinate on property other than that of the owner or person having control of the dog. It shall be the duty of all persons having control of a dog to curb such dog and to immediately remove all feces to a proper receptacle. Legally blind persons while relying on a guide dog shall be exempt from this section.

**4.3 Public Nuisance.**

A. General Provisions. The introduction, possession, or maintenance of any animal or allowing of any animal to be in contravention with this Ordinance, in addition to being a violation, is hereby declared to be a public nuisance. Tribal Security Officers are hereby authorized, directed, and empowered to summarily abate any such public nuisance by immediate impoundment.

B. Immediate Impoundment. When, in the opinion of the Tribal Security Officer, immediate impoundment is necessary for the preservation of the animal or public health, safety, or welfare of the community, or if the animal has been impounded under other provisions of this ordinance, the Tribal Security Officer is hereby authorized, directed, and empowered to contact appropriate County agencies and have the animal removed from the Reservation. This authority is further extended to animals, in the opinion of the Tribal Security Officer, who may be viewed as "Dangerous and Vicious Dogs".

C. Dangerous and Vicious Dogs. Findings, definitions, and general provisions governing potentially dangerous and vicious dogs shall be in accordance with California Food and Agricultural Code Sections 31601 through 31682. (See Chapter 1)

---

**ANIMAL CONTROL ORDINANCE**

---

**IMPOUNDMENT****CHAPTER 5****5.0 Capture of Animals at Large.**

The Animal Control Officer (ACO) Tribal Security Officer shall attempt to capture and impound any animal found at large in violation of this ordinance and may destroy an animal at large if, in their judgment, such action is required for public health and safety of the Tribal community.

The Animal Control Officer or Tribal Security Officer shall not seize or impound any dog for being at large that has strayed from but returned to the private property of its owner or the person who has the right to control the dog. If the owner or person who has a right to control the dog is not home, the dog may be impounded. The ACO or Tribal Security Officer shall post a notice of such impounding on the front door of the living unit of the owner or person who has the right to control the dog.

**5.1 Notification to Owner.**

Upon impoundment of an animal wearing a license tag or identification listing the owner's name and address, the owner will receive notification from the County Animal Shelter of the location of the animal.

**5.2 Return of Animals to the Owners.**

The owner of an impounded animal may claim it prior to its legal disposition by providing proper identification, meeting all rabies and licensing requirements of this ordinance, and paying all applicable redemption fees.

**ENFORCEMENT AND PENALTIES****CHAPTER 6****6.0 Enforcement.**

In as much as the Soboba Tribal Council has authorized the Riverside City/County Animal Control agency to act and enforce standard guidelines for Animal Control and Tribal Security Officers have been empowered to enforce this ordinance, all County regulations with regard to Animal Control will apply to the Soboba Reservation.



ANIMAL CONTROL ORDINANCE

CERTIFICATION

We the elected members of the Tribal Council of the Soboba Band of Mission Indians do hereby certify that the foregoing Ordinance was adopted by the Soboba General Council at a duly held meeting convened on the Soboba Indian Reservation on July 10, 1999 by a vote 19 "FOR", 11 "AGAINST", and 0 "ABSTAINING", and such Ordinance has not been rescinded or amended in any way.

*Robert Salgado, Sr.*

Robert Salgado, Sr., Tribal Chairman

*Isaiah Vivanco*

Isaiah Vivanco, Vice Chairman

*Michael Castello*

Michael Castello, Treasurer



*Patricia Arres*

Patricia Arres, Council Member

*Rosemary Salgado*

Rosemary Salgado, Secretary