

STATE OF OREGON
DEPARTMENT OF AGRICULTURE

Before the Director of the Department of Agriculture

In the Matter of:

Columbia County Animal Control

Respondent

FINAL ORDER REQUIRING CORRECTIVE ACTIONS, FINAL ORDER ASSESSING CIVIL PENALTIES, AND
CONSENT TO ENTRY OF ORDER

ODA Animal Health Case No. 25-AREC-1889

The Oregon Department of Agriculture ("Department"), in accordance with Oregon Revised Statutes ("ORS") 609.420 and Oregon Administrative Rules ("OAR") 603-015-0095, inspected Columbia County Animal Control (Respondent) and found violations of ORS 609.415 and OAR Chapter 603, Division 15 ("Care of Pet and Captive Animals"). On June 4, 2025 the Department issued a Notice of Violation, Plan of Correction, Civil Penalties, and Proposed/Final Order ("Order"). Respondent wishes to resolve and settle this matter with the Department to avoid the costs and uncertainty of litigation. Now, therefore, the Department agrees to withdraw the Order issued June 4, 2025, and Respondent hereby CONSENTS to entry of this Order based the Findings of Fact and Conclusions of Law set forth below.

For purposes of this Order, "you" and "your" refers to Columbia County Animal Control.

I. FINDINGS OF FACT

The Department FINDS that:

1. You are an Animal Rescue Entity ("ARE") with a facility located at 2084 Oregon Street, Saint Helens, OR 97051 (the "Facility").
2. You operate the ARE pursuant to Department License AG-L1084723ARE (the "License").
3. The Department conducted an inspection of the ARE on March 17, 2025 (the "Inspection").
4. During the Inspection, the Department found the following:
 - a. Incomplete animal intake descriptions, including missing weight of the animal at intake, for the animals known as Zoro (24-251), Badger 24-252 & 25-275), Tasha (25-012), Birdie (25-025), Big Boy (25-043), Poodle (24-077), Kimchi (24-178), Remi (24-192), Chip (24-253) and (24-042).
 - b. Incomplete disposition information, including missing adopter's street address or phone numbers, for the animals known as Kimchi (24-178) and Remi (24-192).
 - c. Incomplete medication/treatment records, including missing doses or dates administered, for the animals known as Zoro (24-251), Badger 24-252 & 25-275), Tasha (25-012), Birdie (25-025), Big Boy (25-043).

II. CONCLUSIONS OF LAW

The Department CONCLUDES that:

5. The deficient recordkeeping identified during the Inspection violated the provisions of ORS 609.415 and/or OAR Chapter 603, Division 15 in at least 17 instances, as listed below.

a. **Violation 1-10:** Failure to provide complete animal intake description records. [OAR 603-015-0090 (2)(c), Category 3]

b. **Violation 11-12:** Failure to provide complete disposition records. [OAR 603-015-0090(2)(g), Category 3]

c. **Violation 13-17:** Failure to provide complete medication/treatment records. [OAR 603-015-0090(2)(i), Category 1]

6. Respondent's violations of ORS 609.415 and/or OAR Chapter 603, Division 15 justify a compliance order to complete specific actions to eliminate the violations under OAR 603-015-0100.

7. Under ORS 609.415(8), OAR 603-015-0065, and OAR 603-015-0105, the Department may impose a civil penalty for violations of ORS 609.415 and/or violations OAR Chapter 603, Division 15, including a civil penalty of up to \$500 for certain violations.

III. ORDERS

Now, therefore, the Department withdraws the Order issued on June 4, 2025 and issues the following ORDERS, and the Parties agree to the following terms:

8. The Department has determined that you must take the following actions to correct the violative conditions identified in this Order:

a. The Department orders that within Fourteen (14) days of the Effective Date of this Order, you must provide to the Department a list of animals that were in your custody or control on April 3, 2025 and all animals who entered your custody or control since that date. This list must include the animals name, unique identification, species, intake date, and their current location.

b. The Department orders that within Twenty One (21) days of the Effective Date of this Order, you must make available to the Department for inspection intake weights, or current weights on the effective date of this Order or animals which an intake weight was not recorded, for all animals in your custody or control on April 3, 2025 and all animals who have entered your custody or control since that date.

c. The Department orders that within Twenty One (21) days of the Effective Date of this Order, you must make available to the Department for inspection complete disposition information for all animals who left your custody since April 3, 2025.

d. The Department orders that within Twenty One (21) days of the Effective Date of this Order, you must make available to the Department for inspection medication/treatment records for all medications/treatments administered since April 3, 2025.

9. The Department orders that you be subject to a CIVIL PENALTY using the formula in OAR 603-015-0110, in the following amounts, for a total civil penalty of \$2,150, for violating Department rules in at least 17 instances as identified in Section 5.

a. Base for Category 3 violations is \$75. See OAR 603-015-0110(1)

b. Base for Category 1 violations is \$250. See OAR 603-015-0110(1)

c. Past occurrence of violations within the past 5 years is 0. See OAR 603-015-0110(2)

- d. Size of the rescue is 0. See OAR 603-015-0110(3)
- e. **Violation 1-10:** $\$75 + [(0.1 \times \$75) (0 + 0)] = \$75$ per penalty
- f. **Violation 11-12:** $\$75 + [(0.1 \times \$75) (0 + 0)] = \$75$ per penalty
- g. **Violation 13-17:** $\$75 + [(0.1 \times \$75) (0 + 0)] = \$75$ per penalty

10. The Department hereby SUSPENDS payment of \$1,075 of the CIVIL PENALTY for a period of 90 days, provided you comply with the terms of this order.

11. The non-suspended CIVIL PENALTY (\$1,075) is due and payable thirty (30) days after the effective date of this Order.

12. The suspended CIVIL PENALTY (\$1,075) will be waived 90 days from the effective date of this Order, provided you have complied with the foregoing Order terms and otherwise complied with ORS chapter 609 and OAR Chapter 603, Division 15. Respondents' failure to satisfy any terms of this Order will render the suspended penalties, and any remaining penalties not yet paid by Respondents under Paragraph (11), immediately due and payable. Notwithstanding the foregoing, if the Department discovers after the 90-day period that you failed to take the actions required by Section 8, the suspended penalties, and any remaining penalties not yet paid by Respondents under Paragraph (11), shall be immediately due and payable.

13. The action items required by this Order are in addition to, and not in lieu of, any other requirements imposed on You by law.

14. You agree to release and waive any and all past Claims (as that term is defined below) of any kind, known or unknown or future, against the Department or any of its instrumentalities, employees, officers, agents, or attorneys, but only to the extent that such Claims arise out of both: (1) the matters and events relating to the matters set out in this Order; and (b) acts or omissions occurring prior to the Effective Date of this Order. For purposes of this paragraph, "Claims" shall include all legal claims of any nature, including but not limited to any claim under federal or state law for damages, declaratory or equitable relief, any claim under 42 USC § 1983 et seq., and any claim for attorney fees or costs.

15. This Order is a "Final Order" under ORS 183.310(6)(b). Entry of this Order in no way limits or prevents further remedies, sanctions, or actions which may be available to the Department under Oregon law to enforce this Order, for violations of this Order, for conduct or actions of Respondent that are not covered by this Order, or against any party not covered by this Order. Without limiting the foregoing, nothing in this Order shall prevent the Department from taking additional enforcement actions allowed by law, including issuing Respondent an impoundment order, even if Respondent pays CIVIL PENALTIES under Section 11.

16. Nothing in this Order limits or prevents a law enforcement agency from instituting criminal proceedings against you or for the matters addressed in this Order.

17. This Order is binding upon your successors and assigns.

SO ORDERED this _____ day of _____, _____.

LISA CHARPILLOZ-HANSON
DIRECTOR
OREGON DEPT. OF AGRICULTURE

