

**Ordinance No. 04-10****An Ordinance of the Navajo County Board of Supervisors, Amending the Navajo County Animal Control Ordinance, Ordinance No. 02-06, by Adding a New Article 4 Concerning Remedial Actions to Avoid Contact between Humans and Bears, Coyotes or Javelinas**

WHEREAS, the Navajo County Animal Control Ordinance, Ordinance No. 02-06, comprehensively regulates the keeping of dogs and other animals in the unincorporated areas of Navajo County; and

WHEREAS, in the interest of public safety, and specifically in the interest of minimizing contact between humans and potentially dangerous species of wildlife, numerous jurisdictions across the United States have adopted regulations prohibiting conduct that tends to attract dangerous species in inhabited areas; and

WHEREAS, the Arizona Game and Fish Department has encouraged local jurisdictions to adopt similar regulations to minimize potentially dangerous contacts between humans and wildlife; and

WHEREAS, the Board of Supervisors has been informed of potentially dangerous contacts occurring in Navajo County as the result of carelessness in regard to the placement or storage of trash, food and other items that tend to attract dangerous species,

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors that the Animal Control Ordinance is hereby amended by the insertion of the following new Article 4, with the current Article 4 (Penalties and Enforcement) being renumbered as Article 5:

Article 4 – Remedial Actions to Avoid Contact between Humans and Certain Dangerous Species

It shall be unlawful for any person to fail to take remedial action to avoid contact between humans and bears, coyotes or javelinas after having been notified by the Code Enforcement Agent, an officer of the Arizona Game and Fish Department or any peace officer that bears, coyotes or javelinas are in the area and that remedial action should be taken. Such notice may be oral or written. Remedial action shall take the form prescribed by the official giving such notice and may include without limitation actions to secure or remove outdoor trash, cooking grills, pet food, bird feeders and any other food source or attractant likely to attract

bears, coyotes or javelinas. In addition, it shall be unlawful for any person, after an initial contact or conflict with a bear, coyote or javelina on property owned or occupied by the person (including a sighting of a bear, coyote or javelina on or in close proximity to the property) to fail to take prompt remedial action to secure or remove outdoor trash, cooking grills, pet food, bird feeders and any other food source or attractant likely to attract bears, coyotes or javelinas. The obligation to take remedial action under this Article shall continue for the period prescribed by the official giving notice or for a period of not less than 30 days after the initial contact or conflict, as the case may be.

PASSED AND ADOPTED by the Navajo County Board of Supervisors on May 11, 2010.

Navajo County Board of Supervisors

By Jesse Thompson
Jesse Thompson
Chairman

ATTEST:

Melissa W. Buckley
Melissa W. Buckley, Clerk of the Board