

AN ORDINANCE PROVIDING FOR THE CONTROL AND ERADICATION OF RABIES IN THE COUNTY OF SANTA CLARA, AND PRESCRIBING A PENALTY FOR THE VIOLATION OF ITS PROVISIONS.

The Board of Supervisors of the County of Santa Clara do ordain as follows:

Section 1. It shall be unlawful for any person owning, having an interest in, harboring, or having the care, charge, control, custody, or possession of any dog to allow or permit such dogs to go free or to run at large in or upon any public road or highway or any other public place outside of incorporated cities, in the County of Santa Clara, unless such dog is muzzled with a muzzle so constructed as entirely to prevent the said dog from biting any person or animal.

Section 2. All such muzzles or apparatus for muzzling dogs shall be securely strapped to the dog's head, and shall be so made and applied that same will completely surround the jaw and nose of the dog on which the same is fastened and be so as to prevent the dog from biting or seizing any person or thing, but so as to allow the opening of the mouth of such animal and allow it to breathe and drink with freedom.

Section 3. The Sheriff and his deputies, and every constable and his deputies and every pound keeper, and also any persons employed for that purpose by the Board of Supervisors, are hereby authorized and empowered to capture every dog not muzzled, as required by this ordinance and found going free or running at large in or upon any public road or highway, or any other public place within the County of Santa Clara outside of incorporated cities; or, in case such officer or person shall upon pursuit be unable to capture such dog, such officer or person shall be authorized and empowered to kill such dog.

Section 4. Persons capturing dogs under the provision of Section 3 shall separately confine each dog captured by them in some safe place and shall report the capture to the County Health officer and shall submit such dog to the examination of the County Health officer or his representative, and it shall be the duty of the County Health officer, when called upon, to examine, or have examined, such dog and to ascertain whether or not such dog is afflicted with rabies. Dogs captured under provision of Section 3 shall not be killed, but shall be kept in confinement until the Health officer or his representative will find that further observation of the live animal is not necessary for the determination of the presence or absence of rabies.

Section 5. Whenever the owner or person having the custody or possession of any animal shall observe or learn that such animal has shown symptoms of rabies or has acted in a manner which would lead a reasonable man to a suspicion that it might have rabies, such owner or person having the custody or possession of such animal shall immediately notify the health officer or his representative, and shall allow the health officer to make an inspection or examination of such animal, and to quarantine such animal until it shall be established to the satisfaction of said official that such animal has or has not rabies.

Section 6. Whenever it is shown that any dog has bitten any person, the owner or person having the custody or possession thereof shall, upon order of the Health officer, quarantine it and keep it tied up or confined for a period of three weeks, and shall allow the health officer or other official of the Board of Health to make an inspection or examination thereof at any time during said period.

Section 7. If it shall appear to the Health officer or other official of the board of health upon an examination as aforesaid, or otherwise, that a dog or other animal has rabies, he may kill it forthwith.

Section 8. Whenever any animal shall be bitten by another animal having rabies the owner or person having the custody or possession of the animal so bitten shall, upon being informed thereof, either kill such animal or quarantine it and keep it tied up or confined for a period of six

months, and the Health officer or other official of the board of Health shall have power, in his discretion, to kill or quarantine the animal so bitten, in case the owner or person having custody or possession thereof shall fail to do so immediately, or in case the owner or person having the custody thereof is not readily accessible.

Section 9. No person shall take a dog or permit or encourage a dog to go from a city or town in which rabies exists or has existed within six months previously, or from a place in the Country within five miles of which rabies exists or has existed within six months previously, to any community in which rabies does not exist or has not been known to be present within six months.

Section 10. No person shall bring a dog into the county from a county in which rabies is present or has been known to be present within six months.

Section 11. Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not less than five dollars nor more than fifty dollars, or by imprisonment in the county jail for a period of not more than fifty days, or by both such fine and imprisonment.

Section 12. This ordinance is hereby declared to be an ordinance for the immediate presentation of the public health and safety and that it is necessary for the same to go into effect as early a date as possible and the same shall take effect and be in force fifteen days from and after its passage.

Passed by the Board of Supervisors of the County of Santa Clara this 16th day of June 1913 by the following vote:

Ayes-- Supervisors Mitchell, Roll, Hersman, Hubbard and Ayer.

Noes-- Supervisors None.

Absent-- Supervisors None.

Henry M. Ayer.
Chairman of the Board of Supervisors of the
County of Santa Clara, State of California.

TEST: HENRY A. PFISTER.
County Clerk of the County of
Santa Clara, State of California,
and ex-officio clerk of the Board
of Supervisors of said County.

By F. A. SCHILLING
Deputy Clerk.