

Town of Yountville

Ordinance Number 25-531

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YOUNTVILLE AMENDING SECTION 6.04.010 AND ADDING SECTION 6.04.100 OF CHAPTER 6.04 OF TITLE 6 OF THE YOUNTVILLE MUNICIPAL CODE REGARDING POTENTIALLY DANGEROUS AND VICIOUS ANIMALS AND ENFORCEMENT OF SAME.

NOW, THEREFORE BE IT RESOLVED the Town Council of the Town of Yountville finds as follows:

SECTION 1. CODE AMENDMENT. Section 6.04.010 of Chapter 6.04 of Title 6 of the Yountville Municipal Code is hereby amended to read as follows:

§ 6.04.010 Adoption of County regulations.

The Council adopts by reference the Napa County ordinances codified in Chapters 6.04 and 6.16 of Title 6 of the Napa County Code relating to animal control and rabies prevention, and potentially dangerous and vicious animals, respectively, as modified by this chapter and except as noted in this section. A current copy of these chapters shall be kept on file with the Town Clerk.

Sections 6.16.100 and 6.16.110 of Chapter 6.16 of Title 6 of the Napa County Code are not adopted by reference herein.

SECTION 2. CODE AMENDMENT. Section 6.04.100 of Chapter 6.04 of Title 6 of the Yountville Municipal Code is hereby added to read as follows:

§ 6.04.100 Enforcement.

- A. A violation of any provision of this chapter, including but not limited to those provisions incorporated by reference pursuant to Section 6.04.010, shall be subject to administrative enforcement under Chapter 8.05 of this code in addition to any other enforcement remedies available under law, in equity, and pursuant to this code.
- B. A violation of any provision of this chapter, including but not limited to those provisions incorporated by reference pursuant to Section 6.04.010, shall constitute a public nuisance which may be abated or enjoined pursuant to law and this code.

SECTION 3. CEQA. Adoption of this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines, as it is not a "project" since it has no potential to result in a direct or reasonably foreseeable indirect physical change to the environment. (14 Cal. Code Reg. § 15378.) Further, the ordinance is exempt from CEQA, as there is no possibility that the ordinance or its implementation would have a significant effect on the environment. (14 Cal. Code Reg. § 15061(b)(3).)

SECTION 4. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town Council declares that it would have adopted this Ordinance, and each section,

subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, phrases or portions might be declared invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect 30 days after final adoption.

SECTION 6. INCONSISTENT PROVISIONS. Any provision of the Yountville Municipal Code or appendices thereto inconsistent with the provisions of this Ordinance, to the extent such inconsistencies and no further, is hereby repealed or modified to the extent necessary to implement the provisions of this Ordinance.

SECTION 7. CERTIFICATION. The Town Clerk shall certify the passage and adoption of this Ordinance and shall give notice of its adoption as required by law. Within 15 days from the date of passage of this ordinance, the Town Clerk shall post a copy of the ordinance in accordance with California Government Code in at least three public places in the Town.

INTRODUCED by the Town Council at a regular meeting held on 18th day of February 2025.

PASSED AND ADOPTED by the Town Council at a regular meeting held on the 4th day of March 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Margie Mohler, Mayor

ATTEST:

Kami Noriega, CMC, Acting Town Clerk

Gary B. Bell, Town Attorney

I, Kami Noriega, CMC, ACTING TOWN CLERK of the Town of Yountville, California, do hereby certify that the foregoing Ordinance was regularly introduced and placed upon its first reading at a regular

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meeting of the Town Council on the 18th day of February 2025. That thereafter said Ordinance was duly adopted and passed at a regular meeting of the Town Council on the 4th day of March 2025 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Kami Noriega, CMC, Acting Town Clerk