

WHEREAS, on June 21, 2019, County received a letter from Ms. Lopez requesting a hearing on this matter; and

WHEREAS, on June 28, 2019, County mailed Ms. Lopez notice that a hearing on this matter would be held on July 3, 2019; and

WHEREAS, Columbia County Board of County Commissioners held a hearing on July 3, 2019 and considered the evidence presented; and

WHEREAS, Officer Kadell's investigation report, attached hereto as Exhibit A and incorporated herein by reference, provides the following history of relevant facts:

- A. On April 20, 2017, there was a complaint from neighbors of Ms. Lopez that her animals were trespassing and circling a goat.
- B. On April 16, 2018, there was a complaint from neighbors of Ms. Lopez that her animals were trespassing and circling a neighbor's chicken coop.
- C. On May 23, 2018, two dogs owned by Ms. Lopez were shot and killed by a neighbor for chasing livestock.
- D. On May 30, 2018, Ms. Lopez's dog license for Bolt became expired, which is one day prior to the incident in this matter; and

WHEREAS, Officer Kadell stated that Bolt has not been aggressive with staff at the Animal Control Shelter; however, staff had to repeatedly wrestle Bolt to get him into a kennel; Bolt demonstrated that he can escape from a normally secured kennel and thus required that his kennel be pad locked to prevent him from opening the kennel gate; and

WHEREAS, Officer Kadell recommended that the Board of Commissioners impose a \$500.00 fine and allow Bolt to be relocated due to the incidence involving Bolt killing livestock owned by Elvin Sherman on May 31, 2019; and

WHEREAS, at the hearing, Ms. Lopez testified that a guest at her home allowed Bolt to leave her property. She stated that her friends Cassandra Cavanagh are willing to take ownership of Bolt and relocate him out-of-state. She requested that the Board of Commissioners not to euthanize Bolt; and

WHEREAS, at the hearing, Cassandra Cavanagh and John Butts testified that they are willing to take ownership of Bolt and move him out-of-state to Massachusetts; and that upon obtaining custody of Bolt they will relocate Bolt to a 3-acre property away from livestock and implement measures to ensure Bolt does not harm livestock in the future; and

NOW, THEREFORE, based on the evidence presented, including the Animal Control Officer Roger Kadell's report on this matter, attached hereto as Exhibit A and incorporated herein

by reference, and the above recitals, the Board of County Commissioners makes the following findings and conclusions:


1. Anna Lopez, who resides at 19942 Beaver Falls Road, Clatskanie, Oregon, is the owner of a dog named Bolt, a white German Shepherd.
2. On May 31, 2019, Bolt chased and killed two chickens, belonging to Elvin Sherman, at 19960 Beaver Falls Road, Clatskanie, OR 97016.

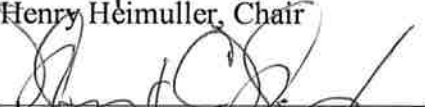
NOW, THEREFORE, IT IS HEREBY ORDERED, as follows:

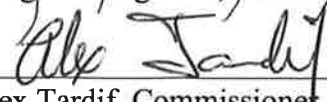
1. Ms. Lopez shall authorize Columbia County Animal Control to release Bolt into the custody of Cassandra Cavanagh and John Butts for the purpose of rehoming Bolt out-of-state within 24 hours of this Order being approved. If Bolt is not relocated out-of-state within 24 hours, Animal Control shall impound Bolt.
2. Pursuant to ORS 609.162(1)(c), Anna Lopez shall pay a civil penalty of \$1,000.00 for the incidence involving Bolt killing livestock owned by Elvin Sherman on May 31, 2019.
3. Pursuant to ORS 609.155(3)(a), in addition to the civil penalty imposed, above, Ms. Lopez shall pay \$480.00 arising from the impoundment of Bolt, as described in the Fee Due Notice, attached hereto as Exhibit B and incorporated herein by this reference, and all boarding fees at a rate of \$15 per day for Bolt, accruing from June 4, 2019.
4. Ms. Lopez shall pay any penalties, impoundment and boarding costs and fees imposed by this Order prior to the release of the dog, unless otherwise agreed to in writing by the County.

DATED this 31st day of July, 2019.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Henry Heimuller, Chair

By: 
Margaret Magruder, Commissioner

By: 
Alex Tardif, Commissioner

Approved as to form
By: 
Office of County Counsel

CASE NUMBER	COLUMBIA COUNTY SHERIFF'S OFFICE				INVESTIGATION REPORT				PAGE/OF 1 / 2																																												
	CASE NUMBER	REFER CASE NUMBER	CAD INCIDENT NUMBER 190029051	CLASSIFICATION ORS 609.155 impound/livestock kill dog						CLR																																											
	DATE / TIME REPORTED 06/01/2019 0826 <i>PM</i>		DATE / TIME OCCURRED (START) 05/31/2019 8:00 <i>PM</i>		DATE / TIME OCCURRED (END) 05/31/2019 8:15 <i>PM</i>		<input type="checkbox"/> RADIO (R) <input type="checkbox"/> S/I (S) <input checked="" type="checkbox"/> PHONE-IN (P)																																														
	LOCATION OF OCCURRENCE 19960 Beaver Falls Road, Clatskanie Oregon 97016																																																				
	PREMISE TYPE 770 - Area, Woods, Field, Forest						PRECINCT OF OCCURRENCE																																														
	ONE SENTENCE SUMMARY OF INCIDENT The dog Bolt was caught on camera killing the neighbors chickens																																																				
	PERSONS BU - Business Complainant KN - Person w/Knowledge OW - Owner PF - Property Finder SB - Subject RP - Reporting Person VI - Victim WI - Witness																																																				
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COMPUTER ENTRY
 Person

OPR
 Vehicle

OPR
 Crime/ Prop

OPR
 Book

NARRATIVE SUMMARY:
On 05/31/2019 at around 8 *PM*, the white Shepard named Bolt was caught on camera chasing and killing the victim's chickens. The dog Bolt was found to be owned by Anna Lopez who has had prior complaints regarding her dogs chasing livestock. The dog Bolt was impounded and Ms Lopez was served notice of the impound.

NARRATIVE:
On 06/04/2019, I responded to CAD 190029051. The call has come in on 06/01/2019 reporting that a dog had come onto the property and killed two chickens. That the caller had photos of the dog killing the chickens on his

REPORTING OFFICER(S) Roger Kadell	DPSST 15106	DATE 06/05/2019	PREC / DIV STS	ASSN / DIST STS	SUPERVISOR'S SIGNATURE
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Owner Detail

Owner 6586

Name: LOPEZ, ANNA

Senior Citizen: FALSE

Kennel:

Inspection Date:

Expiration Date:

Limit:

Street Address:

19942 BEAVER FALLS
CLATSKANIE, OR 97016

Mailing Address:

Phone:

(503) 369-2022 (HOME)

Notes:

5/24/2014 LEFT MESSAGE ABOUT OVERDUE LICENSE

Adoption Notes:

Disallow Adoption:

Animals:

ID	Name	Breed	Color	License	Issue Date	Exp. Date
28922	BOLT	GERMAN SHEPHERD	WHITE	39496	5/23/2018	5/30/2019

Complaints:

Complaint: 2281

Date: 4/20/2017 10:13:00 AM

Type: DOG RAL OR TRESPASS

Status: CLOSED

Complaint: 2606

Date: 4/16/2018

Type: DOG RAL OR TRESPASS

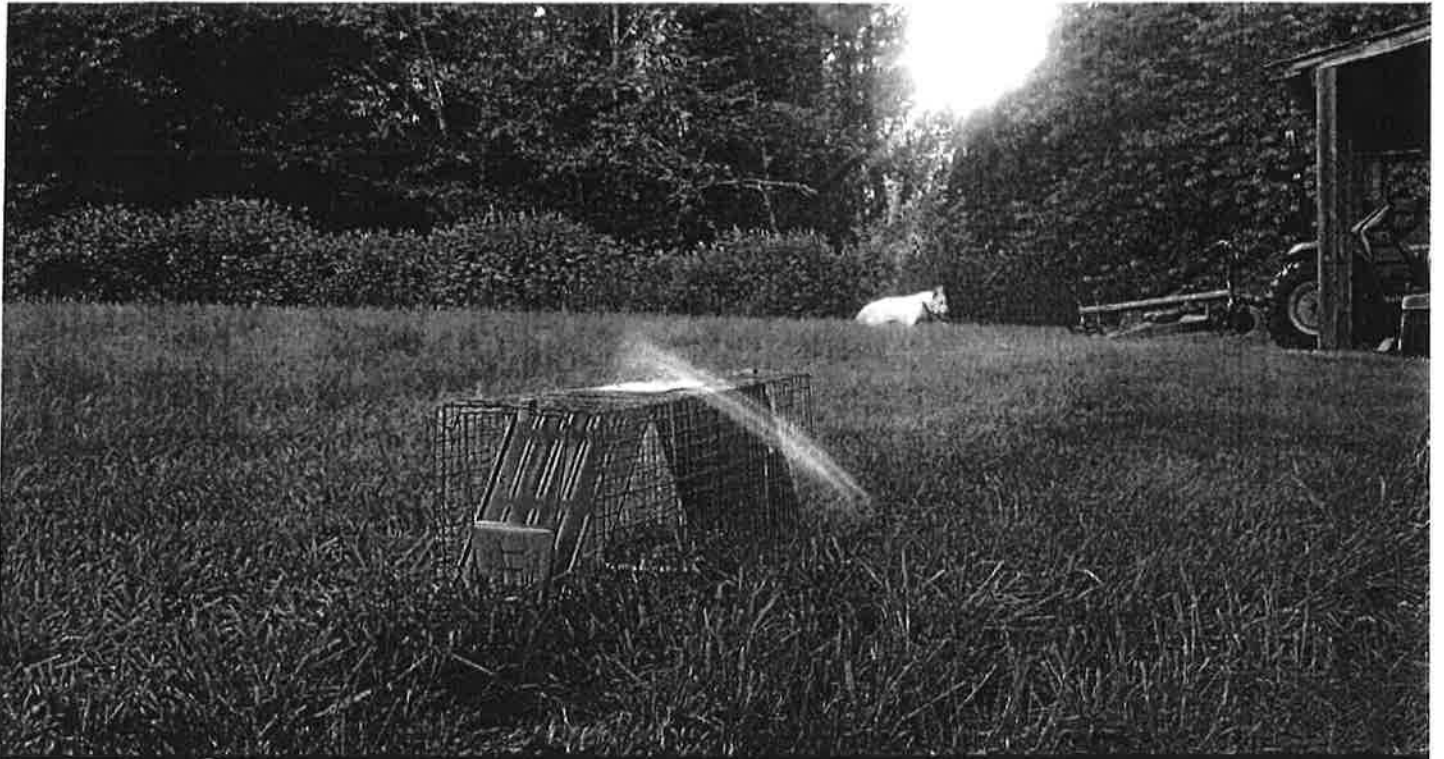
Status: CLOSED

Complaint: 2637

Date: 5/23/2018 2:11:00 PM

Type: DOG vs LIVESTOCK

Status: CLOSED



MOULTRIE



CAMERA 1

31 MAY 2019 08:00 pm

All dogs impounded are held at the Animal shelter located at 2084 Oregon, St. Helens. Call the Sheriff Office records at: 503-366-4611 to make arrangements to redeem your dog.

STRAY / NUISANCE / RABIES: Any dog impounded as a Stray/Nuisance/or for lacking rabies

Vaccination's may be held for 5 days. Upon completion of the 5 day hold period, the ownership of the animal may be transferred and/or the animal may be euthanized.

QUARANTINE: VISITATION OF THE ANIMAL WILL NOT BE PERMITTED

Animals impounded for quarantine (bite) will be held for the ten days. The owner of the dog is

required to make arrangements for the dog before the end of the ten day hold period. Dogs not

redeemed at the end of the ten days may be euthanized without additional notice if unclaimed by

the owners. Quarantine fee is \$180, plus license fees and any other medical care fees.

ABUSE/NEGLECT/ POLICE HOLDS: Animals on a police hold for animal abuse, neglect or other charges will need a release from the investigating officer or the courts prior to release.

OWNER REG: Animals surrendered by the owner may be subject to billing for the fees due and the animal may be euthanized without additional notification.

D/O IN CUSTODY: Dogs held for person who were arrested are held for five days unless arrangements have been made with the county. Dogs at the end of five days will be considered abandoned by their owners and subject to transfer/adoption and or euthanasia.

LIVESTOCK SEIZURES: A complaint has been filed that a dog owned by you or under your control has been involved in the harming or chasing of livestock in violation of ORS 609.155. ORS 609.155 requires that the dog be impounded and held pending a determination by the County.

You will receive notice and information of an opportunity to request a hearing under ORS 609.156 from the County Attorney. Failure to request a hearing will result in a finding that the owner is conclusively presumed to having admitted to the matters at hand. The County may take action at that time under the statues which may include ordering the dog to be euthanized.

The penalties for dogs harming or chasing livestock are considerable and serious consideration should be taken. Impound fees, boarding fees along with fines and other fees may be accessed by the County.

INFORMATION: Time is always an issue when animals are held at the shelter. Owner and/or keeper's who fail to contact the shelter or to make arrangements for their animals, run the risk of the animal being transferred or euthanized without additional notification.

If you ARE UNSURE of what to do or have any questions, contact the County Animal Control Officer at 503-366-4614 to discuss options.



COLUMBIA COUNTY SHERIFF'S OFFICE

Brian E. Pixley, Sheriff

FOR:
Animal Shelter fees

NOTICE DATE | 07/01/2019

BILL TO:
Anna Lopez
19942 Beaver Falls Road
Clatskanie Oregon 97016

DATE	DESCRIPTION	AMOUNT	RATE	TOTAL
06/04/2019	Impound fee	1	30.00	30.00
6/4 to 7/3/19	Boarding fees	30	15.00	450.00
				480.00
				TOTAL DUE

MAKE CHECKS PAYABLE TO:
Columbia County Sheriff Office
Animal Control
901 Port Ave
St. Helen's, Oregon 97051