

1 ..Drafter

2 RVW 12/28/2009 and Clerk 01/04/2010

3 ..Title

4 A RULE AND REGULATION for the protection of the  
5 public health against diseases and injury from, and  
6 establishing permit and fee requirements for, pet shops,  
7 commercial kennels, pet daycare facilities, animal shelters,  
8 pet grooming services and pet food retail businesses;  
9 amending R&R 06-01, Section 2, and BOH 8.01.020 and  
10 adding a new chapter to BOH Title 8 and a new chapter to  
11 BOH Title 2; and amending the Seattle Health Code as  
12 codified in chapters 10.03 and 10.72 of the Seattle  
13 Municipal Code, adopted by the metropolitan King County  
14 council pursuant to Ordinance 12098, Section 3; enacted  
15 pursuant to RCW 70.05.060, including the latest  
16 amendments or revisions thereto.

17 ..Body

18 BE IT ADOPTED BY THE KING COUNTY BOARD OF HEALTH:

19 SECTION 1. R&R 06-01, Section 2, and BOH 8.01.020 are each hereby

20 amended to read as follows:

21 **Purpose and policy.**

22 A. Authority is established under RCW ((€))chapter 70.05 for the control and  
23 prevention of zoonotic disease. This title is enacted as an exercise of the Board of Health

24 powers of King County to protect and preserve the public peace, health, safety and  
25 welfare. Its provisions shall be liberally construed for the accomplishment of these  
26 purposes. This title governs the prevention of zoonotic disease and includes rabies  
27 control ~~((and))~~, rodent control and provisions for pet shops, commercial kennels, pet  
28 daycare facilities, animal shelters, pet grooming services and pet food retail businesses.

29 B. ~~((It is expressly the purpose of this title to provide for and promote the peace,~~  
30 ~~health, safety and welfare of the general public, and not)) Nothing in this title is intended  
31 to or shall be construed to create or otherwise establish or designate any particular class  
32 or group of persons who will or should be especially protected or benefited by the terms  
33 of this title.~~

34 C. Nothing contained in this title is intended to be or shall be construed to create  
35 or form the basis for any liability on the part of King County, or its officers, employees or  
36 agents, for any injury or damage resulting from the failure of any person subject to this  
37 title to comply with this title, or by reason or in consequence of any act or omission in  
38 connection with the implementation or enforcement of this title on the part of King  
39 County by its officers, employees or agents.

40 SECTION 2. Sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20,  
41 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40 and 41 of this  
42 rule should constitute a new chapter on pet businesses in BOH Title 8.

43 NEW SECTION. SECTION 3. Citation. This chapter may be cited and referred  
44 to, and shall be known as, the "King County Board of Health Pet Shop and Pet Food  
45 Retail Business Regulations."

46 NEW SECTION. SECTION 4. Purpose and scope of chapter.

47 A. This chapter governs the protection of human health and safety against the  
48 spread of dangerous, contagious or infectious diseases by animals in pet shops,  
49 commercial kennels, pet daycare facilities, animal shelters and pet grooming services, or  
50 by pet foods or products sold in pet food retail businesses which may contain harmful  
51 pathogens or toxins.

52 B. It is the specific intent of this chapter to place the obligation of complying  
53 with its requirements upon owners and operators of pet shops, commercial kennels, pet  
54 daycare facilities, animal shelters and pet food retail businesses, and other persons  
55 designated by this chapter within its scope, and any provision of or term used in this  
56 chapter is not intended to impose any duty whatsoever upon King County or any of its  
57 officers or employees, for whom the implementation or enforcement of this chapter shall  
58 be discretionary and not mandatory.

59 **NEW SECTION. SECTION 5. Relationship of chapter to other laws, rules**  
60 **and regulations.**

61 A. In addition to the control and prevention of zoonotic disease, and in  
62 recognition of the public policy of the county to protect animal and human health and  
63 safety and prevent cruelty to animal life, it is the intent of this chapter to promote the  
64 health, safety and well-being of animals kept, housed or cared for in pet shops,  
65 commercial kennels, pet daycare facilities, animal shelters and pet grooming services,  
66 and to promote disease prevention standards for pet foods or products sold in pet food  
67 retail businesses.

68 B. Nothing in this chapter shall affect the obligation of any owner or operator of  
69 any pet shop, commercial kennel, pet daycare facility, animal shelter, pet grooming

70 service or pet food retail business, or the owner or keeper of any pet animal, to comply  
71 with other applicable laws, rules and regulations, including, but not limited to, those  
72 governing animal care and control, building, zoning or environmental standards.

73 NEW SECTION. SECTION 6. Definitions. The definitions in this section apply  
74 throughout this chapter unless the context clearly requires otherwise:

75 A. "Animal" means any living creature except *Homo sapiens*, insects and worms.

76 B. "Animal shelter" means a facility used to house or contain and offer or  
77 distribute for adoption as pets any stray, homeless, abandoned or unwanted animals other  
78 than livestock and that is owned, operated or maintained by a public body, an established  
79 humane society, animal welfare society, society for the prevention of cruelty to animals  
80 or other nonprofit organization, or by a person or persons devoted to the welfare,  
81 protection and humane treatment of animals. "Animal shelter" includes "satellite pet  
82 adoption facility," but does not include pet adoption services performed at an animal  
83 shelter or satellite pet adoption facility not more than a total of twenty-one days per  
84 calendar year.

85 C. "Aquarium" means any establishment, store or department of any store that  
86 acquires, through purchase, consignment, donation, importation or breeding any  
87 combination of live fish, corals, aquatic amphibians or invertebrates, but no other types of  
88 pets, and sells or offers to sell, adopt or trade the live animals to the public or retail  
89 outlets.

90 D. "Aquarium stock" means live fish, live corals, aquatic amphibians and aquatic  
91 invertebrates.

92 E. "Board" means the provision of shelter and food to pet animals by an entity

93 other than the pet's owner and at a location separate from the owner's residence.

94 F. "Carapace" means a hard bony outer covering, such as the fused dorsal plates  
95 or shell of a turtle.

96 G. "Commercial kennel" means any establishment or facility where four or more  
97 dogs or cats are kept for commercial purposes including, but not limited to, board,  
98 propagation and training. Commercial kennels include, but are not limited to, dog or cat  
99 boarding facilities, training facilities where dogs or cats are boarded during the course of  
100 training, catteries and dog or cat breeding or importation businesses. Commercial  
101 kennels do not include pet shops, pet daycare facilities, animal shelters, pet grooming  
102 services or veterinary hospitals or clinics where animals are kept for surgical or medical  
103 treatment under the supervision of a licensed veterinarian.

104 H. "Establishment" or "facility" means those portions of any building, yard, pen  
105 or other area at a single location in which any animals are kept or transported for the  
106 purpose of adoption, breeding, boarding, day care, grooming, selling, sheltering, trading  
107 or otherwise handling animals, or in which a pet food retail business is located.

108 I. "Livestock" means farm animals raised for food or fiber production or kept for  
109 recreational purposes, including, but not limited to, horses, donkeys, mules, cattle, sheep,  
110 llamas, alpacas, goats and swine, but excluding birds, Vietnamese, Chinese or Asian pot-  
111 bellied pigs and miniature breeds of livestock kept primarily as pets.

112 J. "Mobile grooming unit" means any mobile vehicle used as a pet grooming  
113 service.

114 K. "Owner" or "operator" means a person either owning or otherwise responsible  
115 for the operation of a pet shop, commercial kennel, pet daycare facility, animal shelter,

116 pet grooming service or pet food retail business and, as applicable, the care and welfare  
117 of the animals present.

118 L. "Pet" means a nonlivestock animal kept by a private individual for pleasure or  
119 companionship.

120 M. "Pet daycare facility" means any commercial facility where four or more dogs  
121 or other pet animals are left by their owners for periods of supervised social interaction in  
122 play groups with other animals of the same species for the majority of the time the pets  
123 are at the facility during the hours the facility is open to the public.

124 N. "Pet food retail business" means a retail establishment selling any of the  
125 following for consumption by pets:

- 126 1. Foods or treats requiring refrigeration or freezing to prevent spoilage; or
- 127 2. Uncooked or partially cooked animal derived pet foods or treats not requiring  
128 refrigeration or freezing. For the purpose of this chapter, "partially cooked animal  
129 derived pet foods or treats" are those that are cured, dried, dehydrated or smoked and  
130 include but are not limited to pig ears, beef hooves, dried tendons, smoked bones, chicken  
131 or salmon jerky, and freeze dried seafood, meat or animal organs.

132 O. "Pet grooming service" means any place, establishment or mobile unit, public  
133 or private, where pet animals are bathed, clipped or combed for the purpose of enhancing  
134 their aesthetic value or health, or both, and for which a fee is charged. "Pet grooming  
135 service" includes any self service dog washing business where customers wash their own  
136 pets, but does not include incidental bathing or combing of pets as part of regular animal  
137 care performed at a pet shop, commercial kennel, pet daycare facility or animal shelter, or  
138 performed on an infrequent and nonprofit basis for hobby or recreational purposes.

139 P.1. "Pet shop" means any establishment, store or department of any store that  
140 acquires, through purchase, consignment, donation, importation or breeding, live animals  
141 including birds, reptiles, amphibians, fish or poultry, but excluding livestock, and sells or  
142 offers to sell, adopt or trade the live animals to the public or to retail outlets.

143 2. "Pet shop" does not include the hobby breeding of animals at or adjoining a  
144 private residence provided the maximum number of animals permitted on the premises  
145 under local zoning or other applicable ordinances is not exceeded, and also does not  
146 include animal shelters.

147 Q. "Poultry" means all domesticated fowl and all game birds which are held in  
148 captivity.

149 R. "Psittacine bird" means all birds commonly known as parrots, macaws,  
150 cockatoos, cockatiels, lovebirds, parakeets and all other birds of the order psittaciformes.

151 S. "Satellite pet adoption facility" means a fixed location within a separately  
152 permitted pet shop, commercial kennel, pet daycare facility, pet grooming service or pet  
153 food retail business where an animal shelter, its staff or volunteers house, care for and  
154 regularly offer pets for adoption from the fixed location.

155 T. "Water resistant" means that which repels water. The following materials and  
156 substances shall be considered water resistant: painted or sealed wood surfaces, sealed  
157 concrete, sealed concrete blocks, stainless steel, vinyl flooring, glass, treated or sealed  
158 paneling, fiberglass, tile, tile blocks and other materials approved by the director on a  
159 case by case basis after finding that the material is water resistant.

160 NEW SECTION. SECTION 7. Overnight boarding. Overnight boarding is  
161 permitted at commercial kennels, pet daycare facilities and animal shelters. Overnight

162 boarding is not permitted at pet grooming services or pet shops unless the owner or  
163 operator obtains a separate commercial kennel, pet daycare facility or animal shelter  
164 permit for the facility.

165 NEW SECTION. SECTION 8. Pet shop, commercial kennel, pet daycare  
166 **facility, animal shelter and pet grooming service infection control plan**  
167 **requirements.**

168 A. The owner or operator of a pet shop, commercial kennel, pet daycare facility,  
169 animal shelter or pet grooming service shall develop and maintain a written basic  
170 infection control plan, subject to review and approval by the director, specifying: the  
171 schedule for cleaning and disinfection of cages, surfaces and equipment; proper methods  
172 for handling and disposal of soiled animal bedding, litter and wastes; disinfectants to be  
173 used; and personal protective measures, including, but not limited to, gloves and  
174 handwashing, to be used by employees. The owner or operator shall ensure the plan  
175 identifies a licensed veterinarian or veterinary practice that is routinely consulted or  
176 available for consultation on animal health, disease prevention, immunization and  
177 parasite control and includes contact information for the director's duly authorized  
178 representatives.

179 B. The pet shop, commercial kennel, pet daycare facility, animal shelter or pet  
180 grooming service owner or operator shall maintain the basic infection control plan on the  
181 premises and make the plan available to the director for examination upon request.

182 C. The director is authorized to provide assistance to the pet shop owner or  
183 operator in developing the basic infection control plan. For example, the director may  
184 provide the owner or operator a model or sample plan free of charge.

185 NEW SECTION. SECTION 9. Pet shop facility construction and equipment

186 **standards.** A pet shop owner or operator shall:

187 A. Ensure that buildings are of adequate structure, maintained in good repair and  
188 secured in order to protect animals from injury or escape and restrict the unauthorized  
189 entry of animals from outside;

190 B. Construct all floors and walls of readily cleanable and water resistant material  
191 in rooms, pens and cages used to retain animals and in areas where animals are handled,  
192 bathed or treated, and maintain all such rooms, pens, cages and areas in good repair;

193 C. Maintain hot and cold running water conveniently available at all times, and  
194 provide a sink or tub of sufficient size for washing of equipment and utensils used in the  
195 pet shop, including washing and sanitizing of dishes, bowls and other food and water  
196 containers and utensils used for feeding of animals;

197 D. Provide toilet and handwashing facilities with hot and cold running water;

198 E. Ensure that food and water containers and utensils used for mixing of food and  
199 feeding of animals are constructed of metal or other water impervious material that is  
200 readily cleanable and kept in good condition;

201 F. Provide and maintain refrigeration at forty-one degrees Fahrenheit or lower for  
202 the protection of perishable foods;

203 G. Store and prepare separately from pet food and pet medications any  
204 medications, food and beverages intended for human consumption;

205 H. Store cleaning products and disinfectants securely in areas inaccessible to  
206 animals kept at the facility;

207 I. Provide an adequately ventilated isolation area physically separated from the

208 rest of the animals for segregation of pets that become sick, are injured or are suspected  
209 of having a contagious disease; and

210 J. Dispose of excreta, dead animals, soiled litter, bedding, waste water and other  
211 materials by sanitary means in accordance with applicable laws, rules and ordinances.

212 NEW SECTION. NEW SECTION 10. Pet shop primary animal enclosure  
213 **requirements.** The pet shop owner or operator shall, for primary animal enclosures  
214 including cages, pens, runs, tanks and habitats:

215 A. Provide and maintain primary enclosures of sufficient size to allow each pet  
216 animal to turn around, exercise normal postural movements, experience or avoid  
217 socialization with cage mates, and avoid overcrowding;

218 B. Maintain primary animal enclosures in good condition and repair to protect  
219 animals from injury, to contain them, to prevent entry of predators and to allow animals  
220 to stay clean and dry, except for aquatic species;

221 C. Ensure that primary animal enclosures are constructed of materials that are  
222 water resistant and can be readily cleaned and disinfected;

223 D. 1. If wire or slatted flooring is used:

224 a. ensure that it is constructed to prevent injury to animals' feet and legs;

225 b. use wire mesh or slats of adequate gauge or size to prevent sagging under  
226 the animals' weight and small enough to prevent the animals' feet from passing through;  
227 and

228 c. ensure that the floor or other surface under wire bottom cages where animal  
229 wastes fall are made of a water resistant material that can be readily cleaned and  
230 disinfected; and

231           2. If the primary flooring is wire mesh or a slatted material, provide solid resting  
232 surfaces according to the needs of the species;

233           E. Maintain primary animal enclosures in a clean and sanitary condition; and

234           F. Cedar shavings may not be used for bedding or litter material for rodents,  
235 rabbits, chinchillas, ferrets or reptiles.

236           NEW SECTION. SECTION 11. Pet shop sanitation standards. The pet shop  
237 owner or operator shall, for sanitation purposes:

238           A. Maintain all areas where equipment, supplies and food for animals are stored  
239 in a clean and sanitary condition and free from insects and rodents;

240           B. Store equipment on the premises in a sanitary and orderly manner;

241           C. Maintain in a clean and sanitary condition and routinely disinfect all cages,  
242 pens, runs, tanks, habitats and other animal housing in accordance with the pet shop's  
243 infection control plan; and

244           D. In order to avoid creating aerosols or airborne dust that can spread pathogens,  
245 not use shop vacuums or vacuum cleaners to remove bedding and debris from animal,  
246 reptile or bird cages.

247           NEW SECTION. SECTION 12. Pet shop animal health, care and disease  
248 **prevention standards.** The pet shop owner or operator shall, for animal care and  
249 feeding:

250           A. Provide proper food and potable water to the animals, according to the needs  
251 of the species;

252           B. Remove from display and sale animals with potentially infectious disease or  
253 significant injury, and isolate them from animals appearing healthy and normal, keep

254 potentially infectious animals in isolation quarters with adequate ventilation and care to  
255 keep from exposing customers or other animals at the establishment;

256 C. Not knowingly sell or otherwise transfer a potentially infectious or injured  
257 animal or an animal with signs of external parasites without notifying the person  
258 acquiring the animal of the illness, injury or condition of the animal;

259 D. Not offer for sale, trade or adoption any juvenile or adult dog, cat or ferret that  
260 has not received all required immunizations or that has not been treated for internal and  
261 external parasites in accordance with the recommendations of the pet shop's consulting  
262 veterinarian;

263 E. At all times that any pet shop is open to the public, ensure a person in charge  
264 is present at the establishment and responsible for the pets held for sale or display. The  
265 person in charge, or other employee under the supervision of the person in charge, shall  
266 feed, water and perform cleaning in accordance with the basic infection control plan for  
267 the facility, or as may be required by the director; and

268 F. Physically separate animals on the premises of the pet shop for the purposes of  
269 boarding, grooming, daycare or animal shelter from all sick animals and animals offered  
270 for sale.

271 NEW SECTION. SECTION 13. Pet information at time of purchase –

272 **general.** The pet shop owner or operator shall make available to each retail pet purchaser  
273 or adopter, other than purchasers of fish, live aquarium stock or of rodents intended as  
274 food for other animals, a written hard copy or web-based basic information about  
275 prevention of diseases that may be communicable from the purchased or adopted animal  
276 to humans. The information may be developed by the pet shop owner or operator, or

277 provided free of charge by the director. Any information developed by the owner or  
278 operator in charge shall be subject to review and approval by the director. Any hard copy  
279 information provided to pet purchasers or adopters shall be free of charge.

280 NEW SECTION. SECTION 14. Salmonella – Measures to prevent human  
281 **disease acquired from reptiles and amphibians.**

282 A. The owner or operator of any pet shop offering reptiles or amphibians for sale  
283 shall post a clearly visible sign, in the area of the shop displaying these animals,  
284 containing information about the risk to humans of contracting *Salmonella* bacterial  
285 infections from reptiles and amphibians and a statement advising that these animals are  
286 unsuitable as pets in households with children under the age of five years, or  
287 immunocompromised persons, in accordance with the recommendations of the federal  
288 Centers for Disease Control and Prevention as set forth by the National Center for  
289 Infectious Disease's Pet-Scripton series, as amended. The director is authorized to  
290 establish reasonable guidelines for the size, location and contents of the sign consistent  
291 with this section. The pet shop owner or operator may obtain a sign free of charge from  
292 the director, or use a sign approved by the director as meeting the requirements of this  
293 section.

294 B. The pet shop owner or operator may not sell, hold, offer for sale or otherwise  
295 distribute live turtles with a carapace length of less than four inches for the purposes of  
296 being kept as a pet.

297 NEW SECTION. SECTION 15. Salmonella – measures to prevent human  
298 **disease acquired from poultry.** The owner or operator of any pet shop offering poultry  
299 for sale shall post a clearly visible sign, in the area of the shop displaying these animals,

300 containing information about the risk to humans of contracting *Salmonella* bacterial  
301 infections from poultry. The director is authorized to establish reasonable guidelines for  
302 the size, location and contents of the sign consistent with this section. The pet shop  
303 owner or operator may obtain a sign free of charge from the director, or use a sign  
304 approved by the director as meeting the requirements of this section.

305 NEW SECTION. SECTION 16. Psittacosis – measures to prevent human  
306 **disease acquired from psittacine birds.**

307 A. The owner or operator of any pet shop offering psittacine birds for sale shall  
308 post a clearly visible sign, in the area of the shop displaying these birds, containing  
309 information about the risk to humans of contracting *Chlamydiophila psittaci* bacterial  
310 infections from psittacine birds and the signs of the disease in birds. The director is  
311 authorized to establish reasonable guidelines for the size, location and contents of the  
312 sign consistent with this section. The pet shop owner or operator may obtain a sign free  
313 of charge from the director, or use a sign approved by the director as meeting the  
314 requirements of this section.

315 B. The pet shop owner or operator shall comply with all requirements of WAC  
316 246-100-201, as amended, pertaining to the prevention and control of psittacosis in  
317 humans and avian chlamydiosis in birds.

318 NEW SECTION. SECTION 17. Rabies vaccination requirement for dogs,  
319 **cats or ferrets.** The pet shop owner or operator shall ensure that any dog, cat or ferret  
320 age four months or older is vaccinated against rabies as required under BOH chapter 8.04  
321 before being offered for sale, exchange or adoption. The pet shop owner or operator shall  
322 provide the purchaser or adopter of any such an animal, at time of purchase, a certificate

323 of rabies vaccination issued by a licensed veterinarian.

324 NEW SECTION. SECTION 18. Pet shop handwashing and public animal

325 **contact requirements.** The owner or operator of any pet shop allowing patrons to  
326 handle pets or poultry offered for sale or adoption shall provide readily accessible public  
327 handwashing facilities with hot and cold running water or disinfectant hand wipes or  
328 hand sanitizers. The pet shop owner or operator shall notify patrons, by means of  
329 conspicuous signage or other methods as approved by the director, to wash their hands  
330 after handling any of the animals at the pet shop.

331 NEW SECTION. SECTION 19. Pet shop recordkeeping requirements.

332 A. The pet shop owner or operator shall maintain written records of each  
333 individual or groups of animals purchased or otherwise acquired, except that records are  
334 not required for fish or other aquarium stock or feeder rodents. The owner or operator  
335 shall include the following information in the written records:

- 336 1. Acquisition date;
- 337 2. Name, address and telephone number of supplier;
- 338 3. Number of animals received;
- 339 4. Animal breed or description;
- 340 5. Tattoo, microchip or bird band number, as applicable; and
- 341 6. Veterinary records, including any vaccinations, medical treatment and  
342 surgeries performed.

343 B. The pet shop owner or operator shall maintain records of each individual dog,  
344 cat and bird, except poultry, sold, adopted, traded, transferred, euthanized or otherwise  
345 disposed of, including the following information:

- 346 1. Date of sale or other disposition;
- 347 2. Name, address and telephone number of the purchaser or adopter;
- 348 3. Breed of dog or cat or species of bird;
- 349 4. Description including approximate age, color and sex, except for birds when
- 350 not determined; and
- 351 5. Tattoo, microchip or bird leg band number, as applicable.

352 C. The pet shop owner or operator shall maintain at the pet shop all written

353 records required by this section for not less than three hundred sixty-five days after the

354 date of sale or transfer of the animal from the pet shop, and make all such records

355 available to the director for examination upon request.

356 **NEW SECTION. SECTION 20. Pet shop quarterly reporting requirements.**

357 The owner or operator of any pet shop offering dogs or cats shall provide a list to the

358 director, quarterly based on the calendar year, of all dogs and cats sold, adopted, traded,

359 transferred or otherwise disposed of, including those that have died or were euthanized.

360 The owner or operator shall include on each list, as applicable, the sale, adoption, trade,

361 transfer or death of each dog or cat, the date of sale, adoption, trade, transfer or death, the

362 age and breed or type of dog or cat and the names and addresses of all persons to whom

363 any dogs or cats were sold, adopted, traded or transferred.

364 **NEW SECTION. SECTION 21. Pet shop reporting of animal bites and**

365 **disease outbreaks.** Immediately upon receiving notice of the occurrence or outbreak, the

366 pet shop owner or operator shall report to the director any occurrence of an animal biting

367 a human at the pet shop, or any known or suspected infectious disease that may be

368 transmissible from animals to humans in any animal offered for sale or otherwise kept on

369 the premises.

370 NEW SECTION. SECTION 22. Indoor facility construction and equipment  
371 **standards for commercial kennels, pet daycare facilities, animal shelters and pet**  
372 **grooming services.** The owner or operator of any commercial kennel, pet daycare  
373 facility, animal shelter or pet grooming service, as applicable, shall, in the indoor areas of  
374 the kennel, facility, shelter or service:

375 A. Ensure that buildings are of adequate structure, maintained in good repair and  
376 secured in order to protect animals from injury or escape and restrict the entry of animals  
377 from outside;

378 B. Provide sufficient heating and cooling of indoor areas to maintain the ambient  
379 temperature not less than fifty degrees Fahrenheit and not greater than ninety degrees  
380 Fahrenheit, except that the owner or operator shall maintain indoor temperatures  
381 consistent with the needs of the pet animals at the facility, and shall protect the animals  
382 from temperatures which may be deleterious to the animals' health;

383 C. Provide lighting, whether natural or artificial or a combination of both,  
384 sufficient for inspection of the animals, routine cleaning and proper animal care;

385 D. Provide sufficient ventilation to ensure the health and comfort of the animals  
386 and to minimize odors and moisture condensation. Fresh air may be provided by means  
387 of windows, doors, vents, fans or turbine ventilators, or by heating and cooling systems;

388 E.1. Construct all floors and walls of readily cleanable and water impervious  
389 material in indoor rooms, play areas, runs, pens, crates and cages used to retain animals  
390 or in areas where animals are clipped, groomed or treated and maintain all such rooms,  
391 play areas, runs, pens crates and cages in good repair;

392           2. Ensure that floors have proper drainage to rapidly eliminate excess water, and  
393 that seams in flooring are designed and installed to prevent accumulation of liquids,  
394 moisture or debris; and

395           3. Construct interior walls so that the interface with floor surfaces is sealed from  
396 the flow or accumulation of liquids, moisture or debris;

397           F. Maintain hot and cold running water conveniently available at all times, and  
398 provide a sink or tub of sufficient size for washing of equipment and utensils used in the  
399 facility, including washing and sanitizing of toys, litter pans, dishes, bowls and other food  
400 and water containers and utensils used for feeding of animals;

401           G. Provide toilet and handwashing facilities with hot and cold running water,  
402 except that toilet facilities are not required for mobile grooming units;

403           H. Ensure that food and water containers and utensils used for mixing of food  
404 and feeding of animals are constructed of metal or other water impervious material that is  
405 readily cleanable and kept in good condition;

406           I. Provide and maintain refrigeration at forty-one degrees Fahrenheit or lower for  
407 the protection of foods requiring refrigeration;

408           J. Store and prepare separately from pet food and pet medications any  
409 medications, food and beverages intended for human consumption;

410           K. Store cleaning products and disinfectants securely in areas inaccessible to  
411 animals kept at the facility;

412           L. Provide an adequately ventilated isolation area physically separated from the  
413 rest of the animals for segregation of pets that become sick, are injured or are suspected  
414 of having a contagious disease, except that isolation areas are not required for mobile

415 grooming units;

416 M. Ensure that any common animal play areas are of sufficient size to allow for  
417 maintenance of sanitary conditions and to avoid overcrowding of animals;

418 N. Ensure that any grooming facilities in commercial kennels, pet daycare  
419 facilities and animal shelters are physically separated from common animal play areas  
420 and boarding areas;

421 O. Ensure that any furnishings such as rugs, couches, mattresses or chairs  
422 contained within a common play area are made of materials that can readily be laundered  
423 with hot water and detergent or otherwise readily cleaned and sanitized, and that the  
424 furnishings are maintained in a sanitary condition;

425 P. Provide and maintain cages, crates, pens or individual runs where animals can  
426 periodically rest or sleep; and

427 Q. Dispose of excreta, soiled litter, bedding, waste water and other materials by  
428 sanitary means in accordance with applicable laws, rules and ordinances.

429 **NEW SECTION. SECTION 23. Outdoor facilities for commercial kennels,**  
430 **pet daycare facilities, animal shelters and pet grooming services.** The owner or  
431 operator of any commercial kennel, pet daycare facility, animal shelter or pet grooming  
432 service shall, in outdoor areas of the kennel, facility, shelter or service:

433 A. Provide adequate walls or fences and keep them secured and maintained in  
434 good repair to protect pet animals from injury or escape and restrict the entry of animals  
435 from outside;

436 B. Provide areas of shelter from excessive sunlight, rain, snow, wind or other  
437 elements unless animals are provided indoor facilities to protect them from adverse

438 climate conditions;

439 C. Provide adequate drainage in outdoor areas to prevent standing water or  
440 accumulation of liquids, mud, debris, excreta or other materials. Surfaces may be made  
441 of concrete, asphalt or similar materials designed to facilitate cleaning and removal of  
442 animal wastes and debris. Natural lawn or turf may be used if well maintained with  
443 regular watering, mowing and repair, and kept free of mud or bare dirt. Alternatively,  
444 surfaces may be covered with a sufficient layer of a disposable material such as gravel,  
445 sand or coarse wood chips that can be removed when contaminated by animal excreta and  
446 periodically changed to maintain sanitary conditions; and

447 D. Dispose of excreta, dead animals, soiled litter, bedding, waste water and other  
448 materials by sanitary means in accordance with applicable laws, rules and ordinances.

449 **NEW SECTION. NEW SECTION 24. Primary animal enclosures for**  
450 **commercial kennels, pet daycare facilities, animal shelters and pet grooming**  
451 **services.** The owner or operator of any commercial kennel, pet daycare facility, animal  
452 shelter or pet grooming service. shall in the primary animal enclosures including cages,  
453 pens, runs, tanks and habitats:

454 A. Provide and maintain primary enclosures of sufficient size to allow each pet  
455 animal to turn around, exercise normal postural movements, experience or avoid  
456 socialization with cage mates and avoid overcrowding;

457 B. Maintain primary animal enclosures in good condition and repair to protect  
458 animals from injury, to contain them, to prevent entry of predators and to allow animals  
459 to stay clean and dry, except for aquatic species;

460 C. Ensure that primary animal enclosures are constructed of materials that are

461 water resistant and can be readily cleaned and disinfected;

462 D.1. If wire or slatted flooring is used:

463 a. ensure that it is constructed to prevent injury to animals' feet and legs;

464 b. use wire mesh or slats of adequate gauge or size to prevent sagging under  
465 the animals' weight and small enough to prevent the animals' feet from passing through;  
466 and

467 c. ensure that the floor or other surface under wire bottom cages where animal  
468 wastes fall are made of a water resistant material that can be readily cleaned and  
469 disinfected; and

470 2. When the primary flooring is wire mesh or a slatted material, provide solid  
471 resting surfaces according to the needs of the species;

472 E. Maintain primary animal enclosures in a clean and sanitary condition; and

473 F. Not use cedar shavings for bedding or litter material for rodents, rabbits,  
474 chinchillas, ferrets or reptiles.

475 NEW SECTION. SECTION 25. Sanitation standards for commercial

476 **kennels, pet daycare facilities, animal shelters and pet grooming services.** The owner  
477 or operator of a commercial kennel, pet daycare facility, animal shelter or pet grooming  
478 service shall:

479 A. Maintain all areas where equipment, supplies and food for animals are stored  
480 in a clean and sanitary condition and free from insects and rodents;

481 B. Maintain all indoor and outdoor play areas, grooming areas, cages, pens, runs,  
482 crates, furnishings, bedding and other animal housing in a clean and sanitary condition  
483 and disinfected on a routine basis; and

484 C. Ensure that sanitation is accomplished through cleaning of surfaces and  
485 equipment to remove gross contamination, dirt and debris followed by the application of  
486 a safe and effective disinfectant product.

487 NEW SECTION. SECTION 26. Animal health, care and disease prevention  
488 **standards for pet daycare facilities.** A pet daycare facility owner or operator shall, for  
489 animal health, care and disease prevention:

490 A. Provide proper food and potable water to the animals, according to the needs  
491 of the species;

492 B.1. Immediately separate sick or significantly injured animals and those  
493 suspected of having a contagious disease from those appearing healthy and normal;

494 2. Keep animals suspected of having a contagious disease in a designated  
495 separation area in order to avoid exposure to other animals or people; and

496 3. Ensure that only designated staff trained in infection control procedures as set  
497 forth in the basic infection control plan required under this chapter attend to animals held  
498 in the designated separation area, and that sick and injured animals and those suspected  
499 of having a contagious disease are released to their owners or receive veterinary care as  
500 soon as possible after the illness or injury is discovered;

501 C. Before admission of a dog, cat or ferret four months of age or older, obtain a  
502 copy of a valid rabies certificate or other verification from a licensed veterinarian, or  
503 written acknowledgment from the pet owner, that the animal is currently immunized  
504 against rabies in accordance with the King County Board of Health Rabies Regulations,  
505 BOH chapter 8.04;

506 D. At all times that animals are allowed to commingle for the purposes of play or

507 exercise, ensure that there is direct supervision by a sufficient number of trained  
508 employees responsible for the management of the playgroup. For the purpose of this  
509 subsection D., active engagement in grooming or the viewing of animals by video camera  
510 does not qualify as direct supervision of pets in commingled groups. Direct supervision  
511 includes:

- 512 1. Maintaining a person in charge present at all times that any pet animal is  
513 present at the establishment;
- 514 2. Maintaining the presence of a sufficient number of employees equipped to  
515 immediately remove animal feces, urine or other bodily fluids followed by cleaning and  
516 disinfection of any soiled area; and
- 517 3. Limiting the number of animals that may be maintained in a common play area in order to  
518 prevent overcrowding and reduce the risk of zoonotic disease transmittal.

519 E. Ensure that when pets are boarded overnight or present on days when the pet  
520 daycare facility is closed to the public, the pets are fed and watered and cleaning is  
521 performed as necessary to reduce the risk of zoonotic disease transmittal. When pets are  
522 boarded overnight or present on days when the pet daycare facility is closed, pets may be  
523 commingled only if the owner or operator is present to provide direct supervision as is  
524 required during business hours; and

525 F. Not offer pet adoption services, pet grooming services or sales of pets unless  
526 the facility has obtained a public health permit for these services in accordance with this  
527 title, as applicable.

528 **NEW SECTION. SECTION 27. Animal health, care and disease prevention**  
529 **standards for commercial kennels.** A commercial kennel owner or operator shall, for

530 animal health, care and disease prevention:

531 A. Provide proper food and potable water to the animals, according to the needs  
532 of the species, and provide cats with a litter pan;

533 B.1. Immediately separate sick or significantly injured animals and those  
534 suspected of having a contagious disease from those appearing healthy and normal;

535 2. Keep animals suspected of having a contagious disease in isolation quarters  
536 with adequate ventilation and care to keep from exposing other animals or clients; and

537 3. Ensure that only designated staff trained in infection control procedures  
538 attend to animals held in isolation, and that sick and injured animals and those suspected  
539 of having a contagious disease are released to their owners or receive veterinary care as  
540 soon as possible after the illness or injury is discovered;

541 C. Before admission of a dog, cat or ferret four months of age or older, obtain a  
542 copy of a valid rabies certificate or other verification from a licensed veterinarian, or  
543 written acknowledgment from the pet owner, that the animal is currently immunized  
544 against rabies in accordance with the King County Board of Health Rabies Regulations,  
545 BOH chapter 8.04;

546 D. At all times when the commercial kennel is open to the public, ensure a person  
547 in charge is present at the establishment and responsible for the care and welfare of the  
548 pets;

549 E. Ensure that when the commercial kennel is closed to the public, the pets are  
550 fed and watered and cleaning is performed as necessary to reduce the risk of zoonotic  
551 disease transmittal;

552 F. At all times that animals are allowed to commingle for the purposes of play or

553 exercise, ensure that there is direct supervision by a sufficient number of trained  
554 employees responsible for the management of the playgroup. For the purpose of this  
555 subsection F., active engagement in grooming or the viewing of animals by video camera  
556 does not qualify as direct supervision of pets in commingled groups. Direct supervision  
557 includes:

558 1. Maintaining a person in charge present at all times that any pet animal is  
559 present at the establishment;

560 2. Maintaining the presence of a sufficient number of employees equipped to  
561 immediately remove animal feces, urine or other bodily fluids followed by cleaning and  
562 disinfection of any soiled area; and

563 3. Limiting the number of animals that may be maintained in a common play  
564 area in order to prevent overcrowding and reduce the risk of zoonotic disease transmittal;  
565 and

566 G. Not offer pet grooming services, pet adoption services or sales of pets unless  
567 the commercial kennel has obtained a public health permit for these services in  
568 accordance with this title, as applicable.

569 **NEW SECTION. SECTION 28. Animal health, care and disease prevention**  
570 **standards for animal shelters.** The animal shelter owner or operator shall, for animal  
571 health, care and disease prevention:

572 A. Provide proper food and potable water to the animals, according to the needs  
573 of the species, and provide cats with a litter pan;

574 B.1. Immediately separate sick or significantly injured animals and those  
575 suspected of having a contagious disease from those appearing healthy and normal;

576           2. Keep animals suspected of having a contagious disease in isolation quarters  
577 with adequate ventilation and care to keep from exposing other animals or visitors to the  
578 shelter; and

579           3. Ensure that only designated staff trained in infection control procedures  
580 attend to animals held in isolation;

581           C. Ensure that sick or injured animals are offered for adoption or foster care only  
582 after disclosing the animal's condition and providing recommendations for proper  
583 treatment including veterinary care;

584           D. Before releasing a dog, cat or ferret four months of age or older for adoption  
585 or foster care, ensure that the animal is currently immunized against rabies in accordance  
586 with the King County Board of Health Rabies Regulations, BOH Chapter 8.04;

587           E. At all times when the animal shelter is open to the public, ensure a person in  
588 charge is present at the establishment and responsible for the care and welfare of the pets.  
589 The person in charge, or other employee or employees under the supervision of the  
590 person in charge, shall feed, water and perform necessary cleaning on all days the animal  
591 shelter is closed to the public, or as may be required by the director;

592           F. At all times that animals are allowed to commingle for the purposes of play or  
593 exercise, ensure that there is direct supervision by a sufficient number of trained  
594 employees responsible for the management of the playgroup. For the purpose of this  
595 subsection F., active engagement in grooming or the viewing of animals by video camera  
596 does not qualify as direct supervision of pets in commingled groups. Direct supervision  
597 includes:

598           1. Maintaining a person in charge present at all times that any pet animal is

599 present at the establishment;

600 2. Maintaining the presence of a sufficient number of employees equipped to  
601 immediately remove animal feces, urine or other bodily fluids followed by cleaning and  
602 disinfection of any soiled area; and

603 3. Limiting the number of animals that may be maintained in a common play  
604 area in order to prevent overcrowding and reduce the risk of zoonotic disease transmittal;  
605 and

606 G. Not offer commercial overnight boarding, pet daycare services or pet  
607 grooming services unless the animal shelter has obtained a public health permit for these  
608 services in accordance with the requirements of this title, as applicable.

609 **NEW SECTION. SECTION 29. Animal health, care and disease prevention**  
610 **standards for pet grooming services.** The owner or operator of a pet grooming service  
611 shall, for animal health, care and disease prevention:

612 A. Not leave pets unattended before a hot air dryer and care must be taken when  
613 using dryers to prevent burning;

614 B. Tether in a manner that the tethered animal cannot become entangled with  
615 other pet animals and other objects, and designed to prevent the pet from falling or being  
616 hanged. The tether or grooming loop, or both, must be attached to the dog by means of a  
617 well-fitted and nontightening collar or loop and the other end attached to a solid  
618 attachment. All tethering chains and grooming loops shall have a swivel. Grooming  
619 loops, tethers or muzzles may be used only under constant direct human supervision;

620 C. Clean and disinfect grooming equipment including but, not limited to, clipper  
621 blades, combs and brushes, after each pet has been groomed;

622 D. Immediately separate pets admitted for grooming services and found to be  
623 sick or significantly injured, and those suspected of having a contagious disease, from  
624 those appearing healthy and normal. The animals found to be sick or significantly  
625 injured, and those suspected of having a contagious disease, shall be released to their  
626 owners or receive veterinary care as soon as possible after the illness or injury is  
627 discovered;

628 E. Before admission of a dog, cat or ferret four months of age or older, obtain a  
629 copy of a valid rabies certificate or other verification from a licensed veterinarian, or  
630 written acknowledgment from the pet owner, that the animal is currently immunized  
631 against rabies in accordance with the King County Board of Health Rabies Regulations,  
632 BOH chapter 8.04, except that verification or acknowledgment of rabies vaccination is  
633 waived at facilities where animal grooming or bathing is performed only by pet owners;

634 F. At all times that the pet grooming services facility is open to the public or in  
635 use, ensure a person in charge is present at the facility and responsible for the care and  
636 welfare of the pets;

637 G. Ensure that pet animal holding or drying areas so that they are large enough to  
638 allow the animals to stand, lie down and turn around;

639 H. Ensure that cages and grooming areas such as tables, benches and tubs are  
640 structurally sound and maintained in good repair; and

641 I. Not offer overnight boarding, pet daycare services, pet adoption services or  
642 sales of pets unless the pet grooming business has obtained a public health permit for  
643 these services in accordance with this title, as applicable.

644 NEW SECTION. SECTION 30. **Recordkeeping requirements for commercial**

645 **kennels, pet daycare facilities and animal shelters.**

646 A. The owner or operator of a commercial kennel, pet daycare facility or animal  
647 shelter shall maintain written records as applicable and as described in this section. The  
648 owner or operator shall include the following information in the written records:

- 649 1. Dates of attendance;
- 650 2. Owners address and telephone number;
- 651 3. Type of animal, including breed;
- 652 4. Animal's name;
- 653 5. Date or dates of rabies vaccinations or owner's written acknowledgment of  
654 current rabies vaccination;
- 655 6. Dates of any bite inflicted by the animal to another animal or human, or  
656 animal bite received by the animal at the facility; and
- 657 7. Any illness or injury requiring the animal to be placed into the isolation area  
658 or removed from the premises for veterinary care.

659 B. The owner or operator of any animal shelter shall maintain written records for  
660 each animal attending the shelter, including the following:

- 661 1. Date of adoption, rescue or placement into foster care, as applicable;
- 662 2. Name, address and telephone number of the owner or the person adopting,  
663 rescuing or fostering the pet, as applicable;
- 664 3. Type of animal, including breed if applicable;
- 665 4. Animal's name, if applicable;
- 666 5. Shelter identification number and tattoo, microchip or bird leg band number,  
667 as applicable;

668           6. Date or dates of rabies vaccination or vaccinations, as applicable under BOH  
669 chapter 8.04;

670           7. Dates of any known or suspected zoonotic disease occurrence;

671           8. Bite inflicted or received by the animal; and

672           9. Any illness or injury requiring the animal to be placed into the isolation area  
673 or removed from the premises for veterinary care.

674           C. The owner or operator of any commercial kennel, pet daycare facility or  
675 animal shelter shall maintain at the establishment all written records required by this  
676 section for not less than three hundred sixty-five days after the date of release of the  
677 animal from the establishment, and make all such records available to the director for  
678 examination upon request.

679           NEW SECTION. SECTION 31. Pet food retail business sanitation standards.

680           The pet food retail business owner or operator shall:

681           A. Maintain all areas where equipment, supplies and food for pets are stored in a  
682 clean and sanitary condition and free from insects and rodents; and

683           B. Maintain a sink with hot and cold running water conveniently available at all  
684 times.

685           NEW SECTION. SECTION 32. Pet food retail business sales of pet foods or  
686 **treats requiring refrigeration or freezing to prevent spoilage.** The pet food retail

687 business owner or operator shall:

688           A. Maintain all refrigerators and freezers clean and in good working order;

689           B. Ensure that pet foods stored in freezers remain frozen;

690           C. Store refrigerated pet foods in a working refrigerator that maintains a

691 temperature of forty-one degrees Fahrenheit or below; and

692 D. Protect foods from cross contamination by separating pet foods requiring  
693 freezing or refrigeration from all other types of pet foods or human foods during storage,  
694 preparation, holding and display.

695 E. Ensure written safe handling information modeled on the information and  
696 labeling requirements established by the United States Department of Agriculture for safe  
697 handling of foods for human consumption is made available to purchasers as provided in  
698 this subsection E.1 and E.2 or as approved by the director for animal derived pet foods  
699 requiring refrigeration or freezing. The safe handling information may be preprinted on  
700 the product package label or on separate brochures, pamphlets or other documentation,  
701 except that separate brochures, pamphlets or other documentation shall not be required if  
702 the safe handling information is preprinted by the manufacturer on the product package  
703 label.

704 1. All safe handling information shall be presented under the heading, "Safe  
705 Handling Instructions" and the following rationale statement or as approved by the  
706 director be included as part of the safe handling instructions: "Some food products may  
707 contain bacteria that could cause illness to you or your pet if the product is mishandled.  
708 For your protection, follow these safe handling instructions."

709 2. The following safe handling instructions, or the equivalent as approved by the  
710 director, shall be printed in a clearly visible manner on the product package or provided  
711 in writing to the purchaser:

712 a. Pet food - not for human consumption.

713 b. Keep refrigerated or frozen until ready to use.

- 714 c. Thaw frozen pet food in the refrigerator or microwave.
- 715 d. Keep pet foods separate from human foods.
- 716 e. Wash working surfaces (including cutting boards), pet bowls and utensils  
717 with hot soapy water or in the dishwasher.
- 718 f. Always wash hands with soap and water after handling pet food to help  
719 prevent illness.
- 720 g. Refrigerate or discard uneaten food within thirty minutes after serving to  
721 pets.

722 **NEW SECTION. SECTION 33. Pet food retail business sales of uncooked or**  
723 **partially cooked animal derived pet foods or treats not requiring refrigeration or**  
724 **freezing.** For the purpose of this section, uncooked or partially cooked animal derived  
725 pet foods and treats not requiring refrigeration or freezing are those that are cured, dried,  
726 dehydrated or smoked and include but are not limited to pig ears, beef hooves, dried  
727 tendons, smoked bones, chicken or salmon jerky, and freeze dried seafood, meat or  
728 animal organs. The pet food retail business owner or operator shall:

729 A. Provide tongs, scoops, disposable gloves or other methods approved by the  
730 director to minimize bare hand contact with unwrapped uncooked or partially cooked  
731 animal derived pet foods or treats offered for sale from bins, baskets or other open  
732 containers, and provide plastic bags, waxed paper bags or other approved means for  
733 customers to carry and transport the foods or treats;

734 B. Ensure that preschool age children do not have direct access to unwrapped  
735 uncooked or partially cooked animal derived pet foods or treats, including by ensuring  
736 that any open bins, baskets or other open containers of such pet foods or treats are out of

737 reach of preschool age children;

738 C. Ensure that uncooked or partially cooked animal derived pet foods and treats  
739 not requiring refrigeration or freezing offered for sale are clearly designated as pet or  
740 animal food; and

741 D. Ensure that the following safe handling instructions, or the equivalent as  
742 approved by the director for uncooked or partially cooked animal derived pet foods or  
743 treats, are printed in a clearly visible manner on the product package, provided in writing  
744 to the purchaser or displayed on a readily visible sign in the area of the establishment  
745 where the product is sold:

746 1. Always wash hands with soap and water after handling pet food or treats to  
747 help prevent illness.

748 2. People with immune deficiencies and preschool age children should not  
749 handle this product.

750 **NEW SECTION. SECTION 34. Emergency occurrence – ceasing operations**  
751 **and reporting.** The pet shop, commercial kennel, pet daycare facility, animal shelter, pet  
752 grooming service or pet food retail business owner or operator shall immediately  
753 discontinue operations and notify the director upon receiving notice of an emergency at  
754 the facility such as fire, flood, extended interruption of electrical or water service, sewage  
755 backup, misuse of poisonous or toxic materials, onset of an apparent zoonotic disease  
756 outbreak, gross insanitary occurrence or condition or other circumstance that may  
757 endanger public health, except that the pet shop, commercial kennel, pet daycare facility,  
758 animal shelter, pet grooming service or pet food retail business owner or operator is not  
759 required to discontinue operations in an area of an establishment that is unaffected by the

760 emergency.

761 **NEW SECTION. SECTION 35. Variance.**

762 A. The director may grant a variance to the pet shop, commercial kennel, pet  
763 daycare facility, animal shelter, pet grooming service or pet food retail business owner or  
764 operator by modifying or waiving the requirements of this chapter if in the opinion of the  
765 director a health hazard will not result from the variance. The applicant for a variance  
766 shall submit application in writing and shall include:

767 1. A statement of the proposed variance of the code requirement citing relevant  
768 code section numbers; and

769 2. A statement of the rationale for how the potential public health hazards  
770 addressed by the relevant code sections will be alternatively addressed by the proposal,  
771 and shall include documentation or other relevant evidence in support of the rationale.

772 B. Any variance granted or denied by the director shall be in writing and shall  
773 include:

774 1. A statement of the proposed variance of the code requirement citing relevant  
775 code section numbers; and

776 2. As applicable, any conditions or other requirements the director determines  
777 necessary so that the relevant code sections waived or modified will be alternatively  
778 addressed in order to protect the public against a health hazard.

779 **NEW SECTION. SECTION 36. Permit requirement.**

780 A. It is unlawful to maintain or operate a pet shop, commercial kennel, pet  
781 daycare facility, animal shelter, pet grooming service or pet food retail business without a  
782 valid pet shop, commercial kennel, pet daycare facility, animal shelter, pet grooming

783 service or pet food retail business operating permit issued by the director. Each permit is  
784 valid only for the location or establishment and owner for which it is issued. A separate  
785 permit shall be obtained for each separate pet shop, commercial kennel, pet daycare  
786 facility, animal shelter, pet grooming service or pet food retail business establishment or  
787 location. Veterinarians shall obtain the required licenses for any service other than one  
788 which by law may be performed only by a veterinarian. However, such a license shall  
789 not be required for the veterinarian's possession of animals solely for the purposes of  
790 veterinary care.

791 B. The director shall designate each pet shop as a Risk Category 1 or Risk  
792 Category 2 pet shop based on the following categories of animals or other items offered  
793 for trade, transfer, adoption or sale:

794 1. Risk Category 1:

795 a. Aquariums, with no other nonaquatic animals offered for trade, transfer,  
796 adoption or sale; or

797 b. Baby poultry offered for trade, transfer, adoption or sale for not more than  
798 one hundred twenty consecutive days and not more than a total of one hundred twenty  
799 days within any twelve month period, with no other animals offered for trade, transfer,  
800 adoption or sale; and

801 2. Risk Category 2: All animal trades, transfers, adoptions or sales not  
802 qualifying as Risk Category 1 pet shop operation, excluding animal shelters.

803 C. The director shall designate each animal shelter as a Category 1, Category 2 or  
804 Category 3 animal shelter based on the following criteria:

805 1. Category 1: Animal shelter performing not more than one thousand five

806 hundred animal adoptions per calendar year, but not including a Category 3 animal  
807 shelter;

808 2. Category 2: Animal shelter performing more than one thousand five hundred  
809 animal adoptions per calendar year, but not including a Category 3 animal shelter; and

810 3. Category 3: Animal shelter operating a satellite pet adoption facility in a  
811 permitted pet shop, commercial kennel, pet daycare facility, pet grooming service or pet  
812 food retail business in King County.

813 D. Except as otherwise provided in this chapter, each pet shop, commercial  
814 kennel, pet daycare facility, animal shelter, pet grooming service or pet food retail  
815 business operating permit is an annual permit and shall expire on the date established by  
816 the director.

817 D. Permits are the property of the director. The pet shop, commercial kennel, pet  
818 daycare facility, animal shelter, pet grooming service or pet food retail business owner or  
819 operator shall display each permit issued under this chapter conspicuously in the  
820 establishment for which it is issued unless the permit is expired or is suspended or  
821 revoked. The owner or operator shall remove from display any expired, suspended or  
822 revoked permit.

823 **NEW SECTION. SECTION 37. Plan review application process.**

824 A. A pet shop, commercial kennel, pet daycare facility, animal shelter or pet  
825 grooming service permit applicant or permit holder shall submit to the director a plan  
826 review application, including completed plans and specifications, before a pet shop,  
827 commercial kennel, pet daycare facility, animal shelter or pet grooming service is  
828 constructed or an existing structure is converted for use as a pet shop, commercial kennel,

829 pet daycare facility, animal shelter or pet grooming service. If an existing pet shop,  
830 commercial kennel, pet daycare facility, animal shelter or pet grooming service is being  
831 remodeled, the owner or operator shall notify the director of the proposed remodel and  
832 shall submit to the director a completed plan review application if the director determines  
833 that review of plans and specifications is necessary to ensure compliance with this  
834 chapter.

835 B. The applicant or permit holder shall submit the plan review application at least  
836 thirty days before the date planned for opening the pet shop, commercial kennel, pet  
837 daycare facility, animal shelter or pet grooming service, unless a different period is  
838 approved by the director.

839 C. The pet shop owner or operator shall include the following information in the  
840 plans and specifications:

841 1. Types of animals kept and sold, including types and quantities of foods stored  
842 and provided for the animals;

843 2. Proposed indoor and outdoor facility layout, including mechanical  
844 equipment, heating, lighting, plumbing and provisions for isolation room or area, and  
845 construction schedule;

846 3. Description of and types of material used for walls, floors, fencing, kennels,  
847 runs, animal enclosures, sinks and drains and dimensions of any animal enclosures;

848 4. Description of types of waste disposal, including dead animals, sewage  
849 disposal and indoor and outdoor animal waste disposal; and

850 5. Other information the director may require for review of the proposed  
851 construction, conversion or remodeling to ensure compliance with this chapter.

852 D. The commercial kennel, pet daycare facility, animal shelter or pet grooming  
853 service owner or operator shall include the following information in the plans and  
854 specifications:

855 1. Types of animals kept or served at the facility, including types and quantities  
856 of foods stored and provided for the animals;

857 2. Proposed indoor and outdoor facility layout, including mechanical  
858 equipment, heating, lighting, plumbing, provisions for isolation room or area (except  
859 mobile grooming units) and construction schedule;

860 3. Description of and types of material used for walls, floors, fencing, kennels,  
861 runs, animal enclosures, sinks and drains, and dimensions of any animal enclosures;

862 4. Description of types of waste disposal, including dead animals, sewage  
863 disposal and indoor and outdoor animal waste disposal; and

864 5. Other information the director may require for review of the proposed  
865 construction, conversion or remodeling to ensure compliance with this chapter.

866 **NEW SECTION. SECTION 38. Permit application process.**

867 A. The pet shop, commercial kennel, pet daycare facility, animal shelter, pet  
868 grooming service or pet food retail business owner or operator shall submit a permit  
869 application in writing, on a form provided by the director, at least thirty calendar days  
870 before the date planned for opening the facility, or the expiration date of the current  
871 permit for an existing facility unless a different period is approved by the director. The  
872 application shall include:

873 1. The name, mailing address, telephone number and signature of the person  
874 applying for the permit and the name, mailing address, telephone number and location of

875 the pet shop, commercial kennel, pet daycare facility, animal shelter, pet grooming  
876 service or pet food retail business;

877 2. The name, mailing address and telephone number of: the legal owner of the  
878 pet shop or pet food retail business, whether it be an association, corporation, individual,  
879 partnership or other legal entity; and the local resident agent if one is required based on  
880 the type of legal ownership;

881 3. For a new pet shop, commercial kennel, pet daycare facility, animal shelter,  
882 pet grooming service or pet food retail business, or for a change of ownership of an  
883 existing facility, a written basic infection control plan as required by this chapter;

884 4. For a new pet shop or for a change of ownership, information specifying the  
885 types of animals to be offered for sale, exchange or adoption, and whether the pet shop  
886 will offer for sale uncooked or partially cooked animal derived pet foods or pet treats;

887 5. For a new commercial kennel, pet daycare facility, animal shelter or pet  
888 grooming service or for a change of ownership, information specifying the types of  
889 animals to be admitted to the facility, and whether the facility will offer for sale uncooked  
890 or partially-cooked animal derived pet foods or pet treats;

891 6. A statement signed by the applicant that attests to the accuracy of the  
892 information provided in the application; and

893 7. Other information required by the director to ensure compliance with this  
894 chapter.

895 B. The applicant shall pay the applicable permit and plan review fees at the time  
896 the application is submitted.

897 C. The director may issue a new or renewal permit to the applicant or may issue a

898 permit to a new owner of an existing pet shop, commercial kennel, pet daycare facility,  
899 animal shelter, pet grooming service or pet food retail business after a properly completed  
900 application is submitted, all outstanding fees are paid, the application is reviewed and  
901 approved and the director has determined the pet shop or pet food retail business to be in  
902 compliance with this chapter.

903 D. The director may deny the permit application if the applicant has any  
904 outstanding moneys owed to the Seattle-King County Department of Public Health for  
905 permit fees, late fees, checks returned by the bank, civil penalties or other miscellaneous  
906 fees.

907 E. If an application for a permit to operate is denied, the director shall provide the  
908 applicant with a notice that includes the reasons and code citations for the permit denial.

909 **NEW SECTION. SECTION 39. Inspections.**

910 A. After presenting identification credentials, the director is authorized to enter  
911 and conduct inspections of any pet shop, commercial kennel, pet daycare facility, animal  
912 shelter, pet grooming service or pet food retail business during normal business hours,  
913 hours of operation and other reasonable times to determine compliance with and enforce  
914 this chapter, including the conditions of a permit or variance. The facility owner or  
915 operator shall allow the director to enter and inspect the establishment, and the  
916 establishment's records required to be maintained under this chapter, to determine  
917 compliance with and enforce this chapter, including the conditions of a permit or  
918 variance. The director is also authorized to enter any pet shop, commercial kennel, pet  
919 daycare facility, animal shelter, pet grooming service or pet food retail business for the  
920 purpose of providing information and education to facility personnel, including written

921 materials and consultation on good sanitation practices and methods to prevent the spread  
922 of zoonotic disease.

923 B. The director shall document on an inspection form:

924 1. Administrative information about the pet shop, commercial kennel, pet  
925 daycare facility, animal shelter, pet grooming service or pet food retail business name,  
926 location, name of owner or operator, inspection date and permit status;

927 2. The director's inspection findings, including factual observations of  
928 violations, nonconformance with this chapter or other substandard conditions that require  
929 correction by the permit holder;

930 3. Failure of any owner, operator or employee of the pet shop, commercial  
931 kennel, pet daycare facility, animal shelter, pet grooming service or pet food retail  
932 business to allow the director access to the premises, or to the facility's records, for  
933 purposes of determining compliance with and enforcing this chapter;

934 4. Notification of any violations requiring correction, including the time frame  
935 for completing the corrections;

936 5. Notification that an opportunity for an office conference to review the  
937 inspection findings will be provided if a written appeal of the inspection report is  
938 submitted within ten days following the date of the inspection; and

939 6. Other information the director deems necessary to include on the inspection  
940 report.

941 C. At the conclusion of the inspection, the director shall furnish the owner or  
942 operator of the pet shop, commercial kennel, pet daycare facility, animal shelter, pet  
943 grooming service or pet food retail business a duplicate of the completed inspection

944 report.

945 NEW SECTION. SECTION 40. Enforcement and rulemaking authority. The  
946 director is authorized to enforce this chapter in accordance with BOH chapter 1.08 and to  
947 adopt rules consistent with this chapter for the purpose of carrying out and enforcing its  
948 provisions. The director is also authorized to request the assistance of the appropriate  
949 animal control or law enforcement authority in carrying out and enforcing this chapter,  
950 and to report animal abuse, cruelty or neglect to the animal control or law enforcement  
951 authority.

952 NEW SECTION. SECTION 41. Violation. It is unlawful for any owner,  
953 operator or employee of a pet shop, commercial kennel, pet daycare facility, animal  
954 shelter, pet grooming service or pet food retail business to fail to comply with this chapter  
955 or any order of the director issued to carry out or enforce this chapter.

956 SECTION 42. Sections 43, 44, 45, 46, 47, 48 and 49 of this rule should constitute  
957 a new chapter in BOH Title 2.

958 NEW SECTION. SECTION 43. Applicability. This chapter applies to activities  
959 regulated by the director under BOH Title 8.

960 NEW SECTION. SECTION 44. Permit fees.

961 **Part 1 – Permit Fees.**

962 **Effective Through December 31, 2010.**

963 A. The owner or operator of a pet shop, commercial kennel, pet daycare facility,  
964 animal shelter, pet grooming service or pet food retail business shall pay to the director  
965 the following annual operating permit fees, as applicable:

1. Pet shop

a. Risk category 1	\$182.00
b. Risk category 2	\$473.00
2. Commercial kennel	\$291.00
3. Pet daycare facility	\$291.00
4. Animal shelter	
a. Category 1: not more than 1,500 pet adoptions per calendar year	\$182.00
b. Category 2: more than 1,500 pet adoptions per calendar year	\$291.00
c. Category 3: Satellite pet adoption facility	\$60.00 per location
5. Pet grooming service other than a mobile grooming unit	\$182.00
6. Mobile grooming unit	\$182.00 base fee for one vehicle plus \$60.00 for each additional vehicle owned by the same person and inspected at the same time and location as all other vehicles
7. Pet food retail business	\$182.00
8. Any combination of two or more permit classifications (pet shop, commercial kennel, pet daycare facility, animal shelter or pet	Highest applicable permit fee plus \$182.00 for one additional permit

grooming service) other than pet food retail classification or \$364.00  
business at the same location for two or more additional  
permit classifications

966 B. The applicant for two or more annual operating permits at the same location  
967 for any combination of pet shop, commercial kennel, pet daycare facility, animal shelter  
968 or pet grooming service establishments shall pay to the director the highest applicable  
969 operating permit fee plus the additional permit classification fee as set forth in this  
970 section, but the pet food retail business permit fee shall be waived for any holder of a  
971 current pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming  
972 service permit.

973 C. The applicant for a pet shop, commercial kennel, pet daycare facility, animal  
974 shelter, pet grooming service or pet food retail business that is to be operated no longer  
975 than any period of six consecutive months shall pay one-half the applicable annual permit  
976 fee in subsections A. and B. or this Part 1.

977 **Part 2 – Permit Fees.**

978 **Effective January 1, 2011, Through December 31, 2011.**

979 A. The owner or operator of a pet shop, commercial kennel, pet daycare facility,  
980 animal shelter, pet grooming service or pet food retail business shall pay to the director  
981 the following annual operating permit fees, as applicable:

1. Pet shop
  - a. Risk category 1 \$191.00
  - b. Risk category 2 \$497.00
2. Commercial kennel \$306.00

- |    |  |  |
|----|--|--|
| 3. | Pet daycare facility   | \$306.00   |
| 4. | Animal shelter   | \$306.00   |
|    | a. Category 1: not more than 1,500 pet adoptions per calendar year   | \$191.00   |
|    | b. Category 2: more than 1,500 pet adoptions per calendar year   | \$306.00   |
|    | c. Category 3: Satellite pet adoption facility   | \$63.00 per location   |
| 5. | Pet grooming service other than mobile grooming unit   | \$191.00   |
| 6. | Mobile grooming unit   | \$191.00 base fee for one vehicle plus \$63.00 for each additional vehicle inspected on the same date and location and owned by the same person    |
| 7. | Pet food retail business   | \$191.00   |
| 8. | Any combination of two or more permit classifications (pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming service) other than pet food retail business at the same location | Highest applicable permit fee plus \$191.00 for one additional permit classification or \$382.00 for two or more additional permit classifications |

982

B. The applicant for two or more annual operating permits at the same location

983 for any combination of pet shop, commercial kennel, pet daycare facility, animal shelter  
984 or pet grooming service establishments shall pay to the director the highest applicable  
985 operating permit fee plus the additional permit classification fee as set forth in this  
986 section, but the pet food retail business permit fee shall be waived for any holder of a  
987 current pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming  
988 service permit.

989 C. The applicant for a pet shop, commercial kennel, pet daycare facility, animal  
990 shelter, pet grooming service or pet food retail business that is to be operated no longer  
991 than any period of six consecutive months shall pay one-half the applicable annual permit  
992 fee in subsections A. and B. in this Part 2.

993 **Part 3 – Permit Fees.**

994 **Effective January 1, 2012, and Thereafter.**

995 A. The owner or operator of a pet shop, commercial kennel, pet daycare facility,  
996 animal shelter, pet grooming service or pet food retail business shall pay to the director  
997 the following annual operating permit fees, as applicable:

1. Pet shop
  - a. Risk category 1 201.00
  - b. Risk category 2 \$523.00
2. Commercial kennel \$322.00
3. Pet daycare facility \$322.00
4. Animal shelter \$322.00
  - a. Category 1: not more than 1,500 pet adoptions per calendar year \$201.00

- b. Category 2: more than 1,500 pet adoptions \$322.00  
per calendar year
- c. Category 3: Satellite pet adoption facility \$66.00 per location
- 5. Pet grooming service other than mobile \$201.00  
grooming unit
- 6. Mobile grooming unit \$201.00 base fee for one  
vehicle plus \$66.00 for  
each additional vehicle  
inspected on the same  
date and location and  
owned by the same person
- 7. Pet food retail business \$201.00
- 8. Any combination of two or more permit Highest applicable permit  
classifications (pet shop, commercial kennel, fee plus \$201.00 for one  
pet daycare facility, animal shelter or pet additional permit  
grooming service) other than pet food retail classification or \$402.00  
business at the same location for two or more additional  
permit classifications

998 B. The applicant for two or more annual operating permits at the same location  
 999 for any combination of pet shop, commercial kennel, pet daycare facility, animal shelter  
 1000 or pet grooming service establishments shall pay to the director the highest applicable  
 1001 operating permit fee plus the additional permit classification fee as set forth in this  
 1002 section, but the pet food retail business permit fee shall be waived for any holder of a

1003 current pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming  
1004 service permit.

1005 C. The permit applicant for a pet shop, commercial kennel, pet daycare facility,  
1006 animal shelter, pet grooming service or pet food retail business that is to be operated no  
1007 longer than any period of six consecutive months shall pay one-half the applicable annual  
1008 permit fee in subsections A. and B. of this Part 3.

1009 **NEW SECTION. SECTION 45. Plan review fees.**

1010 **Plan review fees.**

1011 **Part 1 – Plan Review Fees.**

1012 **Effective Through December 31, 2010.**

1013 The owner or operator of a pet shop, commercial kennel, pet daycare facility,  
1014 animal shelter or pet grooming service shall pay to the director plan review fees for  
1015 reviewing plans and specifications, conducting preoperational inspections and providing  
1016 consultation, as follows:

- |    |   |   |
|----|---|---|
| A. | New pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming service construction                    | \$182.00 base fee plus<br>\$182.00 per hour for each<br>hour after 1 hour |
| B. | Conversion of existing structure to pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming service | \$182.00 base fee plus<br>\$182.00 per hour for each<br>hour after 1 hour |
| C. | Remodel of existing pet shop, commercial kennel, pet daycare facility, animal shelter or pet grooming service                 | \$182.00 base fee plus<br>\$182.00 per hour for each<br>hour after 1 hour |

- D. Two or more plan reviews for one facility \$182.00 base fee plus  
\$182.00 per hour for each  
hour after 1 hour
- E. Plan resubmittal \$182.00 per hour
- F. Subsequent preoperational inspections, on-site \$182.00 base fee plus  
inspection before plan submittal or on-site \$182.00 per hour for each  
inspection when plan review is not required hour after 1 hour

1017

**Part 2 – Plan Review Fees.**

1018

**Effective January 1, 2011, Through December 31, 2011.**

1019

The owner or operator of a pet shop, commercial kennel, pet daycare facility,

1020

animal shelter or pet grooming service shall pay to the director plan review fees for

1021

reviewing plans and specifications, conducting preoperational inspections and providing

1022

consultation, as follows:

- A. New pet shop, commercial kennel, pet daycare \$191.00 base fee plus  
facility, animal shelter or pet grooming service \$191.00 per hour for each  
construction hour after 1 hour
- B. Conversion of existing structure to pet shop, \$191.00 base fee plus  
commercial kennel, pet daycare facility, animal \$191.00 per hour for each  
shelter or pet grooming service hour after 1 hour
- C. Remodel of existing pet shop, commercial \$191.00 base fee plus  
kennel, pet daycare facility, animal shelter or \$191.00 per hour for each  
pet grooming service hour after 1 hour
- D. Two or more plan reviews for one facility \$191.00 base fee plus

- \$191.00 per hour for each  
hour after 1 hour
- E. Plan resubmittal \$191.00 per hour
- F. Subsequent preoperational inspections, on-site \$191.00 base fee plus  
inspection before plan submittal or on-site \$191.00 per hour for each  
inspection when a plan review is not required hour after 1 hour

1023

**Part 3 – Plan Review Fees.**

1024

**Effective January 1, 2012, and Thereafter.**

1025

The owner or operator of a pet shop, commercial kennel, pet daycare facility,

1026

animal shelter or pet grooming service shall pay to the director plan review fees for

1027

reviewing plans and specifications, conducting preoperational inspections and providing

1028

consultation, as follows:

- A. New pet shop, commercial kennel, pet daycare \$201.00 base fee plus  
facility, animal shelter or pet grooming service \$201.00 per hour for each  
construction hour after 1 hour
- B. Conversion of existing structure to pet shop, \$201.00 base fee plus  
commercial kennel, pet daycare facility, animal \$201.00 per hour for each  
shelter or pet grooming service hour after 1 hour
- C. Remodel of existing pet shop, commercial \$201.00 base fee plus  
kennel, pet daycare facility, animal shelter or \$201.00 per hour for each  
pet grooming service hour after 1 hour
- D. Two or more plan reviews for one facility \$201.00 base fee plus  
\$201.00 per hour for each

- |    |  |                            |
|----|--|----------------------------|
|    |  | hour after 1 hour          |
| E. | Plan resubmittal                               | \$201.00 per hour          |
| F. | Subsequent preoperational inspections, on-site | \$201.00 base fee plus     |
|    | inspection before plan submittal or on-site    | \$201.00 per hour for each |
|    | inspection when a plan review is not required  | hour after 1 hour          |

1029            NEW SECTION. SECTION 46. Special services – authority. The director is  
 1030 authorized to charge fees for the furnishing of special services or materials requested by  
 1031 the public that are not ordinarily provided under permit or pursuant to statute. Such  
 1032 services and materials may include but are not limited to examination, testing, or  
 1033 inspection of particular products, materials, procedures, construction, equipment, or  
 1034 appliances to determine their compliance with this title or their acceptability for use. The  
 1035 director is authorized to specify the terms and conditions upon which the services and  
 1036 materials shall be made available, consistent with any applicable statutes and ordinances;  
 1037 provided, that any fees imposed pursuant to this authorization shall be equal to the actual  
 1038 cost to the county for furnishing services and materials.

1039            NEW SECTION. SECTION 47. Miscellaneous fees.

1040            A. The pet shop, commercial kennel, pet daycare facility, animal shelter, pet  
 1041 grooming service or pet food retail business owner or operator shall pay the following  
 1042 miscellaneous fees, as applicable:

- |      |   |                           |
|------|---|---------------------------|
| 1043 | 1. Variance request fee                     | \$182.00                  |
| 1044 | 2. Second and subsequent reinspection fee   | 50 percent of applicable  |
| 1045 |   | permit fee                |
| 1046 | 3. Reinstatement of permit after suspension | 100 percent of applicable |

1047 permit fee

1048 B. The director is authorized to charge a fee equal to one-half of the applicable  
1049 permit fee when the director determines that a second or subsequent reinspection is  
1050 necessary following a routine inspection or complaint investigation, and to adopt  
1051 administrative policies to specify the terms and conditions upon which the reinspections  
1052 are made, which must be based upon the extent and severity of violations found.

1053 C. The pet shop, commercial kennel, pet daycare facility, animal shelter, pet  
1054 grooming service or pet food retail business owner or operator shall pay fees, as  
1055 applicable, for dishonored check submittal, permit replacement, permit transfer or name  
1056 change, inspections outside regular department working hours, special services and  
1057 refunds, in accordance with the fee provisions of chapter 2.06 of this code.

1058 **NEW SECTION. SECTION 48. Penalty for commencing operation without**  
1059 **approval.** Any person who commences any work on or any operation of a pet shop,  
1060 commercial kennel, pet daycare facility, animal shelter, pet grooming service or pet food  
1061 retail business for which a permit or plan review is required under BOH Title 8 without  
1062 first having obtained the permit or plan review shall upon subsequent application for the  
1063 permit or plan review pay the applicable permit or plan review fee and a penalty fee equal  
1064 to one-half of the applicable permit or plan review fee. The director is authorized to  
1065 waive the penalty fee upon receipt of proof, to the satisfaction of the director, that the  
1066 work was urgently necessary and that it was not practical to obtain a permit before the  
1067 commencement of the work. In all such emergency cases, the owner or operator of the  
1068 pet shop, commercial kennel, pet daycare facility, animal shelter, pet grooming service or  
1069 pet food retail business shall obtain a permit as soon as it is practical to do so and, if the

1070 director determines there is an unreasonable delay in obtaining the permit, a penalty fee  
1071 shall be charged as provided in this section.

1072 NEW SECTION. SECTION 49. Refunds.

1073 A. The director shall issue the pet shop, commercial kennel, pet daycare facility,  
1074 animal shelter, pet grooming service or pet food retail business owner or operator a  
1075 refund of a permit fee if:

- 1076 1. A permit is denied;
- 1077 2. A fee has been paid where none is imposed;
- 1078 3. The permit is issued where none is required;
- 1079 4. The permittee never engages in permitted activity due to the denial by any  
1080 governmental agency to issue a necessary license;
- 1081 5. The applicant for a permit withdraws his or her application before the permit  
1082 is issued; or
- 1083 6. The permit fee has been overpaid by more than the amount of the refund  
1084 processing fee set forth in BOH chapter 2.06.

1085 B. Each refund shall be subject to a twenty-five-dollar deduction for the cost of  
1086 administration.

1087 SECTION 50. That portion of the Seattle Health Code, as codified in Seattle  
1088 Municipal Code sections 10.03.170, 10.72.010, 10.72.020, 10.72.030 and 10.72.040, in  
1089 their entirety, adopted by the metropolitan King County council under Ordinance 12098,  
1090 Section 3, is hereby repealed.

1091 SECTION 51. Severability. If any provision of this rule or its application to any  
1092 person or circumstance is held invalid, the remainder of the rule or the application of

1093 provision to other persons or circumstances is not affected.

1094 SECTION 52. **Effective date.** This rule takes effect March 1, 2010.

Draft