

ARTICLE 4: ANIMAL CONTROL (Approved 9-17-16)

4.01 The general rules of Article 3 also apply to this article.

4.02 California Civil Code 4715 or its replacement section upon amendment or replacement applies to this article and defines the term "pet" as "any domesticated bird, cat, dog, aquatic animal kept within an aquarium, or other animal as agreed to between the association and the homeowner."

4.03 No animals of any kind may be raised, bred, or kept on any residential lot in PMCPOA except the following:

A. Pets kept in aquariums or cages (such as domesticated birds) must be kept indoors from dusk until dawn.

B. A reasonable number of pets as defined in 4.02 provided they are not kept, bred or maintained for any commercial purposes and are kept under control at all times. A reasonable number shall be defined as the number that does not create a noxious or offensive activity. A noxious or offensive activity by an animal is defined in this rule as aggressive behavior, running at large, generating a noxious odor, howling, yelping, barking, or making other noise which is offensive to the senses, is injurious to health, disturbs or annoys persons or neighbors so as to interfere with the enjoyment of life or property. In the event of an animal bite Pine Mountain Club will follow Kern County Animal Control Code 7.08.080 or its replacement or amendment.

4.04 Three (3) dogs and/or three (3) cats are the maximum number permitted at any residence.

4.05 Farm animals, including but not limited to chickens, pygmy goats, and pot-bellied pigs, are not permitted on any residential lot within Pine Mountain Club.

4.06 Pets shall be sheltered and protected as defined in Kern County ordinance section 7.08.110 or its replacement or amendment which reads in part: "Every person...who owns any animal...shall comply with each of the following conditions: ...shall provide proper shelter and protection from the weather for all animals at all times;...shall not display animals bearing evidence of malnutrition, ill health, unhealed injury or having been kept in an unsanitary condition;...all animals shall be supplied with sufficient good and wholesome food and water as often as the feeding habits of the respective animals require;...every reasonable precaution shall be used to ensure that animals are not teased, abused, mistreated, annoyed, tormented or in any manner made to suffer by any person or means..."

4.07 Dogs must be on a leash when on designated areas of Association property. Kern County Ordinance code section 7.08.150 A or its replacement section upon amendment or replacement which reads in part: "It is unlawful for the owner of any dog to allow it to be on the private property of another person or public property without the consent of the person owning, occupying or controlling the property."

4.08 The general manager, members of the patrol and the environmental control officer have the authority to issue citations to the owners of animals in violation of animal control rules. The enforcement process may be initiated by making a complaint to the patrol department. Persons in violation of the animal control rules are subject to fines. This includes both members and guests.

4.09 Leashed dogs are permitted on PMCPOA greenbelt areas and trails, the baseball field area adjacent to Lampkin Park, the area immediately adjacent to Lower Lake and the campground area (when organized events are not taking place).