

MEETING DATE: September 11, 2006

AGENDA ITEM : Introduction of an Ordinance Re-Adopting Title 10 of the Los Angeles County Code (Animal Control Ordinance) {Including New Requirements Relating to Mandatory Microchipping of Dogs, Mandatory Alteration of Dogs, and Existing County Mandatory Licensing of Cats} and Discussion of Microchipping and Mandatory Alteration of Cats and Introduction of an Ordinance Relating Thereto

ATTACHMENTS

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Attachment 1

**Animal Control Services Agreement
(Los Angeles County - The City of Culver City)
WITNESSETH**

THIS AGREEMENT (the "Agreement") is made and entered into as of the First Day of July, 2004, by and between the **COUNTY OF LOS ANGELES** (the County') and the **CITY OF CULVER CITY** (the City")

WHEREAS, the City is desirous of contracting with the County for the performance of the hereinafter described animal control services within its boundaries by the County of Los Angeles, through the Director of Animal Care and Control, and

WHEREAS, the County of Los Angeles is agreeable to rendering such services on the terms and conditions as hereinafter set forth, and

WHEREAS, such contracts are authorized and provided for by the provisions of Section 56 1/2 of the Charter of the County of Los Angeles and Sections 51300, et seq of the Government Code, and

WHEREAS, the parties are aware of the enactment of Government Code Section 907 regarding offset of delinquent amount due for services and the City has agreed to waive its right of advance written notice in accordance with the terms set forth in this agreement

NOW, THEREFORE, in consideration of the premises and the respective representations and agreements hereinafter contained, the parties hereto agree as follows

1 The County agrees, through the Director of Animal Care and Control of the County of Los Angeles, to provide animal control services within the corporate limits of the City to the extent and in the manner hereinafter set forth

Such services shall only encompass the duties and functions of the type coming within the jurisdiction and customarily rendered by the Department of Animal Care and Control of the County of Los Angeles under the Charter of said County and the statutes of the State of California

The level of service shall be the same basic level of service that is and shall hereafter during the term of this agreement be provided for the unincorporated areas of the County of Los Angeles by said Director of Animal Care and Control. Notwithstanding the foregoing, the parties agree to discuss additional animal control services to be provided to the City

The rendition of such services, the standard of performance and other matters incidental to the performance of such services and the control of personnel so employed shall remain in the County. In the event of dispute between the parties as to the extent of the duties and functions to be rendered hereunder or the level and manner of performance of such service, the determination thereof made by the Director of Animal Care and Control of the County shall be final and conclusive as between the parties hereto

Such services shall include the enforcement of State statutes and municipal animal control ordinances as the City may adopt as hereinafter provided for

2 The County will transport animals for housing at its Carson Animal Shelter, which operates on a 24-hour-a-day, seven-days-a-week basis

3 To facilitate the performance of said functions, it is hereby agreed that the County shall have full cooperation and assistance from the City, its officers, agents and employees

4 For the purpose of performing said functions, County shall furnish and supply all labor, supervision, equipment and supplies necessary to maintain the level of service to be rendered hereunder

Notwithstanding anything hereinbefore contained, it is agreed that in all instances wherein special supplies, stationery, notices, forms and the like must be issued in the name of said City the same shall be supplied by said City at its own cost and expense

5 All persons employed in the performance of such services and functions for said City shall be County employees and no City employee as such shall be taken over by said County, and no person employed hereunder shall have any City pension, civil service or any status or right

For the purpose of performing such services and functions, and for the purpose of giving official status to the performance thereof where necessary every County officer and employee engaged in the performance of any service hereunder shall be deemed to have the authority of an officer or employee of said city while performing services for said City, which services are within the scope of this agreement and are purely municipal functions

6 City shall not be called upon to assume any liability for the direct payment of any salaries, wages or other compensation to any County employee performing services hereunder for said County

Except as herein otherwise specified, the City shall not be liable for compensation or indemnity to any County employee for injury or sickness arising out of his or her employment

7 The parties hereto have executed an Assumption of Liability Agreement approved by the Board of Supervisors on December 27, 1977 and/or a Joint Indemnity Agreement approved by the Board of Supervisors on October 8, 1991

Whichever of these documents the City has signed later in time is currently in effect and hereby made a part of and incorporated into this agreement as if set out in full herein

In the event the Board of Supervisors later approves a revised Joint Indemnity Agreement and the City executes the revised agreement, the subsequent agreement as of its effective date shall supersede the agreement previously in effect between the parties hereto

8 Notwithstanding anything to the contrary herein contained, this contract shall be sooner terminated at any time that the City fails to enact and to maintain in full force and effect, including the amount of fees provided, an ordinance identical with the provision of Division 1, Title 10 of the Los Angeles County Code

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This contract shall also be sooner terminated if the City does not enact amendments to said ordinance adopted by the Board of Supervisors within 120 days after requested to do so by the County. The Director of Animal Care and Control, acting on behalf of the County, may use discretion and need not request the City to adopt amendments which do not apply to the City.

It is agreed that, in connection therewith, the County shall have the powers of the City and shall receive all cooperation possible therefrom to enable efficient enforcement of such ordinances and to effectuate collections called for thereunder.

9 For and in consideration of animal control services by the County, City agrees that it shall pay the full cost to County for providing such services at rates determined by the County of Los Angeles Auditor-Controller.

City further agrees that County may keep and retain any and all license fees provided for by County pursuant hereto as an offset against City's obligation to pay the full cost of animal control services.

The County agrees, through the Department of Animal Care and Control, to provide, on or before April 15 of each year, an estimate of the total costs for all animal shelter services to be provided to the City for the fiscal year then in progress.

It is further agreed that on or before July 15 the County shall provide either (1) an invoice for the amount of any deficit in the prior fiscal year's total revenue as compared to total animal control service costs, or (2) a notice of refund due to the City of any revenue collected which exceeds the total animal control service costs

It is agreed that, in connection therewith, the County shall have the powers of the City and shall receive all cooperation possible therefrom to enable efficient enforcement of such ordinance and to effectuate collections called for thereunder

10 This contract shall become effective on July 1, 2005 and shall run for the period ending June 30, 2007, and at the option of the City Council of the City, with the consent of the Director of Animal Care and Control, shall be renewable thereafter for an additional period not to exceed five (5) years

In the event the City desires to renew this agreement for said five-year period, the City Council shall not later than the 10th of May 2007, notify the Director of Animal Care and Control that it wishes to renew the same whereupon the Director of Animal Care and Control shall notify the City Council in writing of the Department's willingness to accept such renewal Otherwise such agreement shall finally terminate at the end of the aforescribed period

Notwithstanding the provisions of this paragraph hereinabove set forth either party may terminate this agreement at anytime by giving ninety (90) days prior written notice to the other party

11 City agrees that whenever animals from within the boundaries of the City are delivered to animal shelters operated by County, the City shall pay for the services, shelter and treatment of said animals at the following rates

<u>Services</u>	<u>Rates</u>
Impounding of a relinquished dog or cat	\$13 37 per day, plus all veterinarian costs for treating these animals while at the County shelter
Impounding of a stray dog or cat	
Holding a dog or cat wearing a license (City shall pay for the foregoing shelter and treatment costs for a period not to exceed that required by law)	
Holding a dog or cat for observation	\$18 25 per day plus all veterinarian costs for treating these animals while at the County shelter
Holding a sick or injured dog or cat	
Holding dogs, cats poultry, livestock that are ordered impounded by a court i e fighting dogs guard dogs etc	
For each dead animal brought into the shelter for disposal	\$4 84 per animal

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For each dead livestock, i.e. horse, cow, etc. brought into the shelter for disposal	\$250.00 per animal
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City shall pay for the shelter and treatment of all live animals, reptiles and fowl from within the boundaries of the City and are delivered to animal shelters operated by the County and the cost of such shelter and treatment of such animal shall be as determined by the County Auditor-Controller

12 The foregoing rates shall be adjusted by the County Auditor-Controller annually, effective July 1st of each year commencing July 1, 2005, to reflect the cost of such service in accordance with such rates as determined by the Auditor-Controller and as approved by the Board of Supervisors of the County

All services rendered hereunder are subject to the limitation of the provisions of Section 23008 of the Government Code and, in accordance therewith, before any services are rendered pursuant hereto, an amount equal to the cost, or an amount ten (10) percent in excess of the estimated cost shall be reserved by the City from its funds to ensure payment to the County for work, services or materials provided hereunder

13 If such payments provided above and in Section 9 of this contract are undisputed and not delivered to the County office which is described on said invoices within thirty (30) days after the date of the invoice, the County is entitled to recover interest thereon. Said interest shall be at the rate of seven (7) percent per annum or any portion thereof calculated from the last day of the month in which the services were performed

However, the interest herein provided may be waived whenever the Director of Animal Care and Control finds late payment excusable by reason of extenuating circumstances

14 The City will review all invoices and report in writing of any discrepancies to the Director of Animal Care and Control within ten (10) business days. The County shall review the disputed charges and send a written explanation detailing the basis for the charges within ten (10) business days of the receipt of the City's written report. If the City does not receive from the County a written explanation within the ten (10) business day period, it shall be implied that the County is not disputing the charges.

15 The County agrees to keep separate records for each City in such form and manner as the County Auditor-Controller of the County of Los Angeles shall reasonably specify. Such records shall be open for examination by said City during all business hours.

16 The County agrees that redemption fees which it collects on animals delivered to its animal shelter shall be credited to the City every thirty (30) days.

17 The County agrees to provide to the City additional animal control services on an as-needed basis if requested by written notice 24 hours in advance. If such animal control services are requested during an emergency, the written notice may be waived and said services requested verbally by a duly authorized representative of the City, provided a written request is given the County within 48 hours after the services are rendered.

Such animal control services will be provided by the County to the City at rates determined by the Auditor-Controller

18 The County agrees to maintain its kennel and animal shelter in a humane manner and keep said premises in a sanitary condition at all times and that all services furnished by it hereunder shall be in accordance with the laws of the State of California and that it will give the prescribed notices and use humane methods of care and destruction of any animal coming under its jurisdiction

IN WITNESS WHEREOF, the City of Culver City, by order of its City Council, causes this agreement to be signed by its mayor and the County of Los Angeles, by order of its Board of Supervisors, has caused this agreement to be subscribed by the Director of the Department of Animal Care and Control

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CITY OF CULVER CITY

By _____
JERRY FULWOOD
Chief Administrative Officer

Dated _____

APPROVED AS TO FORM

By _____
CAROL A SCHWAB
City Attorney

Dated _____

APPROVED AS TO CONTENT

By _____
ERIC SHAPIRO
City Controller

Dated _____

COUNTY OF LOS ANGELES

Marcia Mayeda
Director
Los Angeles County Department of Animal Care and Control

Dated _____

Dogs

- 9.01.300 License required
- 9.01.305 License fee; exemptions
- 9.01.310 Definition of owner under licensing regulations
- 9.01.315 Exemptions for certain dogs
- 9.01.320 Term of license
- 9.01.325 Transient dogs exempted
- 9.01.330 Veterinarian's certificate required
- 9.01.335 Disabled dogs
- 9.01.340 License tags
- 9.01.345 Right to enter private premises for enforcement
- 9.01.350 Removal and disposal of dog feces from public and private property
- 9.01.355 Dogs confined on private premises
- 9.01.360 Dogs running at large; prohibition
- 9.01.365 Disposal of dogs; conditions
- 9.01.370 Pound charges and boarding charges; dogs
- 9.01.375 Confinement of dogs afflicted with rabies
- 9.01.380 Vaccination and re-vaccination requirements
- 9.01.385 Veterinarian certificate to owner
- 9.01.390 Exemption for local law enforcement agency dogs

Adoption of Article 10 of the Los Angeles County Code by Reference

- 9.01.500 Animal control ordinance

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GENERAL PROVISIONS

§ 9.01.005 PENALTIES FOR VIOLATION OF CHAPTER.

A. Any person who violates or fails to comply with any provision of this Chapter shall be guilty of an infraction which shall be punishable by a fine, only, not to exceed Two Hundred Fifty Dollars (\$250.00).

B. Any violation which would otherwise be an infraction is a misdemeanor if a defendant has been convicted of three or more violations of this Chapter within the 12-month period immediately preceding the violation and such prior convictions are admitted by the defendant or alleged in the accusatory pleading. For this purpose, a bail forfeiture shall be deemed to be a conviction of the offense charged.

('65 Code, § 5-0) (Ord. No. CS-913 § 1)

§ 9.01.010 DEFINITIONS.

Whenever in this Chapter the following terms are used, they shall have the meaning ascribed to them, unless it is apparent from the context thereof that some other meaning is intended:

CONTRACTOR or POUNDMASTER. Agency with which the City has contracted to perform the duties of poundmaster and animal regulations.

DOG. Any dog of any age, including female as well as male.

DOMESTIC ANIMAL. Any horse, pony, mule, jack, jenny, cow, bull, calf, heifer, sheep, goat, swine, rabbit, as well as any livestock and any other domesticated animal other than a household pet.

HOUSEHOLD PET. Any cat, dog, canary, parrot and any other kindred animal and bird usually and ordinarily kept as a household pet.

IMPOUNDED. Having been received into the custody of any pound authorized under the provisions of this Chapter.

KENNEL. Any lot, building, structure, enclosure, or premises whereupon or wherein four or more dogs are kept or maintained for any commercial purpose, including places where dogs are boarded, kept for sale, or kept for hire.

PERSON. Includes a firm, partnership, corporation, trust, or any association of persons.

POULTRY and DOMESTIC FOWL. Any pigeon, chicken, duck, goose, turkey and all other domesticated fowl other than a household pet.

POUNDKEEPER. Any person or any duly authorized agent of any such person in charge at any time of any pound.

UNLICENSED DOG. Any dog for which the license for the current year has not been paid, or to which the tag for the current year provided for in this Chapter is not attached.

WORKING HOURS. Hours during which the office or place of business of any poundkeeper is open for the business of receiving, impounding, or caring for animals, and does not include any time during which such office or place of business is closed.

('65 Code, § 5-1) (Ord. No. CS-415 § 1.1)

§ 9.01.015 LIVESTOCK OR POULTRY AT LARGE PROHIBITED.

It shall be unlawful for any person owning or having charge, care, custody, or control of any pig, hog, cow, bull, steer, horse, mule, jack, jenny, hinny, sheep, or other livestock, including poultry, to wilfully or knowingly permit the same to run at large upon any highway, street, lane, alley, court or other public place, or in or upon any cultivated or improved land owned by any person, other than the owner of such animal, unless the consent of the owner of such land is first obtained.

('65 Code, § 5-2) (Ord. No. CS-415 § 3.3)

§ 9.01.020 ANIMALS OTHER THAN HOUSEHOLD PETS; PERMIT REQUIRED; BUSINESS EXCLUSION.

A. It shall be unlawful for any person, firm, company or corporation to keep or maintain, or have in possession or under control, any animals, fowl or reptiles, other than household pets, in the City, without having applied for and received a permit as hereinafter provided, which permit shall be revocable at any time it is made to appear to the City Council that the keeping of such animals, fowl or reptiles is, or may become, detrimental to the public health, safety, and/or general welfare. ('65 Code, § 5-3) (Ord. No. CS-415 § 6.1)

B. 1. Each duly licensed pet or animal shop, establishment or business shall be excluded from Subsection A. of this Section except to the extent that any such business shall be required annually to obtain and maintain in force a single permit for the keeping of animals, fowls, or reptiles, other than household pets. Such permit shall be issued by the City Clerk upon proper showing that the applicant is the owner of the business and that the business is duly licensed under the applicable City ordinances to conduct business within Culver City. This provision shall not be construed to apply to any person, corporation or business entity other than those legally engaged in the purchase and sale of animals, fowl or reptiles to the general public.

2. Any animal business, as above described, shall make a quarterly report to the City Clerk of all animals, fowl or reptiles, other than household pets, as herein used and defined, sold to persons residing within Culver City and no animal dealer shall deliver such an animal, fowl, or reptile to a purchaser without obtaining accurate information with respect to the purchaser's full name, address and exact location where the creature will be kept.

('65 Code, § 5-3.1) (Ord. No. CS-687 (part))

§ 9.01.025 PERMIT FOR DOGS AND CATS.

Notwithstanding any other provision of this Chapter, no person shall keep or permit to be kept on any or in any lot, building, structure or premises more than three (3) dogs over the age of four (4) months or more than three (3) cats over the age of four (4) months without first having applied for and received a permit as provided herein.

('65 Code, § 5-4) (Ord. No. 415 § 6.3; Ord. No. CS-1019 § 1; Ord. No. 84-002 § 1)

§ 9.01.030 APPLICATION FOR PERMIT; APPEAL UPON DENIAL.

A. Application for permit.

1. All applications for permits to keep animals, fowl or reptiles shall be filed with the City Clerk, shall be accompanied by a fee of Fifty Dollars (\$50.00) and shall state the number and kind of animals, fowl or reptiles as well as such other information required by the City Clerk. Signatures of at least one (1) adult resident of each dwelling or apartment unit within a radius of two hundred (200) feet, indicating approval or disapproval, shall be appended to such applications. Upon receipt of application, a copy thereof shall be referred to the City's health agency and Police Department for investigation and report.

2. Upon receipt of said reports, the City Clerk shall cause notices to be posted within a radius of three hundred (300) feet from the address wherein said animals, fowl or reptiles are proposed to be kept, and not more than fifty (50) feet apart. Permit will be granted providing no written objections are filed within ten days and approval is received from the City's health agency and Police Department.

('65 Code, § 5-5)

B. *Appeal to City Council.* In the event of the denial of an application, the applicant may appeal to the City Council by filing with the City Clerk a written request for hearing before the City Council within ten (10) days from receipt of notice of denial. ('65 Code, § 5-6)

(Ord. No. CS-415 §§ 6.2, 6.4; Ord. No. CS-628 § 1)

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§ 9.01.035 ANIMAL ANNOYANCE PROHIBITED.

It shall be unlawful for any person to harbor or keep any animal, bird or fowl which disturbs the peace or causes annoyance or disturbance to the neighborhood or reasonably interferes with the peace, comfort or repose of any person or persons in the quiet enjoyment of his or their property, by repeated or continuous barking, howling, whining, or making other sounds common to their species, between the hours of 10:00 p.m. and 8:00 a.m. and such disturbance shall be deemed to constitute the maintenance of a nuisance. Provided, however, that the prohibitions contained in this Section shall not apply to a licensed kennel owner or hospital or other place in which animals, birds or fowl are kept pursuant to a license or permit issued by governmental agencies.

('65 Code, § 5-7) (Ord. No. CS-415 § 5-17; Ord. No. CS-24 § 2(d))

Cross-reference:

Animals and fowl; noise regulations, see § 9.07.030

§ 9.01.040 ANIMAL EXPERIMENTATION PROHIBITED.

Nothing in this Chapter shall be construed to permit the transfer, disposal or otherwise surrendering of any animal obtained from within the City to any research institution, person or other agency for experimentation, whether medical in nature or otherwise. It shall be unlawful for any person having the care, custody or possession of such animal to wilfully permit the violation of this Section.

('65 Code, § 5-8) (Ord. No. CS-415 § 7.25)

§ 9.01.045 ANIMALS AND FOWL IN OR NEAR CERTAIN ESTABLISHMENTS PROHIBITED.

It shall be unlawful for any person to keep or maintain any rabbits, fowl, or birds (other than canaries, parrots or similar species), within 35 feet of any food establishment, school, church, hospital or any residence or dwelling house, apartment or hotel, or other building or structure occupied for any purpose by human beings. Nor shall any animal or fowl be kept in any sandwich packing or box lunch establishment, bakery, restaurant or lunch stand or within 35 feet of any door, window, ventilator or air shaft of such places. All fowl and animals shall be securely kept within their enclosures and shall not be permitted to run at large at any time.

('65 Code, § 5-9) (Ord. No. 387; Ord. No. 567; Ord. No. 593)

§ 9.01.050 APIARY OR RIDING ACADEMY; PERMIT REQUIRED.

It shall be unlawful for any person, firm or corporation to conduct or manage any riding academy business or the keeping of bees, or an apiary, unless a permit has been obtained in the manner required for the obtaining of permits from the City Council generally. Nothing, however, shall be construed herein to prohibit the keeping of bees in a hive or box located within a school house for the purpose of study or observation.

('65 Code, § 5-10) (Ord. No. 387)

§ 9.01.055 KEEPING OF CARRIERS OF COMMUNICABLE DISEASES.

It shall be unlawful for any person, firm or corporation to keep, or allow to be kept, any domestic fowl or animal which has a communicable disease of any kind, unless such animal is securely tied or kept confined away from all other animals, fowl, or human beings.

('65 Code, § 5-11) (Ord. No. 387)

§ 9.01.060 RIDING OR DRIVING OF HORSES OR OTHER ANIMALS UPON PUBLIC STREETS; EXCEPTIONS.

A. No person shall use the public streets, alleys, or other public places of the City, or any portion thereof, as a bridle or equestrian path, or shall ride or cause to be driven any horse thereon, or shall drive any loose cattle, horses, mules, sheep, goats or swine, in, upon, or along any such streets, alleys or public places. ('65 Code, § 5-13)

B. The Chief of Police may designate, by legible signs, street crossings and other locations over which horses may be ridden to allow ingress or egress to and from bridle paths. He may also issue temporary permits for the purpose of transporting horses, cattle, or other animals, from one location to another inside or outside the boundaries of the City, such permit to designate streets to be utilized with least danger or inconvenience to the public. ('65 Code, § 5-14) (Ord. No. CS-252)

§ 9.01.065 VICIOUS DOGS.

It shall be unlawful for any person to keep within the City a vicious dog. Proof that any dog has bitten a person and that the person keeping such dog probably had knowledge thereof shall be deemed to be prima facie evidence that the dog is vicious; provided, however, that this test shall not be exclusive and for the purposes of this Section, a dog may be shown to be vicious even though it is not proven to have bitten any person.

('65 Code, § 5-14.1) (Ord. No. CS-687 (part))

IMPOUNDMENT GENERALLY

§ 9.01.200 DUTIES OF POUNDMASTER.

The duties of the Poundmaster shall include the following:

A. To capture and take into custody all unlicensed dogs; dogs and other animals running at large contrary to the provisions of this Chapter or any State law; sick, injured, stray, unwanted or abandoned animals, and dogs which are unvaccinated in violation of this Chapter.

B. To pick up or accept and care for any animal to be held for observation by the County Health Officer if such animal is suspected of being rabid.

C. Custody of animals picked up. The Poundmaster shall place all animals which he takes into custody in the pound required to be provided in the contract with said Poundmaster.

D. Cruelty to animal investigations. The Poundmaster shall investigate all instances coming within his knowledge of inhumane treatment or cruelty to animals, and enforce the provisions of this or other parts of this Code or of State law, pertaining to humane treatment of animals, and he may furnish shelter for any such animal which has received inhumane treatment.

E. Disposal of dead animals. The Poundmaster shall pick up and dispose of all dead animals on public highways and on public and private property within the City, where the owner is unknown.

('65 Code, § 5-15) (Ord. No. CS-415 § 4)

§ 9.01.205 IMPOUNDING REGULATIONS.

The Poundmaster and poundkeeper shall hold, advertise, sell, and in all respects treat animals impounded by him, pursuant to the provisions of this Chapter, as provided in the California Agricultural Code.

('65 Code, § 5-16) (Ord. No. CS-415 § 7.3)

§ 9.01.210 POUND CHARGES.

The Poundmaster may make such charges as provided by resolution of the City Council for impounding and caring for animals.

('65 Code, § 5-17) (Ord. No. CS-950 § 1)

§ 9.01.215 DELIVERY TO POUNDMASTER OF STRAY ANIMALS.

Every person taking up any stray animal shall, within four hours thereafter, give notice to the Poundmaster or to the Police Department of the City of the fact that he has the possession of such animal.

('65 Code, § 5-18) (Ord. No. CS-415 § 7.4)

§ 9.01.220 PROCEDURE ON IMPOUNDING; NOTIFICATION OF OWNER.

The Poundkeeper shall, within 12 working hours after receiving any impounded dog, notify the owner by telephone or letter as to such impounded animal. No charge or fee of any kind shall be charged for board or care of such dog during the time of its impoundment unless the Poundkeeper has given the notice as required herein.

('65 Code, § 5-19) (Ord. No. CS-415 § 7.11)

§ 9.01.225 UNLAWFUL IMPOUNDING.

No charge shall be collected for any animal which has been unlawfully taken up and impounded. Such animal shall be immediately delivered upon demand to the owner or person entitled to the custody thereof.

('65 Code, § 5-21) (Ord. No. CS-415 § 7.19)

§ 9.01.230 OWNER'S RIGHT TO REDEEM.

The owner or person entitled to the custody of any animal taken up and impounded under the provisions of this Chapter may at any time before the sale or disposal thereof redeem such animal by paying to the Poundmaster or poundkeeper the fees and charges prescribed by this Chapter accrued up to the time of such redemption.

('65 Code, § 5-22) (Ord. No. CS-415 § 7.20)

§ 9.01.235 INTERFERENCE WITH IMPOUNDING OF ANIMALS PROHIBITED.

It shall be unlawful for any person to interfere with, oppose, or resist any Poundmaster, poundkeeper or person authorized by them under the provisions of this Chapter to take up and impound animals.

('65 Code, § 5-24) (Ord. No. CS-415 § 8.5)

§ 9.01.240 POUNDKEEPER'S RECORDS.

The Poundkeeper shall keep a record of each animal impounded by him, the date thereof, manner of disposal, and other pertinent facts, including the amount of all fees received or collected.

('65 Code, § 5-25) (Ord. No. CS-415 § 7.8)

DOGS

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§ 9.01.300 LICENSE REQUIRED.

It shall be unlawful for any person to have, harbor, keep, to permit to be harbored or kept, any unlicensed dog in the City, over the age of four months.

('65 Code, § 5-26) (Ord. No. CS-415 § 5.10)

§ 9.01.305 LICENSE FEE; EXEMPTIONS.

A. *License fee.* There shall be an annual dog license fee. The amount, time of payment, prorating schedule, if any, and penalty for late payment, if any, of said fee shall be established by resolution of the City Council. ('65 Code, § 5-27) (Ord. No. CS-415 § 5.1; Ord. No. CS-746 § 1 (part); Ord. No. CS-839 § 1 (part); Ord. No. CS-941 § 1; Ord. No. CS-1019 § 2)

B. *Exemptions.*

1. The license fees established by Subsection A. of this Section shall not apply to any individual sixty-two (62) years of age or older nor to any person who meets the criteria of disability as established by the Social Security Administration's Supplemental Security Income Program for the Aged, Blind and Disabled (Title XVI of the Social Security Act as amended), without regard to the age of such disabled individual.

2. In order to claim the exemption, any eligible person must file an application upon a form supplied by the City and shall state those facts declared under oath which qualify the applicant for an exemption, together with any additional statements required by the City. All exemptions shall continue and be renewed automatically each year provided that the exemption shall automatically terminate with any change of address of the exempt person.

3. The City shall have the right to demand evidence of continued eligibility for an exemption. The exemption hereby made shall apply only to the next license period after the application for exemption is filed.

('65 Code, § 5-27.1) (Ord. No. CS-987 § 1)

Cross-reference:

Licenses generally, see Ch. 11.01

§ 9.01.310 DEFINITION OF OWNER UNDER LICENSING REGULATIONS.

Any person keeping or harboring any dog for 15 consecutive days shall be deemed to be the owner thereof within the meaning of this Chapter.

('65 Code, § 5-28) (Ord. No. CS-415 § 5.3)

§ 9.01.315 EXEMPTIONS FOR CERTAIN DOGS.

A license and dog tag of indefinite duration shall be issued for any dog which has been honorably discharged from the armed forces of the United States or for any dog during such time as he is owned and used by a blind person.

('65 Code, § 5-29) (Ord. No. CS-415 § 5.4)

§ 9.01.320 TERM OF LICENSE.

Every license and dog tag issued pursuant to this Chapter shall be for the period from October 1st to and including September 30th of the following year.

('65 Code, § 5-30) (Ord. No. CS-415 § 5.1; Ord. No. CS-746 § 1 (part); Ord. No. CS-839 § 1 (part))

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§ 9.01.325 TRANSIENT DOGS EXEMPTED.

The license provisions of this Chapter shall not apply to the following:

A. Any dog found within the City when the owner thereof resides in any municipality within the County or within the unincorporated area of the County and such dog is wearing or has attached to it a license tag for the current year issued by such municipality or County.

B. Any dog owned by or in charge of any person who is a non-resident of the City and is travelling through the City or temporarily sojourning therein for a period of not exceeding 30 days.

C. Any dog brought into the City and kept therein for not to exceed 30 days for the exclusive purpose of entering the same in any bench show or dog exhibition or field trials or competition.

D. Any dog brought or sent into the City from any point outside thereof for the exclusive purpose of receiving veterinary care in any dog hospital, in the event that such dog is kept at all times strictly confined within such hospital.

('65 Code, § 5-32) (Ord. No. CS-415 § 5.8)

§ 9.01.330 VETERINARIAN'S CERTIFICATE REQUIRED.

No dog license shall be issued unless the applicant exhibits a certificate signed by a veterinarian licensed either by the State of California or by any other State to practice veterinary medicine, to the effect that:

A. Such dog has been vaccinated with phenolized tissue vaccine less than one year prior to date of application or the first day of the license period, whichever is later, or

B. Such dog has been vaccinated with chick embryo vaccine less than two years prior to date of application, or the first day of the license period, whichever is later, or

C. Such dog should not be vaccinated with rabies vaccine because such vaccination would jeopardize the health of such dog due to infirmity or other disability, which infirmity or disability and the estimated date of termination thereof is shown on the face of the certificate to the satisfaction of the Poundmaster.

('65 Code, § 5-33) (Ord. No. CS-415 § 5.11)

§ 9.01.335 DISABLED DOGS.

A person who obtains a license without submitting a certificate of vaccination because of the infirmity or disability of the dog, shall within 10 days after the termination of such infirmity or disability cause such dog to be vaccinated as required herein.

('65 Code, § 5-34) (Ord. No. CS-415 § 5.12)

§ 9.01.340 LICENSE TAGS.

A. *Manner of affixing.* The license tag required hereunder shall be securely affixed to a collar, harness, or other device which shall at all times be worn by each dog except while such dog remains indoors or in any enclosed yard or pen. ('65 Code, § 5-35)

B. *Duplicate tags.* In the event any license tag for a dog is lost or destroyed, a duplicate thereof may be procured from the agency designated by the Contractor upon the submission to such agency of such proof as he may require and upon the payment therefor of the sum of One Dollar (\$1.00). ('65 Code, § 5-36)

C. *Unauthorized removal of tags prohibited.* It shall be unlawful for any unauthorized person to remove from any dog, any collar or harness or other device to which is attached a license tag for the current year or remove such tag therefrom. ('65 Code, § 5-37)

D. *Counterfeit tags prohibited.* It shall be unlawful for any person to attach to any dog a counterfeit tag in lieu of the tag required and issued under the provisions of this Chapter. ('65 Code, § 5-38)

(Ord. No. CS-415 §§ 5.13 - 5.15)

§ 9.01.345 RIGHT TO ENTER PRIVATE PREMISES FOR ENFORCEMENT.

The Poundmaster or any person authorized by him, or any other person authorized to enforce the provisions of this Chapter, shall have the right to enter any premises upon which a dog is kept or harbored, in order to enforce the provisions hereof. It shall be unlawful for any person to fail or refuse to exhibit any dog, certificate, license or tag when requested so to do by the person authorized to enforce the provisions of this Chapter, in the event that the same are possessed by such person.

('65 Code, § 5-39) (Ord. No. CS-415 §§ 5.6, 5.7, 8.5)

§ 9.01.350 REMOVAL AND DISPOSAL OF DOG FECES FROM PUBLIC AND PRIVATE PROPERTY.

A. A person who owns or has custody of a dog shall immediately remove and dispose of in a sanitary manner, by placing in an appropriate device and depositing in a sanitary receptacle, any feces deposited by such dog on any public or private property without the consent of the person in lawful possession of the property.

B. A person who has custody of a dog shall carry an appropriate device to pick up dog feces during all times when the dog is not on the premises of its owner or custodian.

C. Exception: The provisions of this Section shall not apply to a blind person being accompanied by a guide dog.

('65 Code, § 5-40) (Ord. No. CS-949)

§ 9.01.355 DOGS CONFINED ON PRIVATE PREMISES.

No person owning or having charge, care, custody or control of any dog shall cause, permit or allow the same to be loose on private premises, except if such premises are fenced in such a manner as to adequately confine said dog.

('65 Code, § 5-41) (Ord. No. CS-415 § 3.2)

§ 9.01.360 DOGS RUNNING AT LARGE; PROHIBITION.

It shall be unlawful for any person owning or having charge, care, custody or control of any dog to cause, permit, or allow the same to be or to run at large upon any highway, street, lane, alley, court or other public place, or upon any private property or premises other than those of the person owning or having charge, care, custody, or control of such dog, in the City, unless such dog be restrained by a substantial chain or leash not exceeding six (6) feet in length and is in charge, care, custody or control of such competent person. Provided, however, that no such dog shall be allowed or permitted in any of the following places: any store, market, restaurant, cafe, lunchroom, soda fountain, bakery or kindred establishments wherein foods for human consumption are served, sold or kept for sale; or in any public park, except as permitted by § 9.10.400.

('65 Code, § 5-42) (Ord. No. CS-415 § 3.1; Ord. No. 2004-015 § 1)

§ 9.01.365 DISPOSAL OF DOGS; CONDITIONS.

Dogs wearing a current license tag impounded pursuant to this Chapter shall not be destroyed or otherwise disposed of unless:

A. The person to whom the current license for such dog was issued so directs; or

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B. Five full days have elapsed since such person was notified of his dog's whereabouts by telephone; or

C. Six full days have elapsed since a letter, postage fully prepaid, addressed to such person at his last known address, and informing such person of the whereabouts of his dog, has been deposited in the United States Mail.

('65 Code, § 5-43) (Ord. No. CS-415 § 7.13)

§ 9.01.370 POUND CHARGES AND BOARDING CHARGES; DOGS.

A. *Pound charges.* The Poundmaster may make such charges as provided by resolution of the City Council for impounding and caring for dogs. Before an impounded dog is released from the pound to anyone, that person shall pay the pound charges and show proof that the dog is currently licensed and currently vaccinated against rabies. ('65 Code, § 5-44) (Ord. No. CS-950 § 3)

B. *Additional charges.* The Poundmaster may charge a fee for the care and feeding of each dog impounded pursuant to the provisions of this Chapter, excluding the day on which it is impounded, and in addition may charge for the giving of notice of the impounding of any dog, in the amount of its actual cost. A charge may be made by the poundkeeper for the impounding and boarding of other animals in the amount of actual reimbursement. ('65 Code, § 5-45) (Ord. No. CS-415 § 7.16)

§ 9.01.375 CONFINEMENT OF DOGS AFFLICTED WITH RABIES.

In the event the County Health Officer finds that any dog is afflicted with rabies, the Poundmaster or poundkeeper shall confine it as directed by the Health Officer.

('65 Code, § 5-46) (Ord. No. CS-415 § 7.22)

§ 9.01.380 VACCINATION AND RE-VACCINATION REQUIREMENTS.

A. *Vaccination requirements.* It shall be unlawful for every person keeping, harboring or having any dog over four months of age in the City without having it vaccinated with rabies vaccine by a person licensed by the State of California, or other State, to practice veterinary medicine, on or before the latest of the following dates:

1. One year after vaccination with tissue phenolized vaccine.
2. Two years after vaccination with chick embryo vaccine.
3. Fifteen days after first acquiring such a dog.
4. Fifteen days after bringing such dog into the City.

('65 Code, § 5-47)

B. *Re-vaccination requirements.* Every person keeping, harboring or having a dog in the City which has been vaccinated with chick embryo vaccine shall cause such dog to be revaccinated within a period of not more than two years after such prior vaccination. When tissue phenolized vaccine has been used, each dog shall be revaccinated within a period of not more than one year after a prior vaccination. ('65 Code, § 5-48) (Ord. No. CS-415 §§ 8.1, 8.2)

§ 9.01.385 VETERINARIAN CERTIFICATE TO OWNER.

Every Veterinarian who vaccinates a dog with rabies vaccine shall issue to the person to whom he delivers the dog, an original and a duplicate original of a certificate signed by him which states:

- A. Name and address of the owner or harbinger of the vaccinated dog.

B. Kind of vaccine used, name of the manufacturer and the manufacturer's serial or lot number, and date of vaccination.

C. Breed, age, color, and sex of the vaccinated dog.

('65 Code, § 5-49) (Ord. No. CS-415 § 8.5)

§ 9.01.390 EXEMPTION FOR LOCAL LAW ENFORCEMENT AGENCY DOGS.

Notwithstanding any other Section of this Chapter or Code, the regulations regarding licensing of dogs, dogs at large, dogs on private property, and dogs in a public park or other public areas are not applicable to a dog which is part of a canine program within a local law enforcement agency while such dog's activity is directly or indirectly related to the canine program and the dog is on active duty with the local law enforcement agency.

('65 Code, § 5-50) (Ord. No. 86-025 § 1)

ADOPTION OF ARTICLE 10 OF THE LOS ANGELES COUNTY CODE BY REFERENCE

§ 9.01.500 ANIMAL CONTROL ORDINANCE.

(A) Divisions 1, 2 and 3 of Title 10 of the Los Angeles County Code, "Animals," encompassing Sections 10.04 through 10.90.010 inclusive, known as the "Animal Control Ordinance," attached to Ordinance 2003-002 as "Exhibit A," are hereby adopted and incorporated by reference.

(B) In the event there are any inconsistencies between the Animal Control Ordinance and this Chapter pertaining to animal control, the Animal Control Ordinance as adopted shall prevail.

('65 Code, § 5-60) (Ord. No. 98-005, § 1; Ord. No. 2003-002 § 1)

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ORDINANCE NO. 2006-__

AN ORDINANCE OF THE CITY OF CULVER CITY, CALIFORNIA, AMENDING SECTION 9.01.500(A) TO READOPT, BY REFERENCE, TITLE 10 OF THE LOS ANGELES COUNTY CODE, "ANIMAL CONTROL ORDINANCE," TO INCLUDE NEW REQUIREMENTS OF MANDATORY MICROCHIPPING FOR AND ALTERATION OF DOGS.

WHEREAS, since 1998, the City of Culver City has contracted with the County of Los Angeles Animal Care and Control (the "County") for licensing, sheltering and animal control services; and

WHEREAS, in 1998, by Ordinance No. 98-005, the City adopted, by reference, Title 10 of the Los Angeles County Code (known as the "Animal Control Ordinance") in order to avail itself of the services of the County; and

WHEREAS, in 2003, by Ordinance No. 2003-002, the City readopted, by reference, the Animal Control Ordinance, as amended in 2003, to include the provisions of Chapter 10.37, Potentially Dangerous and Vicious Dogs; and

WHEREAS, the County has recently adopted additional amendments to the Animal Control Ordinance, including provisions relating to its Mandatory Spay and Neuter Program for Dogs, and mandatory microchipping of dogs; and

WHEREAS, it is the intention of the City to adopt, by reference, such amendments.

NOW, THEREFORE, the City Council of the City of Culver City, California, **DOES HEREBY ORDAIN** as follows:

SECTION 1. Section 9.01.500 (A) of the Culver City Municipal Code is

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hereby amended to read as follows:

§ 9.01.500 ANIMAL CONTROL ORDINANCE.

(A) Divisions 1, 2 and 3 of Title 10 of the Los Angeles County Code, "Animals," encompassing Sections 10.04.010 through 10.90.010, inclusive, known as the "Animal Control Ordinance," attached hereto as "Exhibit A", are hereby adopted and incorporated herein by reference.

SECTION 2. Pursuant to Section 619 of the City Charter, this Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant to Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be published in the Culver City News and shall post this Ordinance or a summary thereof in at least three places within the City.

SECTION 3. The City Council hereby declares that, if any provision, section, subsection, paragraph, sentence, phrase or word of this ordinance is rendered or declared invalid or unconstitutional by any final action in a court of competent jurisdiction or by reason of any preemptive legislation, then the City Council would have independently adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases or words of this ordinance and as such they shall remain in full force and effect.

APPROVED AND ADOPTED this ____ day of _____, 2006.

GARY SILBIGEER, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk

CAROL A. SCHWAB, City Attorney

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ORDINANCE NO. 2006-__

AN ORDINANCE OF THE CITY OF CULVER CITY, CALIFORNIA, AMENDING SECTION 9.01.500(A) TO READOPT, BY REFERENCE, TITLE 10 OF THE LOS ANGELES COUNTY CODE, "ANIMAL CONTROL ORDINANCE," TO INCLUDE NEW REQUIREMENTS OF MANDATORY MICROCHIPPING FOR DOGS, AND TO EXCEPT FROM SUCH ADOPTION NEW REQUIREMENTS FOR THE MANDATORY ALTERATION OF DOGS AND EXISTING REQUIREMENTS FOR THE MANDATORY LICENSING OF CATS.

WHEREAS, since 1998, the City of Culver City has contracted with the County of Los Angeles Animal Care and Control (the "County") for licensing, sheltering and animal control services; and

WHEREAS, in 1998, by Ordinance No. 98-005, the City adopted, by reference, Title 10 of the Los Angeles County Code (known as the "Animal Control Ordinance") in order to avail itself of the services of the County; and

WHEREAS, in 2003, by Ordinance No. 2003-002, the City readopted, by reference, the Animal Control Ordinance, as amended in 2003, to include the provisions of Chapter 10.37, Potentially Dangerous and Vicious Dogs; and

WHEREAS, the County has recently adopted additional amendments to the Animal Control Ordinance, including provisions relating to its Mandatory Spay and Neuter Program for Dogs, and mandatory microchipping of dogs; and

WHEREAS, it is the intention of the City to adopt, by reference, the amendments to the Animal Control Ordinance relating to mandatory microchipping of dogs, but not to adopt the provisions relating to the Mandatory Spay and Neuter Program for Dogs; and

WHEREAS, existing provisions of the Animal Control Ordinance require the mandatory licensing of cats and the City intends not to adopt such provisions of the Animal Control Ordinance.

NOW, THEREFORE, the City Council of the City of Culver City, California, **DOES HEREBY ORDAIN** as follows:

SECTION 1. Section 9.01.500 (A) of the Culver City Municipal Code is hereby amended to read as follows:

§ 9.01.500 ANIMAL CONTROL ORDINANCE.

(A) Divisions 1, 2 and 3 of Title 10 of the Los Angeles County Code, "Animals," encompassing Sections 10.04.010 through 10.20.310, inclusive; and Sections 10.28.010 through 10.90.010, inclusive, collectively known as the "Animal Control Ordinance," attached hereto as "Exhibit A", are hereby adopted and incorporated herein by reference; provided, that all references to "cats" in Section 10.20.030 of the Animal Control Ordinance are not adopted or incorporated herein.

SECTION 2. Pursuant to Section 619 of the City Charter, this Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant to Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be published in the Culver City News and shall post this Ordinance or a summary thereof in at least three places within the City.

SECTION 3. The City Council hereby declares that, if any provision, section,

subsection, paragraph, sentence, phrase or word of this ordinance is rendered or declared
invalid or unconstitutional by any final action in a court of competent jurisdiction or by
reason of any preemptive legislation, then the City Council would have independently
adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases
or words of this ordinance and as such they shall remain in full force and effect.

APPROVED AND ADOPTED this ____ day of _____, 2006.

GARY SILBIGEER, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk

CAROL A. SCHWAB, City Attorney

ORDINANCE NO. 2006-____

AN ORDINANCE OF THE CITY OF CULVER CITY, CALIFORNIA, AMENDING SECTION 9.01.500(A) TO READOPT, BY REFERENCE, TITLE 10 OF THE LOS ANGELES COUNTY CODE, "ANIMAL CONTROL ORDINANCE," TO INCLUDE NEW REQUIREMENTS OF MANDATORY MICROCHIPPING FOR AND ALTERATION OF DOGS, AND TO EXCEPT FROM SUCH ADOPTION EXISTING REQUIREMENTS FOR THE MANDATORY LICENSING OF CATS.

WHEREAS, since 1998, the City of Culver City has contracted with the County of Los Angeles Animal Care and Control (the "County") for licensing, sheltering and animal control services; and

WHEREAS, in 1998, by Ordinance No. 98-005, the City adopted, by reference, Title 10 of the Los Angeles County Code (known as the "Animal Control Ordinance") in order to avail itself of the services of the County; and

WHEREAS, in 2003, by Ordinance No. 2003-002, the City readopted, by reference, the Animal Control Ordinance, as amended in 2003, to include the provisions of Chapter 10.37, Potentially Dangerous and Vicious Dogs; and

WHEREAS, the County has recently adopted additional amendments to the Animal Control Ordinance, including provisions relating to its Mandatory Spay and Neuter Program for Dogs, and mandatory microchipping of dogs; and

WHEREAS, it is the intention of the City to adopt, by reference, such amendments; and

WHEREAS, existing provisions of the Animal Control Ordinance require the mandatory licensing of cats and the City intends not to adopt such provisions of the Animal

Control Ordinance.

NOW, THEREFORE, the City Council of the City of Culver City, California,
DOES HEREBY ORDAIN as follows:

SECTION 1. Section 9.01.500 (A) of the Culver City Municipal Code is
hereby amended to read as follows:

§ 9.01.500 ANIMAL CONTROL ORDINANCE.

(A) Divisions 1, 2 and 3 of Title 10 of the Los Angeles
County Code, "Animals," encompassing Sections 10.04.010 through
10.90.010, inclusive, collectively known as the "Animal Control
Ordinance," attached hereto as "Exhibit A", are hereby adopted and
incorporated herein by reference; provided, that all references to "cats"
in Section 10.20.030 of the Animal Control Ordinance are not adopted
or incorporated herein.

SECTION 2. Pursuant to Section 619 of the City Charter, this
Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant to
Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after
the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be
published in the Culver City News and shall post this Ordinance or a summary thereof in at
least three places within the City.

SECTION 3. The City Council hereby declares that, if any provision, section,
subsection, paragraph, sentence, phrase or word of this ordinance is rendered or declared
invalid or unconstitutional by any final action in a court of competent jurisdiction or by
reason of any preemptive legislation, then the City Council would have independently

adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases
or words of this ordinance and as such they shall remain in full force and effect.

APPROVED AND ADOPTED this ____ day of _____, 2006.

GARY SILBIGEER, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk

CAROL A. SCHWAB, City Attorney

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ORDINANCE NO. 2006-____

AN ORDINANCE OF THE CITY OF CULVER CITY, CALIFORNIA, AMENDING SECTION 9.01.500(A) TO READOPT, BY REFERENCE, TITLE 10 OF THE LOS ANGELES COUNTY CODE, "ANIMAL CONTROL ORDINANCE," TO INCLUDE NEW REQUIREMENTS OF MANDATORY MICROCHIPPING FOR DOGS.

WHEREAS, since 1998, the City of Culver City has contracted with the County of Los Angeles Animal Care and Control (the "County") for licensing, sheltering and animal control services; and

WHEREAS, in 1998, by Ordinance No. 98-005, the City adopted, by reference, Title 10 of the Los Angeles County Code (known as the "Animal Control Ordinance") in order to avail itself of the services of the County; and

WHEREAS, in 2003, by Ordinance No. 2003-002, the City readopted, by reference, the Animal Control Ordinance, as amended in 2003, to include the provisions of Chapter 10.37, Potentially Dangerous and Vicious Dogs; and

WHEREAS, the County has recently adopted additional amendments to the Animal Control Ordinance, including provisions relating to its Mandatory Spay and Neuter Program for Dogs, and mandatory microchipping of dogs; and

WHEREAS, it is the intention of the City to adopt, by reference, the County's amendments relating to mandatory microchipping of dogs, but not to adopt the provisions relating to the Mandatory Spay and Neuter Program for Dogs.

NOW, THEREFORE, the City Council of the City of Culver City, California, **DOES HEREBY ORDAIN** as follows:

SECTION 1. Section 9.01.500 (A) of the Culver City Municipal Code is

hereby amended to read as follows:

§ 9.01.500 ANIMAL CONTROL ORDINANCE.

(A) Divisions 1, 2 and 3 of Title 10 of the Los Angeles County Code, "Animals," encompassing Sections 10.04.010 through 10.20.310, inclusive; and Sections 10.28.010 through 10.90.010, inclusive, collectively known as the "Animal Control Ordinance," attached hereto as "Exhibit A", are hereby adopted and incorporated herein by reference.

SECTION 2. Pursuant to Section 619 of the City Charter, this Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant to Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be published in the Culver City News and shall post this Ordinance or a summary thereof in at least three places within the City.

SECTION 3. The City Council hereby declares that, if any provision, section, subsection, paragraph, sentence, phrase or word of this ordinance is rendered or declared invalid or unconstitutional by any final action in a court of competent jurisdiction or by reason of any preemptive legislation, then the City Council would have independently adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases or words of this ordinance and as such they shall remain in full force and effect.

APPROVED AND ADOPTED this ____ day of _____, 2006.

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GARY SILBIGEER, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk

CAROL A. SCHWAB, City Attorney

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Title 10 ANIMALS**Chapter 10.04 GENERAL PROVISIONS****Note to Chapter 10.04.10.04.010 Title of Division 1 provisions.10.04.020 References to amendments and additions.10.04.030 Repealed ordinances not revived.10.04.040 Interpretation of language.10.04.050 Powers of deputies.10.04.055 Authorization to issue notices to appear -- Qualifications of officers.10.04.060 Violation -- Penalty.***Note to Chapter 10.04.**

*** Editor's note:** The following notes set out legislative history only for those sections of Ord. 4729 which were not carried forward in the comprehensive amendment of Ord. 4729 made in 1967 by Ord. 9454:

Sections	Legislative History
109 – 114	In 4729.
351	Amended by 7532 § 1, 1959.
353	Added by 8168 § 2, 1962.
371	Added by 6937 § 2, 1956; amended by 7351 § 1, 1958.
372 – 375	Added by 6937 § 2, 1956.
376	Added by 6937 § 2, 1956; amended by 7351 § 1, 1958 and 7829 § 2, 1960.
408.5	Added by 6937 § 3, 1956.
409.5	Amended by 7351 § 2, 1958; 7532 § 2, 1959; 8043 § 6, 1961.
411.3	Added by 6937 § 3, 1956; amended by 7351 § 3, 1958.
411.5	Added by 6937 § 3, 1956.
422	Added by 4787 § 2, 1946.
423	Amended by 8043 § 9, 1961.
424	Added by 6189 § 2, 1953.
425	Added by 6520 § 1, 1954; amended by 7084 § 5, 1957.
608.5	Added by 6937 § 5, 1956.
610.5	Added by 6937 § 7, 1956; amended by 7351 § 3 (part), 1958; 7829 § 5,

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	1960; 8964 § 1, 1965.
709	In 4729.
709.5	Amended by 8043 § 13, 1961.
710	In 4729.
711	In 4729.
712	Added by 6405 § 1, 1954.
713	Added by 6937 § 9, 1956; amended by 7351 § 3, 1958; 8964 § 3, 1965.
714 – 716	Added by 6937 § 9, 1956.
717	Added by 6937 § 10, 1956.
801	Renumbered to be § 2001 by 8043 § 15, 1961.

While subject matter similar to that set out in the above sections may appear in provisions currently set out in the code, these section numbers and the ordinances affecting them have never been repealed.

For all other sections, for example § 301, changes made before amendment by Ord. 9454 have been incorporated in the history notes.

10.04.010 Title of Division 1 provisions.

The ordinance set forth in Division 1 of this Title 10 shall be known as, and may be cited and referred to as, "the animal control ordinance." (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 § 101, 1946.)

10.04.020 References to amendments and additions.

Whenever any reference is made to any portion of this Division 1, such reference applies to all amendments and additions thereto now or hereafter made. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 § 104, 1946.)

10.04.030 Repealed ordinances not revived.

No ordinance repealed by Ordinance 4729 as originally adopted is revived by the amendment of Ordinance 4729 by Ordinance 9454. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 § 103, 1946.)

10.04.040 Interpretation of language.

A. The present tense includes the past and future tenses; and the future, the present.

B. Each gender includes both genders.

C. The singular number includes the plural and the plural the singular. (Ord. 87-0036 § 1, 1987: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 §§ 105 and 106, 1946.)

10.04.050 Powers of deputies.

Whenever a power is granted to or a duty is imposed upon the director or other public officer, the power may be exercised or the duty may be performed by a deputy of the officer or by a person authorized, pursuant to law, by the officer, unless this Division 1 expressly provides otherwise. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 § 107, 1946.)

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10.04.055 Authorization to issue notices to appear -- Qualifications of officers.

The director may in his discretion authorize any animal control officer who has the qualifications of a humane officer as set forth in Civil Code Section 607g to issue notices to appear in court pursuant to Penal Code Section 853.5, et seq. Such animal control officers shall not be authorized to take any person into custody even though the person to whom the notice is delivered does not give his or her written promise to appear in court. (Ord. 90-0089 § 1, 1990.)

10.04.060 Violation -- Penalty.

A. Any person violating any of the provisions of this title is guilty of an infraction, unless another penalty is provided for in this title.

B. Violation of Sections

10.12.190

10.

12.200

10.20.280

10.

20.310

10.28.060

10.

28.280(C)

10.32.020

10.

32.070

10.32.080

10.

37.030

10.37.050(C)

10.

37.060(F)

10.40.010

10.

40.040

10.86.010

of this title is a misdemeanor, punishable as set forth in Penal Code Section 19.

(Ord. 2004-0036 § 1, 2004: Ord. 90-0089 § 2, 1990: Ord. 89-0166 § 1, 1989: Ord. 87-0191 § 16, 1987: Ord. 83-0043 § 1, 1983: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 1 § 108, 1946.)

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Title 10 ANIMALS

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10.08.010 Application of definitions.

Whenever in Title 10 the following terms are used, they shall have the meaning ascribed to them in this chapter unless it is apparent from the context thereof that some other meaning is intended. (Ord. 90-0137 § 1, 1990; Ord. 9454 § 1(part), 1967; Ord. 4729 Art. 2 § 201, 1946.)

10.08.020 Animal.

"Animal" means any animal, poultry, bird, reptile, fish or any other dumb creature. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 217, 1946.)

10.08.021 Small animal.

"Small animal" means any animal that weighs less than 250 pounds. (Ord. 2000-0075 § 1, 2000; Ord. 90-0137 § 2, 2000.)

10.08.022 Large animal.

"Large animal" means any animal that weighs 250 pounds or more. (Ord. 2000-0075 § 2, 2000; Ord. 90-0137 § 3, 1990.)

10.08.030 Animal exhibition.

"Animal exhibition" means any display containing one or more domestic or wild animals which are exposed to public view for entertainment, instruction or advertisement. (Ord. 93-0002 § 1, 1993; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 219, 1946.)

10.08.031 Animal facility.

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"Animal facility" means any animal related business or organization, including a non-profit humane organization (as defined in Section 10.08.175), which is required to be licensed under Section 10.

28.060. (Ord. 2004-0036 § 2, 2004.)

10.08.032 Animal Facility Grade Card.

"Animal Facility Grade Card" means a card issued by the department, showing the letter grade earned by an animal facility, as reflected in the most recent Animal Facility Inspection Report. The Animal Facility Grade Card must be displayed in accordance with the provisions of Section 10.28.280.

(Ord. 2004-0036 § 3, 2004.)

10.08.033 Animal Facility Inspection Report.

"Animal Facility Inspection Report" is the report of the department reflecting the conditions existing at the facility at the time of the inspection. The letter grade received by the facility is based on the final score set forth in the Animal Facility Inspection Report. (Ord. 2004-0036 § 4, 2004.)

10.08.040 Animal menagerie.

"Animal menagerie" means a place where wild animals are kept or maintained for any commercial purpose, including places where wild animals are boarded, trained, or kept for hire. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 220, 1946.)

10.08.050 Animal shelter.

"Animal shelter" means a place where animals impounded by the department are placed for their humane care and keeping. (Ord. 2000-0075 § 3, 2000; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 221, 1946.)

10.08.060 Approved rabies vaccine.

"Approved rabies vaccine" means a rabies vaccine which is approved for use by the state of California Department of Public Health. (Ord. 2000-0075 § 4, 2000; Ord. 10298 § 1, 1971; Ord. 4729 Art. 2 § 224, 1946.)

10.08.075 Business days.

"Business days" are all days other than Sunday and legal holidays. (Ord. 2000-0075 § 6, 2000.)

10.08.080 Cat.

 "Cat" means any cat of any age, including female as well as male. (Ord. 9454 § 1 (part), 1967; Ord. 7829 § 1, 1960; Ord. 4729 Art. 2 § 212, 1946.)

10.08.090 Cat kennel.

"Cat kennel" means any lot, building, structure, enclosure or premises whereupon or wherein four or more cats, over four months of age, are kept or maintained for any purpose, including places where cats are boarded, kept for sale, or kept for hire. Up to five cats may be kept at any residence without a kennel license, provided the cats' owner or custodian licenses each individual animal, has each animal spayed or neutered and keeps all cats primarily indoors. (Ord. 95-0016 § 1, 1995; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 213, 1946.)

10.08.095 Competition dog.

"Competition dog" includes a dog which is used to show, to compete or to breed, which is of a breed recognized by and registered with the American Kennel Club (AKC), United Kennel Club (UKC), American Dog Breeders Association (ADBA), or other valid registry approved by the department and meets one of the following requirements:

- A. The dog has competed in at least one dog show or sporting competition sanctioned by a national registry or approved by the department, within the last 365 days;
- B. The dog has earned a conformation, obedience, agility, carting, herding, protection, rally, sporting, working or other title from a purebred dog registry referenced above or other registry or dog sport association approved by the department; or
- C. The owner or custodian of the dog is a member of a purebred dog breed club, approved by the department, which maintains and enforces a code of ethics for dog breeding that includes restrictions from breeding dogs with genetic defects and life threatening health problems that commonly threaten the breed. (Ord. 2006-0029 § 2, 2006.)

10.08.100 Department.

"Department" means the Los Angeles County department of animal care and control. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 218, 1946.)

10.08.110 Director.

"Director" means the director of the department of animal care and control. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 216, 1946.)

10.08.120 Dog.

"Dog" means any dog of any age, including female as well as male. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 2 § 202, 1946.)

10.08.130 Dog kennel.

"Dog kennel" means any lot, building, structure, enclosure or premises whereupon or wherein four or more dogs, over four months of age, are kept or maintained for any purpose, including places where dogs are boarded, kept for sale, or kept for hire. For purposes of this section, a service dog licensed under Section 10.20.090, is not counted toward the number of dogs kept or maintained, while such dog is serving a person who is disabled within the meaning of Government Code Section 12926(i) or Government Code Section 12926(k). (Ord. 2004-0049 § 1, 2004; Ord. 9454 § 1 (part), 1967; Ord. 8043 § 1, 1961; Ord. 4729 Art. 2 § 204, 1946.)

10.08.140 Grooming parlor/mobile.

"Grooming parlor/mobile" means any place of business, whether or not such business is regularly conducted by the operator within a building or other structure, permanent or otherwise, or within a van, truck or other movable vehicle, where for consideration animals are groomed, clipped, bathed or otherwise conditioned as pets and/or for show. (Ord. 90-0089 § 3, 1990; Ord. 10487 §

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3, 1972: Ord. 4729 Art. 2 § 225, 1946.)

10.08.145 Stables.

"Stables" means any property, premises, building or structure maintained for the lodging, feeding, or rental of horses and cattle. (Ord. 2000-0075 § 7, 2000: Ord. 90-0137 § 4, 1990.)

10.08.150 Guard dog.

"Guard dog" means a dog rented by the owner to another person for guard duty. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 223, 1946.)

10.08.155 Hobby breeder.

"Hobby breeder" is any person, except for a person possessing a valid kennel license, who owns and breeds a dog or cat and sells the offspring for pay or for other compensation. (Ord. 2006-0029 § 1, 2006: Ord. 2004-0036 § 5, 2004.)

10.08.160 Impounded.

If any animal has been received into the custody of the director pursuant to the provisions of this Division 1 or any state statute, such animal will have been "impounded" as that word is used in this Division 1. (Ord. 85-0204 § 1, 1985: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 203, 1946.)

10.08.170 Livestock.

"Livestock" includes but is not limited to the following: any pig, pygmy pig, hog, cow, bull steer, horse, mule, jack, jenny, hinny, sheep, goat, llama, domestic fowl or rabbit. (Ord. 2000-0075 § 8, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 210, 1946.)

10.08.175 Nonprofit humane organization.

"Nonprofit humane organization" means a bona fide charity in good standing under the provisions of Section 501(c)(3) of the Internal Revenue Code. (Ord. 2000-0075 § 9, 2000.)

10.08.190 Person.

"Person" means and includes a firm, partnership, corporation, trust, and any association of persons. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 205, 1946.)

10.08.200 Pet shop.

"Pet shop" means any place of business where dogs under four months of age, or cats, monkeys, birds, reptiles, fish, or any other animals to be used as pets, are kept for sale. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 214, 1946.)

10.08.205 Pygmy pig.

"Pygmy pig" means a pig or hog classified as *Sus scrofa jubatus* Muller, or *Sus scrofa (cristatus) vittatus*, and commonly referred to as a Vietnamese pot-bellied pig, pygmy pig or mini-pig, which stands no higher than 20 inches at the shoulder and is no longer than 40 inches from the tip of the head to the end of the buttocks, and weighs no more than 120 pounds. (Ord. 92-0110 § 1, 1992.)

10.08.210 Section.

"Section" means a section of Title 10 of the County Code, as set forth in this Division 1, unless some other ordinance or statute is mentioned. (Ord. 85-0204 § 2, 1985: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 206, 1946.)

10.08.220 Shall and may.

"Shall" is mandatory and "may" is permissive. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 207, 1946.)

10.08.225 Unaltered.

"Unaltered" means an animal which has not been spayed or neutered. (Ord. 2006-0029 § 3, 2006.)

10.08.230 Unlicensed dog or cat.

"Unlicensed dog or cat" means any dog or cat for which the license for the current year has not been paid, or to which the tag for the current year, provided for in this Division 1, is not attached. (Ord. 2000-0075 § 10, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 208, 1946.)

10.08.240 Wholesale wild animal dealer.

"Wholesale wild animal dealer" means a person engaged in the business of selling wild animals for the purpose of resale, or who sells wild animals to persons for use other than as pets. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 222, 1946.)

10.08.250 Wild animal.

"Wild animal" is any nondomestic, exotic or dangerous animal, including but not limited to the following: wild animal/dog hybrids and other mammals, wildfowl, fish and reptiles. (Ord. 2000-0075 § 11, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 2 § 215, 1946.)

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Title 10 ANIMALS

Chapter 10.12 DEPARTMENT OF ANIMAL CARE AND CONTROL*

*Note to Chapter 10.12.

10.12.010 Continuation.

10.12.020 Director -- License duties generally.

10.12.030 Director and other employees -- Tax collector responsibilities.

10.12.040 Powers of deputies.

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10.12.200 Interfering with department officers prohibited.

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10.12.220 Animal facility inspection and grading authority.

***Note to Chapter 10.12.**

***Editor's note:** The title of Ordinance 4729 Article 3 was amended to be the department of animal care and control by Ord. 11670 § 1, 1978.

10.12.010 Continuation.

The county department of animal care and control under the administrative management of the director, and the office of the director, are both hereby continued. (Ord. 11670 § 1, 1978; Ord. 9454 § 1 (part), 1967; Ord. 8043 § 2, 1961; Ord. 6937 § 1, 1960; Ord. 4729 Art. 3 § 301, 1946.)

10.12.020 Director -- License duties generally.

The director shall issue all licenses required by this Division 1, and shall maintain those records required by this Division 1, and handle all fees in such a manner as prescribed by the Los Angeles County auditor-controller. (Ord. 9454 § 1 (part), 1967; Ord. 7758 § 1, 1960; Ord. 7285 § 1, 1958; Ord. 6955 § 1, 1956; Ord. 4729 Art. 3 § 307, 1946.)

10.12.030 Director and other employees -- Tax collector responsibilities.

For the purpose of issuing all other licenses required by this Division 1 and for no other purpose, the director and each employee designated by the director shall be appointed as a deputy county tax collector, to serve without additional pay as such. (Ord. 10354 § 1 (part), 1971; Ord. 4729 Art. 3 § 308, 1946.)

10.12.040 Powers of deputies.

Whenever a power is granted to, or a duty is imposed upon, a public officer, the power may be exercised or the duty may be performed by a deputy of the officer or by a person authorized, pursuant to law, by the officer, unless this Division 1 expressly provides otherwise. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 3 § 311, 1946.)

10.12.050 Authority to accept negotiable paper.

The director and the tax collector, in their discretion, may accept negotiable paper as provided in Ordinance 4099, the Administrative Code, and subject to all of the provisions of Sections 25303.1 and 25303.2, 25303.3, 25303.4, 25303.5 and 25203.6 of the Government Code. (Ord. 9943 § 2, 1970; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 3 § 314, 1946.)

10.12.060 Public spay and neuter clinic -- Establishment -- Services and fees.

A. The director may establish a clinic, at which members of the public may have dogs and cats spayed or neutered in a humane manner upon payment of the fees set forth in Section 10.90.010.

B. A person submitting a dog or cat for the above service shall sign a consent form certifying thereon under penalty of perjury that he is the owner of the animals, or setting forth facts showing that he is otherwise authorized to present the animal for the above operation and such person

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may be required to furnish proof of such ownership or authority. Such consent shall contain a waiver of any and all liability of the county, the department of animal care and control and any county employees for any injury or death to an animal arising out of the aforementioned operation or any services provided incidental thereto.

C. The department shall establish a return date by which a person submitting an animal for the above operation shall pick up such animal or be subject to a reasonable board and care fee to commence the day after such return date. Failure to pick up an animal within 15 days of the return date shall be deemed abandonment of such animal, and the director may dispose of it by sale or destruction. (Ord. 90-0137 § 5, 1990; Ord. 88-0155 § 9, 1988; Ord. 87-0036 § 2, 1987; Ord. 85-0204 § 3, 1985; Ord. 81-0051U § 2, 1981; Ord. 12384 § 1, 1981; Ord. 11771 § 3, 1978; Ord. 11656 § 1, 1978; Ord. 10798 § 1, 1974; Ord. 4729 Art. 3 § 318, 1946.)

10.12.070 Public education programs.

The director may establish public education programs as deemed necessary to carry out the department's duties and responsibilities for the humane treatment of animals. (Ord. 11302 § 1, 1976; Ord. 4729 Art. 3 § 319, 1946.)

10.12.075 Incentive programs.

The director at his or her discretion, may offer incentive programs to encourage compliance with the dog and cat licensing requirements. (Ord. 2000-0075 § 12, 2000.)

10.12.080 Animals held for observation for department of public health.

The director shall pick up or accept and care for any animal to be held for observation by the director of public health. (Ord. 2006-0040 § 36, 2006; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 3 § 303, 1946.)

10.12.090 Capture and custody of animals required when.

The director shall capture and take into custody:

- A. All unlicensed dogs;
- B. Any other animal, wild or domestic, which is by this Division 1 required to be licensed, but which is unlicensed;
- C. Any animal being kept or maintained contrary to the provisions of this Division 1, the Animal Control Ordinance, or any other ordinance or state statute;
- D. Dogs and other animals running at large contrary to the provisions of the Food and Agricultural Code or any other state statute or of this Division 1;
- E. Sick, injured, stray, unwanted or abandoned animals;
- F. Dogs which are unvaccinated in violation of this Division 1;
- G. Animals delivered by the owners to the director, all title and interest in which is abandoned by such owners;
- H. Animals for which the owner or custodian is unable to care because of imprisonment, illness, bankruptcy, litigation or other contingency, or in cases in which the owner or custodian cannot be found. (Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 3 § 302, 1946.)

10.12.100 Animals kept in animal shelters.

The director shall place animals taken into custody in the county animal shelters or appropriate

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facilities. (Ord. 2000-0075 § 13, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 304, 1946.)

10.12.110 Fees for taking unwanted animals.

The department shall charge the fees prescribed in Section 10.90.010 for the taking up or relinquishing of an unwanted animal when requested to do so by the animal's owner or other person having custody or control over said animal. (Ord. 90-0137 § 6, 1990: Ord. 87-0036 § 3, 1987: Ord. 85-0204 § 4, 1985: Ord. 83-0182 § 1, 1983: Ord. 11771 § 5, 1978: Ord. 4729 Art. 3 § 320, 1946.)

10.12.111 Traps for cats and dogs -- Rental conditions.

The director may permit members of the public to borrow animal traps to be used for the purpose of catching animals on their property. The director may collect a fee for the use of all animal traps as provided in Section 10.90.010. If the trap is lost or damaged beyond repair, the director shall collect the actual cost of the trap for its replacement. (Ord. 2000-0075 § 14, 2000: Ord. 90-0137 § 7, 1990: Ord. 82-0163 § 1, 1982.)

10.12.120 Removing animals from custody -- Requirements.

A person shall not remove any animal from the custody of the director, nor shall any person remove any animal from a county animal shelter, vehicle or trailer without first paying the necessary fees as set forth in this Division 1 or without receiving permission from the director to do so. (Ord. 2000-0075 § 15, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 316, 1946.)

10.12.130 Dead animals and dead livestock -- Pickup from public and private property -- Fee -- Exceptions.

The director shall pick up and dispose of all dead animals and livestock on public highways and on public and private property within the unincorporated areas of Los Angeles County, where the owner is unknown, or at the request of the animal's owner or other person having custody or control over the animal. The fees for such removal services shall be as provided in Section 10.90.010. The director shall not pick up any dead animals:

A. In Garbage Disposal Districts where contractors are required to perform such service pursuant to contract;

B. In beach areas which are maintained by the department of beaches and harbors. (Ord. 90-0137 § 8, 1990: Ord. 87-0036 § 4, 1987: Ord. 85-0204 § 5, 1985: Ord. 11771 § 4, 1978: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 305, 1946.)

10.12.140 Dead animals -- Pickup from businesses or other facilities.

For each pickup or receiving of dead animals from any animal-related business, such as a pet hospital, humane society, kennel, stable or veterinary establishment, or any commercial, industrial, educational, medical or other facility that deals with animals in connection with its operation, the director shall collect the fees as set forth in Section 10.90.010. (Ord. 2000-0075 § 16, 2000: Ord. 90-0137 § 9, 1990: Ord. 88-0155 § 5, 1988: Ord. 87-0036 § 5, 1987: Ord. 85-0204 § 6, 1985: Ord. 11176 § 1, 1975: Ord. 4729 Art. 3 § 305.5, 1946.)

10.12.150 Tranquilizer gun equipment -- Use authorized when.

The director may designate supervisory and selected animal control officers who will be authorized to transport and operate tranquilizer gun equipment for use in the capture and seizure

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of animals. (Ord. 2000-0075 § 17, 2000: Ord. 83-0182 § 2, 1983: Ord. 10594 § 1, 1972: Ord. 4729 Art. 3 § 317, 1946.)

10.12.160 Inhumane treatment -- Enforcement of state law.

It shall be the duty of the director to enforce those sections of the Penal Code of the state of California pertaining to the inhumane treatment of animals, and to take possession of animals so abandoned or neglected and care for or dispose of same as provided for in the Penal Code of the state of California or this Division 1. (Ord. 10354 § 1 (part), 1971: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 309, 1946.)

10.12.161 Stealing or driving cats away from owners prohibited when.

A person shall not steal, take, carry, lead or drive away the cat of another, with intent to permanently or temporarily deprive the owner or possessor thereof. (Ord. 82-0122 § 1, 1982.)

10.12.170 Complaint investigation authority.

The director shall receive, investigate and report to other county officers and county departments complaints concerning disturbing or offensive noises or conduct of animals or fowl kept or maintained in the unincorporated territory of the county of Los Angeles. (Ord. 10354 § 2, 1971: Ord. 4729 Art. 3 § 310, 1946.)

10.12.180 Unlicensed or unvaccinated dogs or cats -- Right of entry for enforcement.

For the purpose of discharging the duties imposed upon him by this Division 1, the director, in order to enforce the provisions hereof to take up and impound any unlicensed or unvaccinated dog or cat, may enter any real property upon which any dog or cat is kept or harbored or upon which he has reason to believe any dog or cat is kept or harbored and demand the exhibition by the person owning or having charge or control of any such dog or cat, of the dog or cat, the required rabies vaccination certificate, and the license or license tag for such dog or cat for the current year provided for by this Division 1. This section does not permit any person to enter any private dwelling, except where necessary to rescue an animal. (Ord. 2000-0075 § 18, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 312, 1946.)

10.12.190 Refusing to show license or certificate unlawful.

Any person upon whom any demand is made under authority of this Division 1 for the exhibition of any dog or cat, rabies vaccination certificate, or any dog or cat license or tag, who fails or refuses to exhibit the same if he has it in his possession, is guilty of a violation of this Division 1, which shall be punishable as herein provided. (Ord. 2000-0075 § 19, 2000: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 313, 1946.)



10.12.200 Interfering with department officers prohibited.

A person shall not interfere with, oppose or resist the director or an employee of the department, while such person is engaged in the performance of any act authorized by this Division 1. (Ord.

4729 § 315, 1946.)

10.12.210 Right of entry for enforcement -- Conditions.

A. The director, any officer or employee thereof, or other duly designated representative of the county, and any police officer shall have the right to make an inspection to enforce the provisions of this Division 1 or other applicable law by entering into any building or upon any property within the unincorporated territory of the county of Los Angeles when said person has reasonable cause to believe that there exists in any building and/or upon any property any violation of the provisions of this Division 1 or other applicable law, provided that:

1. If such building and/or property is occupied, he shall first present proper credentials to the occupant and request entry, explaining his reasons therefor; and if such building and/or property is unoccupied, he shall first make a reasonable effort to locate the owner thereof or other persons having authority over the building and/or property and request entry, explaining his reasons therefor;

2. If entry into said building or upon said property be refused, the director, any officer or employee thereof, or other duly designated representative of the county, and any police officer shall obtain an inspection warrant pursuant to the provisions of the Code of Civil Procedure (Sections 1822.50 –1822.57), for the entry and inspection of said building and/or said property;

3. Notwithstanding the foregoing, if the director, any officer or employee thereof, or other duly designated representative of the county, and any police officer has reasonable cause to believe that the keeping or the maintaining of any animal is so hazardous, unsafe or dangerous as to require immediate inspection to safeguard the animal or the public health or safety, he shall have the right to immediately enter and inspect such building and/or property, and may use any reasonable means required to effect such entry and make such inspection, whether such building and/or property is occupied or unoccupied, and whether or not permission to inspect has been obtained. If the building and/or property is occupied, he shall first present proper credentials to the occupant and request entry, explaining his reasons therefor.

B. This section shall not prohibit the director, any officer or employee thereof, and any police officer from entering upon any public or private property in the unincorporated territory of the county of Los Angeles for the purpose of capturing an animal running at large in violation of this Division 1 or other applicable law. Any person who denies or prevents, obstructs, or attempts to deny, prevent or obstruct said capture is guilty of a misdemeanor. (Ord. 11489 § 1, 1977: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 3 § 306, 1946.)

10.12.220 Animal facility inspection and grading authority.

The director, or his or her duly authorized representative, shall inspect every animal facility annually as provided in Section 10.28.050, and shall report on the findings of said inspection in an Animal Facility Inspection Report.

The letter grade issued by the department shall be based on the most recent Animal Facility Inspection Report of the facility. The director is authorized to recommend appropriate licensing or other legal action as set forth in Section 10.28.290.

(Ord. 2004-0036 § 6, 2004.)

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Title 10 ANIMALS

Chapter 10.16 DEPARTMENT OF ANIMAL CARE AND CONTROL VOLUNTEER PROGRAM

10.16.010 Created.

10.16.020 Administration.

10.16.030 Personnel – Recruitment and compensation.

10.16.040 Tenure of personnel.

10.16.050 Expense reimbursement.

10.16.060 Duties.

10.16.010 Created.

There is hereby created the department of animal care and control volunteer program, hereinafter referred to in this chapter as the "volunteer program." (Ord. 10991 § 1 (part), 1974: Ord. 4729 Art. 12 § 1200, 1946.)

10.16.020 Administration.

The director shall have ultimate responsibility and authority over the volunteer program and shall establish such rules, regulations, staff support and equipment as may be necessary for such volunteers to adequately carry out the duties enumerated in Section 10.16.070. (Ord. 10991 § 1 (part), 1974: Ord. 4729 Art. 12 § 1205, 1946.)

10.16.030 Personnel – Recruitment and compensation.

A. The director of the department of animal care and control shall have the responsibility for the selection and assignment of personnel under this volunteer program. All personnel within this program may be recruited from citizens and other lawful residents with a general concern for the humane treatment of animals, who support the mission and philosophy of the department.

B. All positions within this volunteer program shall be on a volunteer and unpaid basis, and their status as county employees shall be governed by the salary ordinance set out at Title 6 of this code, under the heading of Volunteer Worker, W/O Comp. (Ord. 2000-0075 § 20, 2000: Ord. 85-0204 § 7, 1985: Ord. 10991 § 1 (part), 1974: Ord. 4729 Art. 12 § 1201, 1946.)

10.16.040 Tenure of personnel.

The personnel within this volunteer program shall serve at the pleasure of the director of the department of animal care and control and may be terminated at any time for any reason. (Ord. 2000-0075 § 21, 2000: Ord. 10991 § 1 (part), 1974: Ord. 4729 Art. 12 § 1202, 1946.)

10.16.050 Expense reimbursement.

Each volunteer shall be reimbursed for his actual and necessary travel expenses if he is required to travel in the performance of his duties, including transportation, meals and lodging, in accordance with the provisions of Ordinance 4099, the Administrative Code. (Ord. 10991 § 1 (part), 1974: Ord. 4724 Art. 12 § 1203, 1946.)

10.16.060 Duties.

A. All volunteers participating in this volunteer program shall be responsible to and take direction from the director and such of his deputies as he shall authorize.

B. The duties of the volunteers consist of the following:

1. To assist the department in reuniting lost pets with their rightful owners through the use of lost-and-found newspaper ads, stray animal lists of each center, telephone calls regarding lost-and-found animals and information sheets of other shelters and other possible means of locating lost pets;
2. To assist the department in escorting elementary school classes, civic groups, and 4-H Clubs through the animal control centers;
3. To assist the department of animal care and control in promoting the low-cost spay and neuter clinics;
4. To assist in promoting the adoption of animals from the department of animal care and control centers; and

C. In addition to the duties designated in subsection B of this section, each volunteer shall have such additional duties as the director shall prescribe. (Ord. 2000-0075 § 22, 2000: Ord. 83-0182 § 3, 1983: Ord. 10991 § 1 (part), 1974: Ord. 4724 Art. 12 § 1204, 1946.)

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Title 10 ANIMALS

Chapter 10.20 DOGS AND CATS*

*Note to Chapter 10.20.

Part 1. Licensing

10.20.010 License tags -- Issuance -- Fee.

10.20.011 License -- Issuance by veterinarians and other qualified persons in unincorporated areas of the county -- Conditions.

10.20.020 Person deemed custodian when.

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***Editor's note:** For statutory provisions on the licensing and regulation of dogs by counties, see Gov. Code § 25803 and Food and Agric. Code § 30501 et seq.; for provisions on rabies control, see Health and Saf. Code § 1900 et seq. For statutory provisions on the regulation of cats, see Food and Agric. Code § 31750 et seq.

Part 1. Licensing**10.20.010 License tags -- Issuance -- Fee.**

Pursuant to Chapter 3 (commencing with Section 30801) of Divisions 14 and 14.5 of the Food and Agricultural Code, the director shall issue serially numbered permanent dog and cat license tags marked with the name of the county of Los Angeles. (Ord. 2000-0075 § 23, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 85-0204 § 8, 1985: Ord. 9943 § 3, 1970: Ord. 9454 § 1 (part), 1967: Ord. 7829 § 3, 1960: Ord. 4729 Art. 4 § 401, 1946.)

10.20.011 License -- Issuance by veterinarians and other qualified persons in unincorporated areas of the county -- Conditions.

The director may authorize the issuance of dog and cat licenses, as required by Section 10.20.010, by persons practicing veterinary medicine in the unincorporated territory of Los Angeles County, or other persons approved by the director who meet the qualifications established by the department. Said persons shall transmit records and negotiable papers to the department of animal care and control at intervals as established by the director, and shall collect and transmit to the director the fees required by this chapter for the issuance of such licenses. The director may reimburse these businesses for such fees. (Ord. 2000-0075 § 24, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 90-0089 § 5, 1990: Ord. 85-0204 § 9, 1985: Ord. 82-0163 § 2, 1982.)

10.20.020 Person deemed custodian when.

Any person keeping or harboring any dog or cat for 15 consecutive days shall be deemed to be the custodian thereof and subject to licensing provisions within the meaning of this Division 1. (Ord. 93-0002 § 2 (part), 1993: Ord. 87-0036 § 6, 1987: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 4 (part), 1961: Ord. 4729 Art. 4 § 403, 1946.)

10.20.030 License -- Required -- Costs.

Every person owning or having custody or control of any dog or cat over the age of four months in the unincorporated territory of the county of Los Angeles shall obtain a license from the director for each of such dogs and cats and shall pay the fees for such licenses as set forth in Section 10.90.010. (Ord. 93-0002 § 2 (part), 1993: Ord. 90-0137 § 11, 1990.)

10.20.035 Senior citizen -- Defined -- Reduced rates.

A reduced fee, as set out in Section 10.90.010, shall be charged to persons presenting proof of and qualifying for senior citizen status. For purposes of this section, persons over 60 years of age qualify for senior citizen status. This reduced fee shall apply only to persons whose dogs have been spayed or neutered by a licensed veterinarian and can present a certificate of such

sterilization. (Ord. 93-0002 § 2 (part), 1993: Ord. 90-0137 § 12, 1990: Ord. 87-0036 § 8, 1987.)

10.20.040 Kennel dogs and cats -- Individual license required when.

An individual license shall be obtained for each dog or cat, in addition to a kennel license, when such dog or cat is not kept exclusively in a kennel run or cage. No individual license shall be required for any dog or cat in transit, or when attending a dog or cat show in the care of a kennel representative. (Ord. 2000-0075 § 25, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 420, 1946.)

10.20.045 Hobby breeding -- License required -- Fees.

A person who is a hobby breeder as defined in Section 10.08.155, shall obtain an animal breeding license in the amount set forth in Section 10.

90.010. Each license shall authorize the whelping of no more than one litter per female dog or cat in any 12-month period and no more than one litter per domestic household in any 12-month period. (Ord. 2004-0036 § 7, 2004: Ord. 93-0002 § 2 (part), 1993: Ord. 90-0137 § 13, 1990: Ord. 88-0155 § 6, 1988: Ord. 87-0036 § 9, 1987: Ord. 85-0204 § 25, 1985.)

10.20.050 Exceptions from licensing requirement.

A. The provisions of this Division 1 do not require either a tag or a license for:

1. Any dog or cat found within the unincorporated territory of the county when the owner thereof resides in any municipality within the county, and such dog or cat is wearing or has attached to it a license tag for the current year issued by such municipality;
2. Any dog or cat owned by or in the charge of any person who is a nonresident of the county and is traveling through the county or temporarily sojourning therein for a period of not exceeding 30 days;
3. Any dog or cat brought into the county and kept therein for not to exceed 30 days for the exclusive purpose of entering the same in any bench show, or dog or cat exhibition, or field trials or competition;
4. Any dog or cat brought or sent into the unincorporated territory of the county from any point outside thereof for the exclusive purpose of receiving veterinary care in any dog or cat hospital, in the event that such dog or cat is kept at all times strictly confined within such hospital;
5. Any dog or cat wearing or having attached to it a license tag for the current year issued by a municipality within the county when the owner thereof has, within one year last past, moved his principal place of residence from such municipality to the unincorporated territory of the county; provided, that such municipality similarly exempts from tag and license requirements dogs or cat wearing current county license tags and owned by persons who have moved from the unincorporated territory of the county to such municipality.

B. Except, that each guard dog found within the unincorporated territory of the county, regardless of where the owner may reside, must have a Los Angeles County dog license; and the license tag must be securely affixed to the dog's collar while it is being used as a guard dog within the unincorporated territory of the county of Los Angeles. (Ord. 93-0002 § 2 (part), 1993: Ord. 11135 § 1, 1975: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 4 (part), 1961: Ord. 4729 Art. 4 § 407, 1946.)

10.20.060 Unvaccinated dogs or cat -- Licensing permitted when.

The director may accept the payment of the fee for a license tag and a license for a dog or cat who has not been vaccinated as required by Division 1 on condition that the owner of such dog or cat, within five days thereafter, have such dog or cat vaccinated and submit the required veterinarian's certificate to the director. Upon receipt of such certificate, the director shall issue the license tag and license. (Ord. 93-0002 § 2 (part), 1993: Ord. 9943 § 6, 1970: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 5, 1961: Ord. 4729 Art. 4 § 408, 1946.)

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10.20.070 Unvaccinated dogs or cat -- Time limit for vaccination when dog or cat is disabled.

A person who obtains a license without submitting a certificate of vaccination because of the infirmity or disability of the dog or cat shall, within 10 days after the termination of such infirmity or disability, cause such dog or cat to be vaccinated as required by Part 2 of this chapter. (Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 8, 1961: Ord. 4729 Art. 4 § 413, 1946.)

10.20.080 License and license tag -- Period of validity -- Dogs discharged from military service.

Each license and each dog license tag provided for in this chapter for a dog which has been honorably discharged from the armed forces of the United States shall be of indefinite duration, so long as the same individual owns or harbors the same dog. The fee shall be that specified in Chapter 10.90. (Ord. 93-0002 § 2 (part), 1993: Ord. 88-0155 § 2, 1988: Ord. 11177 § 1, 1975: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 404, 1946.)

10.20.090 Service dog defined - License and license tag - Requirements - Period of validity.

A. "Service Dog" is a guide dog or seeing-eye dog which was trained by a person licensed under Chapter 9.5 (commencing with Section 7200) of Division 3 of the Business and Professions Code, a signal dog or other dog individually trained to do work or perform tasks for the benefit of an individual with a disability, including, but not limited to, guiding individuals with impaired vision, alerting individuals with impaired hearing to intruders or sounds, providing minimal protection or rescue work, pulling a wheelchair or fetching dropped items.

B. Every person owning or having custody or control of a dog over the age of four months, who submits proof to the director that such dog has been successfully trained as a service dog as defined above in subsection A, shall procure a service dog license and a service dog license tag, which license and tag shall be valid while the dog is acting as a service dog, and is owned and kept by the same person. The tag shall be returned to the Department by the owner or keeper of the dog upon transfer of ownership or possession of the dog, or upon the retirement or death of the dog. (Ord. 2004-0049 §§ 2, 3, 2004.)

10.20.110 License tag -- Fee for spayed or neutered animals.

Pursuant to Section 30804.5 of the Food and Agricultural Code, any dog or cat license tag issued pursuant to Section 10.20.030 of this Part 1 shall be issued for one-half or less of the fee required if a certificate is presented from a licensed veterinarian that the dog or cat has been spayed or neutered. (Ord. 93-0002 § 2 (part), 1993: Ord. 11364 § 1 (part), 1976: Ord. 10961 § 2, 1974: Ord. 9454 § 1 (part), 1967: Ord. 4787 § 1, 1946: Ord. 4729 Art. 4 § 421, 1946.)

10.20.120 Fees payable annually -- Delinquency charge.

A. The license fees provided for in this chapter shall be paid annually to the director in the amount set forth in Section 10.90.010.

B. A delinquency charge as provided in Section 10.90.010 shall be assessed when the license fees provided for in this chapter are not paid on or before the expiration date or the date the license is required to be obtained by the provisions of this title. (Ord. 90-0137 § 15, 1990: Ord. 88-0155 § 7, 1988: Ord. 83-0182 § 5, 1983: Ord. 82-0163 § 3, 1982: Ord. 11945 § 2, 1979: Ord. 9943 § 4, 1970: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 405, 1946.)

10.20.130 Recordkeeping and procurement of tags and receipts.

The director shall procure the number of license receipts and dog or cat license tags needed each year, and shall keep a register wherein shall be entered the name and address of each person to whom any dog or cat license tag is issued, the number of such tag, the date of issuance thereof and a description of the dog or cat for which issued. (Ord. 93-0002 § 2 (part), 1993: Ord. 9943 § 5, 1970: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 4 (part), 1961 : Ord. 4729 Art. 4 § 406, 1946.)

10.20.140 License -- Vaccination requirements and conditions.

The director shall not issue a dog or cat license unless the applicant exhibits a certificate signed by a veterinarian, licensed either by the state of California or by any other state to practice veterinary medicine, that:

- A. The period elapsing from the date of vaccination with approved rabies vaccine to the date of expiration of the license being issued does not exceed the time as established by the state; or
- B. Such dog or cat should not be vaccinated with rabies vaccine because such vaccination would jeopardize the health of such dog or cat due to infirmity or other disability, which infirmity or other disability, and the estimated date of termination thereof, is shown on the face of the certificate to the satisfaction of the director. (Ord. 93-0002 § 2 (part), 1993: Ord. 85-0204 § 10, 1985: Ord. 83-0182 § 6, 1983: Ord. 10374 § 1, 1971: Ord. 10298 § 2, 1971: Ord. 9943 § 8, 1970: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 412, 1946.)

10.20.150 License -- Information to be shown on receipt.

When the director issues a dog or cat license, he shall show on the receipt the age of the dog or cat, the date of last vaccination and, if the license was issued without proof of vaccination, the reason therefor. (Ord. 93-0002 § 2 (part), 1993: Ord. 85-0204 § 11, 1985: Ord. 9943 § 9, 1970: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 414, 1946.)

10.20.160 License and license tag -- Transfer permitted when -- Fee.

If, during a license period, a dog or cat is sold or title to the dog or cat is otherwise transferred to a new owner, such new owner may apply to the director for a transfer of such dog's or cat's tag and license and pay a transfer fee as specified under Chapter 10.90. Upon receipt of such application and fee, the director shall record the name and address of the new owner. (Ord. 2000-0075 § 26, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 83-0182 § 7, 1983: Ord. 9943 § 11, 1970: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 419, 1946.)

10.20.170 Replacement of lost tags.

In case any license tag for an individual dog or cat is lost or destroyed, a duplicate thereof may be procured from the director upon the submission to the director of such proof as he may require and upon the payment therefor as specified under Chapter 10.90. (Ord. 93-0002 § 2 (part), 1993: Ord. 83-0182 § 8, 1983: Ord. 9943 § 10, 1970: Ord. 9454 § 1 (part), 1967: Ord. 6189 § 1, 1953: Ord. 4729 Art. 4 § 416, 1946.)

10.20.180 Tag to be worn by dog or cat.

A license tag for an individual dog or cat shall be securely affixed to a collar, harness or other device which shall at all times be worn by such dog or cat except while such dog or cat remains indoors or in any enclosed yard or pen. Alternatively, a cat may wear any form of identification approved under Chapter 10.90. (Ord. 2000-0075 § 27, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 415, 1946.)

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10.20.185 Microchipping of Dogs Required.

All dogs over the age of four months must be implanted with an identifying microchip. The owner or custodian is required to provide the microchip number to the department, and shall notify the department and the national registry applicable to the implanted chip, of a change of ownership of the dog, or a change of address or telephone number. (Ord. 2006-0029 § 4, 2006.)

10.20.190 Keeping unlicensed dogs or cats prohibited.

A person, shall not harbor or keep, or cause or permit to be harbored or kept, any unlicensed dog or cat in the unincorporated territory of the county of Los Angeles, or in any city in Los Angeles County which has adopted this Title 10. (Ord. 2000-0075 § 28, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 402, 1946.)

10.20.200 Counterfeit or imitation tags prohibited.

A person shall not attach to or keep upon any dog or cat, or cause or permit to be attached to or kept upon any dog or cat, any tag provided for in Section 10.20.010 of this chapter except a tag issued for such dog or cat under the provisions of this chapter, or attach or keep upon or cause or permit to be attached to or kept upon any dog or cat, or make or cause or permit to be made or have in possession, any counterfeit or imitation of any tag provided for in this chapter. (Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 418, 1946.)

10.20.210 Removing tag from collar prohibited.

An unauthorized person shall not remove from any dog or cat any collar or harness or other device to which is attached a license tag, or remove such tag or other identification therefrom. (Ord. 2000-0075 § 29, 2000: Ord. 93-0002 § 2 (part), 1993: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 4 § 417, 1946.)

10.20.211 Spaying or neutering -- Condition of sale -- Deposit required.

As a condition to the sale or giving away of any cat that has not been spayed or neutered, the purchaser or recipient shall deposit with the department of animal care and control, at the time of the sale or giving away, an amount determined by the director to be sufficient to cover the costs of neutering or spaying the cat, but in no event shall such deposit exceed \$30.00. Such deposit is to be paid to a licensed veterinarian upon proof that he has performed the required neutering or spaying operation within the time period as set forth in Section 10.20.214, and may include an amount necessary to recover any additional costs to the department under this chapter. (Ord. 93-0002 § 2 (part), 1993.)

10.20.212 Spaying or neutering -- Disposition of funds by director.

Whenever, in connection with the sale of any cat, the director shall receive a deposit to cover the costs of spaying or neutering, the money so received shall be deposited in a trust fund in the county treasury. (Ord. 93-0002 § 2 (part), 1993.)

10.20.213 Spaying or neutering -- Deposit paid to veterinarian.

Whenever a cat has been spayed or neutered as provided herein, the depositor shall be entitled to have the deposit paid to the licensed veterinarian performing the above operation, or the director may return the deposit to the person purchasing or receiving the cat upon written statement or receipt from the licensed veterinarian that the cat has been spayed or neutered, and the director shall draw the necessary demand on the auditor therefor. (Ord. 93-0002 § 2 (part),

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1993.)

10.20.214 Spaying or neutering -- Deposit forfeited without proof of operation -- Conditions.

Any cat over six months of age at the time it is sold or given away shall be spayed or neutered within 60 days, or the deposit shall be deemed forfeited. Any cat under six months of age at the time it is sold or given away shall be spayed or neutered within 60 days after reaching the age of six months or the deposit shall be deemed forfeited. The director may extend such time periods in writing upon the showing of good cause therefor. The age of the cat for purposes of this chapter shall be determined by the department. At least 30 days before the end of the said 60-day period, or any written extensions thereof, the department shall send the purchaser notice by mail to the address on file with the department, informing the purchaser that failure to furnish satisfactory proof of performance of the operation prior to the end of the 60-day period or its extension shall result in forfeiture of the deposit. If the notice has been sent and the allotted time has elapsed without satisfactory proof of performance of the operation, the deposit shall be forfeited and the director shall transfer such money from the trust fund to the county treasury. (Ord. 93-0002 § 2 (part), 1993.)

10.20.215 Spaying or neutering -- Deposit refund conditions.

Whenever any cat which has been purchased from the department of animal care and control, while it was under the age of six months, dies or is destroyed prior to being spayed or neutered as required in this chapter, the purchaser shall be entitled to a refund upon presenting satisfactory proof to the director of such death or destruction, and the director shall draw the necessary demand on the auditor therefor. No refund shall be made, however, where death or destruction occurs following the time within which the aforementioned operation was required to be performed. (Ord. 93-0002 § 2 (part), 1993.)

Part 2. Vaccination

10.20.220 Requirements generally.

A. Every person keeping, harboring, or having any dog or cat over four months of age in the unincorporated territory shall cause such dog or cat to be vaccinated with rabies vaccine, by a person licensed by the state of California, or other state, to practice veterinary medicine, on or before the latest of the following dates:

1. 15 days after first acquiring such dog or cat;
2. 15 days after bringing such dog or cat into the unincorporated territory of the county of Los Angeles.

B. No person shall cause a dog or cat under the age of four months to be vaccinated with an approved rabies vaccine unless a veterinarian licensed by the state of California, or other state, determines that such vaccination is required to preserve the health or prevent the disability of such dog or cat. (Ord. 93-0002 § 3 (part), 1993; Ord. 88-0025 § 1, 1988; Ord. 87-0036 § 10, 1987; Ord. 83-0182 § 9, 1983; Ord. 10298 § 3, 1971; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art. 5 § 501, 1946.)

10.20.230 Revaccination time -- Rabies vaccine.

Every person keeping, harboring, or having a dog or cat in the unincorporated territory of the county which has been vaccinated with an approved rabies vaccine shall cause such dog or cat to be revaccinated within a period of not more than:

- A. 12 months after the dog's or cat's initial vaccination if the dog or cat was between four months and one year in age at the time of such vaccination;
- B. 36 months after each prior vaccination. (Ord. 93-0002 § 3 (part), 1993; Ord. 87-0036 § 11, 1987; Ord. 85-0204 § 12, 1985; Ord. 10298 § 4, 1971; Ord. 9454 § 1 (part), 1967; Ord. 4729 Art.

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5 § 502, 1946.)

10.20.250 Certificate of vaccination -- Information to be shown.

Every person practicing veterinary medicine in the unincorporated territory of the county of Los Angeles who vaccinates a dog or cat with rabies vaccine shall immediately issue to the person to whom he delivers the dog or cat the original, and monthly to the director a duplicate, of a certificate signed by the veterinarian which states:

- A. The name and address of the owner or harbinger of the vaccinated dogs or cats;
- B. The kind of vaccine used, the name of the manufacturer and the manufacturer's serial or lot number, and the date of the vaccinations;
- C. The breed, age, color and sex of the vaccinated dogs or cats. (Ord. 93-0002 § 3 (part), 1993: Ord. 85-0204 § 13, 1985: Ord. 82-0163 § 4, 1982: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 5 § 504, 1946.)

10.20.262 County assistance to low-cost vaccination clinics.

The director may direct department personnel to provide or assist at low-cost vaccination clinics operated by veterinary associations as an adjunct to clinics operated by the department. The director may charge for the services of county personnel at low-cost vaccination clinics operated by veterinary associations. This charge shall not include the time actually spent in the issuance of licenses. Rates shall be those established by the county auditor-controller. (Ord. 2000-0075 § 31, 2000: Ord. 93-0002 § 3 (part), 1993: Ord. 82-0239 § 1, 1982: Ord. 82-0163 § 5, 1982.)

Part 3. Registration of Dogs by Businesses

10.20.270 Applicability of Part 3 provisions.

This Part 3 of Chapter 10.20 applies to every business establishment that uses a dog or dogs to work without supervision to deter and protect the business from unauthorized persons entering said business, other than sentry dog companies having dogs registered pursuant to Health and Safety Code Section 25980. (Ord. 11630 § 1 (part), 1978: Ord. 4729 Art. 13 § 1300, 1946.)

10.20.280 Registration -- Required for business establishments.

Every business establishment shall register, with the Los Angeles County department of animal care and control, each and every dog subject to this Part 3. (Ord. 11630 § 1 (part), 1978: Ord. 4729 Art. 13 § 1301, 1946.)

10.20.290 Inspection of business premises required annually -- Fee.

Prior to the registration of a dog, subject to this Part 3, the county shall inspect the business establishment premises so as to assure the adequate housing and care of the dog. An initial inspection fee as specified under Chapter 10.90, Section VIII shall be charged to the business, and an annual inspection shall thereafter be required. (Ord. 93-0002 § 4, 1993: Ord. 92-0056 § 2, 1992: Ord. 87-0036 § 12, 1987: Ord. 11630 § 1 (part), 1978: Ord. 4729 Art. 13 § 1304, 1946.)

10.20.300 Registration -- Information required.

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The registration of dogs subject to this Part 3 shall include the following information:

- A. The name and telephone number of both the business establishment and the dog's responsible owner or handler;
- B. The name of the dog;
- C. The license identification number of the dog;
- D. The time at which the owner or handler shall inspect the dog's physical condition, its surroundings, and to assure its food and water supply are adequate. Said inspection shall be twice in any 24-hour period, with each inspection no more than 15 hours from the previous inspection. (Ord. 11630 § 1 (part), 1978; Ord. 4729 Art. 13 § 1302, 1946.)

10.20.310 Sign required on premises -- Contents.

Clear and legible signs shall be posted at each of the entrances to the business establishment having dogs registered pursuant to this Part 3, which shall state that the dog is registered with the Los Angeles County department of animal care and control and the location and telephone number of the nearest county animal shelter. (Ord. 11630 § 1 (part), 1978; Ord. 4729 Art. 13 § 1303, 1946.)

Part 4 Mandatory Spay and Neuter Program for Dogs

10.20.350 Mandatory spaying, neutering of dogs.

- A. No person may own, keep, or harbor a dog over the age of four months in violation of this section. An owner or custodian of an unaltered dog must have the dog spayed or neutered or obtain an unaltered dog license in accordance with Section 10.20.355.
- B. The owner or custodian of a dog which is unable to be spayed or neutered without a high likelihood of suffering serious bodily harm or death due to age or infirmity, must obtain written confirmation of that fact from a licensed veterinarian. The writing must also state the date by which the dog may be safely spayed or neutered. If the dog is unable to be spayed or neutered within 30 days, the owner or custodian must apply for an unaltered dog license. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.355 Unaltered dog license -- requirements.

An owner or custodian of an unaltered dog over the age of four months must obtain an annual unaltered dog license for the dog. The license shall be issued if the department has determined that all of the following conditions are met:

- A. The dog is one of the following: a competition dog as defined in Section 10.08.095; a dog used by a law enforcement agency for law enforcement purposes; a qualified service or assistance dog as defined in Section 10.20.090; or a dog which is unable to be spayed or neutered as set forth in Section 10.20.350 B;
- B. The owner or custodian has submitted the required application and has paid the fee set forth in Section 10.90.010(VI)(A); and
- C. The unaltered dog will be maintained in accordance with the provisions of Los Angeles County Code Section 10.40.010, and with applicable state animal care and control laws. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.360 Denial or revocation of unaltered dog license-grounds and re-application.

- A. The department may deny or revoke an unaltered dog license for one or more of the following reasons:
 - 1. The applicant or licensee is not in compliance with all of the requirements of Section 10.20.355;

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2. The department has received at least one complaint, verified by the complainant under penalty of perjury, that the applicant or licensee has allowed a dog to run loose or escape, or has otherwise been found to be neglectful of his or her dog or other animals;
3. The applicant or licensee has been previously cited for violating a state law, county code or other municipal provision relating to the care and control of animals;
4. The unaltered dog has been adjudicated by a court or an agency of appropriate jurisdiction to be a potentially dangerous or vicious dog, or to be a nuisance within the meaning of the Los Angeles County Code or under state law;
5. Any unaltered dog license held by the applicant has been revoked;
6. A female unaltered dog has had more than one litter per year, or five or more litters in her lifetime; or
7. The license application is discovered to contain a material misrepresentation of fact.

B. Re-application for unaltered dog license:

1. When an unaltered dog license is denied, the applicant may re-apply for a license upon a showing that the requirements of Section 10.20.355 have been met. The department shall refund one-half of the license fee when an application is denied. The applicant shall pay the full fee upon re-application.
2. When an unaltered dog license is revoked, the owner or custodian of the dog may apply for a new license after a thirty-day waiting period upon a showing that the requirements of Section 10.20.355 have been met. No part of an unaltered dog license fee is refundable when a license is revoked and the applicant shall pay the full fee upon re-application. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.365 Appeal of denial or revocation of unaltered dog license.

A. Request for hearing.

1. Notice of intent to deny or revoke. The department shall mail to the owner or custodian a written notice of its intent to deny or revoke the license for an unaltered dog which includes the reason(s) for the denial or revocation. The owner or custodian may request a hearing to appeal the denial or revocation. The request must be made in writing within ten days after the notice of intent to deny or revoke is mailed. Failure to submit a timely written hearing request shall be deemed a waiver of the right to appeal the license denial or revocation.
 2. Hearing officer. The hearing shall be conducted by the director's designee.
 3. Notice and conduct of hearing. The department shall mail a written notice of the date, time, and place for the hearing not less than ten days before the hearing date. The hearing date shall be no more than thirty days after the department's receipt of the request for a hearing. Failure of the owner or custodian or his or her agent to appear at the hearing will result in forfeiture of the right to a hearing. The hearing will be informal and the rules of evidence will not be strictly observed. The department shall mail a written decision to the owner or custodian within ten days after the hearing. The decision of the hearing officer shall be the final administrative decision.
- B. Change in location of dog.** If the dog is moved after the department has issued a letter of intent to deny or revoke, but has not yet denied or revoked the license, the owner or custodian must provide the department with information as to the dog's whereabouts, including the current owner or custodian's name, address, and telephone number. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.370 Transfer, sale and breeding of unaltered dog.

- A. Offer for sale or transfer of unaltered dog:** An owner or custodian who offers any unaltered dog for sale, trade, or adoption must include a valid unaltered dog license number with the offer of sale, trade or adoption, or otherwise state and establish compliance with Section 10.20.350. The license and microchip numbers must appear on a document transferring the dog to the new owner.
- B. Transfer of unaltered dog:** The owner or custodian of an unaltered dog over the age of four months, which is not a competition dog as defined in Section 10.08.095, must demonstrate compliance with Section 10.20.350 and 10.20.185 prior to the transfer, and must notify the department of the name and address of the transferee within ten days after the transfer.
- C. Notification of litter and sale or transfer of puppies:** Within thirty days after a litter is born to a female dog, the owner or custodian of the female dog shall advise the department in writing of the number of live born puppies. When a puppy under the age of four months is sold or otherwise

transferred to another person, the owner or custodian shall advise the department of the name and address of the new owner or custodian, and the microchip number of the puppy, if applicable, within ten days after the transfer. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.375 Penalties.

The penalties for violations of any provision of this part are as follows: A. First violation. A first violation shall be an infraction punishable by a fine not to exceed \$250. If the owner or custodian fails to correct the underlying cause of the violation within 30 days after being notified of the violation, it shall be deemed a second violation.

B. Second violation. A violation within a year of a first violation shall be deemed a second violation. A second violation is a misdemeanor punishable by imprisonment in the county jail for a period not to exceed six months or by a fine not to exceed \$1,000, or by both such fine and imprisonment. Each subsequent violation within one year shall be considered an additional misdemeanor. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.380 Impoundment of unaltered dog.

A. When an unaltered dog is impounded, the owner or custodian may reclaim the unaltered dog when one of the following occurs:

1. The dog is spayed or neutered by a department veterinarian at the expense of the owner or custodian. Such expense may include additional fees due to extraordinary care required;
2. The dog is spayed or neutered by another department approved veterinarian. The owner or custodian may arrange for another department approved veterinarian to spay or neuter the dog, and shall pay to the department the cost to deliver the dog to the chosen veterinarian. The cost to deliver the dog shall be based on the department's hourly rate established by the Auditor-Controller, billed in minimum one hour increments. The veterinarian shall complete and return to the department within ten days, a statement confirming that the dog has been spayed or neutered and shall release the dog to the owner or custodian only after the spay or neuter procedure is complete; or,
3. At the discretion of the director, the dog may be released to the owner or custodian if he or she signs a statement under penalty of perjury, representing that the dog will be spayed or neutered and that he or she will submit a statement within ten days, signed by the veterinarian, confirming that the dog has been spayed or neutered.
4. If the owner or custodian demonstrates compliance with Section 10.20.350.

B. Costs of Impoundment.

1. The owner or custodian of the unaltered dog shall be responsible for the costs of impoundment, which shall include daily board costs.
2. The costs of impoundment shall be a lien on the dog, and the unaltered dog shall not be returned to its owner or custodian until the costs are paid. If the owner or custodian of an impounded unaltered dog does not pay the lien against the dog in full within fourteen days, the dog shall be deemed abandoned to the department in accordance with Section 10.36.310. (Ord. 2006-0029 § 5 (part), 2006.)

10.20.385 Allocation of fees and fines collected.

All costs and fines collected under this part and the fees collected under Section 10.90.010(VI)(A) shall be paid to the department for the purpose of defraying the cost of the implementation and enforcement of this Part 4. (Ord. 2006-0029 § 5 (part), 2006.)

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Title 10 ANIMALS

Chapter 10.28 LICENSES FOR OTHER ANIMALS

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10.28.010 Application of Chapter 10.28 provisions.

This chapter applies to all licenses required by this Division 1 except licenses for individual dogs. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 601, 1946.)

10.28.020 Initial license -- Application required.

Every person desiring a license to operate an animal facility or to keep a wild animal under Section 10.28.060, shall file an application with the department upon a form to be provided by the department, and at such time pay the required fee and any applicable penalty as set forth in Section 10.

90.010.VII. A person who possessed or owned a wild animal or who operated an animal facility without the required license, shall pay the penalty set forth in Section 10.90.010.

VII.C.4., in addition to the license fee. When a person applies for more than one license for animals at the same premises at the same time, the cost of the licenses shall be reduced by the amount set forth in Section 10.90.010.

VII.A.1.k. (Ord. 2004-0036 § 8, 2004: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 602, 1946.)

10.28.030 License -- Form and information required.

Each application for any license covered by this chapter shall be upon a form to be furnished by the department, and shall contain such information as the director may require. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 622, 1946.)

10.28.040 License fee not refundable.

No part of the license fee is refundable in any case. (Ord. 2004-0036 § 9, 2004: Ord. 93-0002 § 6, 1993: Ord. 85-0204 § 14, 1985: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 621, 1946.)

10.28.050 License requirements -- Inspection prerequisite to issuance and renewal.

Upon the filing of any license or renewal application covered by this chapter, the director shall inspect and make such investigation as he deems proper. The director may issue a new license or renew the license if the following requirements are met:

A. The maintenance of the animal or animals at the location set forth in the application will not violate any law or ordinance of the county of Los Angeles or any law of the state of California, or constitute a menace to the health, peace or safety of the community;

B. The applicant has received approval from the director of the regional planning department that the maintenance of the animal or animals as defined in this chapter, at the location specified in the application for the license therefor, will not violate any provision of any zoning ordinance or other specific plan of land use; and

C. The applicant has not had a license, covered by this chapter, denied or revoked within the county of Los Angeles within twelve months prior to the application. However, the director may issue a license within the twelve month waiting period if the applicant is able to make the showing

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required by Section 10.28.150.

(Ord. 2004-0036 § 10, 2004: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 623, 1946.)

10.28.060 License -- Required for certain activities and animals -- certain animals exempt.

A. Any person, including a new owner of an existing organization or business, shall not conduct or operate any animal facility listed in Section 10.90.010.

VII., or keep any wild animal, within the unincorporated area of Los Angeles, without first obtaining a license from the department, except as otherwise provided in this Section 10.28.060. Any person who has not applied for a license within 30 days after the expiration date of a license must obtain a new license, in place of a renewal license. A license is not required for the keeping of the following animals for personal use:

1. Canaries;
2. Chinchillas;
3. Chipmunks;
4. Finches;
5. Gopher snakes;
6. Guinea pigs;
7. Hamsters;
8. Hawks;
9. King snakes;
10. Marmoset monkeys;
11. Mynah birds;
12. Parrots, parakeets, amazons, cockatiels, cockatoos, lorries, lorikeets, love birds, macaws, and similar birds of the psittacine family;
13. Pigeons;
14. Ravens;
15. Squirrel monkeys;
16. Steppe eagles;
17. Toucans;
18. Turtles;
19. White doves;
20. Tropical fish excluding caribe;
21. Domesticated mice and rats.

B. Notwithstanding any other provision of this Division 1, the director shall waive the license requirement for a cat kennel (as defined in Section 10.08.090) or dog kennel (as defined in Section 10.

08.130) when an animal permit has been obtained pursuant to Ordinance 1494, the Zoning Ordinance, (Los Angeles County Code Sections 22.52.330 and 22.56.420 through 22.56.530).

(Ord. 2004-0036 § 12, 2004.)

10.28.061 Keeping and breeding pygmy pigs -- License required.

Any person owning or having the custody, care or control of a pygmy pig as defined in this title who keeps or maintains any such pig, whether as a pet or for personal use, or breeds such pig for pay or other compensation, shall first pay a fee and obtain an animal license or animal facility license from the department, except that no such license shall be issued unless:

A. The person keeping or maintaining a pygmy pig in a residential area, as permitted in Los Angeles County Code Section 22.20.030 as a pet or for personal use, has provided proof from a licensed veterinarian that the pig has been neutered or spayed and such proof has been submitted to the department;

B.

The person owning or having custody and care of the animal has obtained any and all licenses and zoning permits required pursuant to this county code or any other ordinance or statute and has submitted proof of such to the department. (Ord. 2004-0036 § 13, 2004: Ord. 92-0110 § 2, 1992.)

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10.28.062 Pygmy pigs--Breeding prohibited when.

Any person owning or having the custody, care or control of any pygmy pig, and who keeps and maintains a pygmy pig in any residential zone, shall not engage in the breeding of such animals. (Ord. 92-0110 § 3, 1992.)

10.28.090 License -- Expiration date.

All licenses covered by this chapter shall automatically expire twelve months following the date of issue, unless sooner revoked or unless licensee changes the location of his establishment or the animal for which the license was issued, or the licensee sells, assigns, transfers or otherwise disposes of such establishment or animal or his interest therein. (Ord. 2004-0036 § 14, 2004: Ord. 10638 § 1 (part), 1973: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 607, 1946.)

10.28.100 Display of license.

Every person having a license issued pursuant to the provisions of this chapter shall keep such license posted and exhibited, while in force, in some conspicuous part of such establishment or, in the case of a wild animal license, affixed to the cage or enclosure wherein the animal is kept, or in the case of a pygmy pig such license shall be affixed to a harness or other device and worn by the animal at all times. (Ord. 92-0110 § 4, 1992: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 627, 1946.)

10.28.120 License -- Issued subject to conditions when.

If the director finds that the facts are such that any one or more of the provisions of this Division 1 relating to the denial of the license under consideration would apply if the license is issued without conditions, but that conditions can be imposed which will eliminate any such ground for denial, the director shall direct that the license be issued, subject to such conditions. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 604, 1946.)

10.28.130 Denial or conditional grant -- Notice to applicant of right to hearing.

Before the director denies any license, either new or renewal, or grants any license subject to conditions, except the renewal of a license containing only those conditions to which the license renewed was subject, or conditions to which the applicant has agreed, he shall notify the applicant in writing that he intends to deny the license or to grant the license subject to conditions, which conditions shall be specified in the notice, and that the applicant, if dissatisfied with the decision of the director may, in writing, request a hearing before the business license commission within five days after receipt of such notice. (Ord. 10638 § 1 (part), 1973: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 605, 1946.)

10.28.140 Denial or conditional grant -- Hearing procedure.

If any applicant requests a hearing, the director shall prepare and file an accusation in the manner prescribed in Section 7.10.210 of this code, on business licenses. The parties will then be notified and a hearing held by the business license commission in the manner prescribed in Sections 7.04.280 and 7.10.200 through 7.10.390 of this code. At such hearing, all parties may be heard and the business license commission shall determine whether the license should be issued, issued subject to conditions, or denied. (Ord. 10638 § 1 (part), 1973: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 606, 1946.)

10.28.150 Exception to waiting period following license denial or revocation.

If a license has been denied or revoked, the director shall not accept a new application by the same person for a license for the same activity at the same location less than twelve months after such denial or revocation unless the applicant affirmatively shows, and the director finds, that the grounds upon which the first application was denied or the license was revoked no longer exist. (Ord. 2004-0036 § 16, 2004: Ord. 9454 § 1 (part), 1967: Ord. 7829 § 4 (part), 1960: Ord. 4729 Art. 6 § 609, 1946.)

10.28.160 Renewal procedure.

Within 30 days after the expiration of any license or prior to the expiration of the license, the licensee shall apply for a renewal of the license and, with his application, pay the required fee set forth in Section 10.90.010.

VII.B. When a person applies for more than one renewal, for animals at the same premises at the same time, the cost of the renewals shall be reduced by the amount set forth in Section 10.90.010.

VII.B.1.i. An animal facility which has not applied for a renewal within the 30 day grace period must obtain a new license in place of a renewal license, and pay the fees applicable to an initial license. If the applicant has not applied for a renewal within six months after the expiration date, the penalty provided in Section 10.90.010.

C.4. must also be paid. (Ord. 2004-0036 § 17, 2004: Ord. 87-0036 § 15, 1987: Ord. 85-0204 § 16, 1985: Ord. 9454 § 1 (part), 1967: Ord. 6937 § 4, 1956: Ord. 4729 Art. 6 § 608, 1946.)

10.28.170 Suspension or revocation -- As condition of license grant -- Procedure.

Every license granted is granted and accepted by all parties with the express understanding that the director may prepare and file an accusation, and cause the parties to be notified, and a hearing held before the business license commission as prescribed in Section 10.28.140. If, from the evidence introduced at such hearing, the business license commission finds that any ground of revocation exists, it may revoke or suspend such license. Pending such hearing and decision, the director may suspend such license for not more than 60 days. (Ord. 10638 § 1 (part), 1973: Ord. 10087 § 1, 1970: Ord. 9454 § 1 (part), 1967: Ord. 8613 § 1 (part), 1964: Ord. 8043 § 10 (part), 1961: Ord. 7829 § 4 (part), 1960: Ord. 7351 § 3 (part), 1958: Ord. 6937 § 6, 1956: Ord. 4729 Art. 6 § 610, 1946.)

10.28.175 Reinspection.

When a reinspection of the premises is necessary to determine compliance with all licensing requirements, or when a person requests a reinspection in order to improve a grade, or for any reason, he shall pay the reinspection fee set forth in Section 10.90.010.

VII.C.1., provided that any applicable initial license fee or renewal fee has been already paid within the preceding twelve months. (Ord. 2004-0036 § 18, 2004.)

10.28.180 Revocation -- Grounds.

A license may be revoked on any one or more of the following grounds:

- A. Any facts exist because of which a denial of the license would be authorized;
- B. The licensee, or any agent or employee of the licensee, has violated or has been convicted of violating any of the provisions of the ordinance codified in this chapter or any other county ordinance, or of any regulation adopted pursuant thereto, or of any law, statute, rule, order or regulation of the state now or hereafter in force regulating the occupation or other activity for which the license was issued;
- C. The licensee obtained the license by fraudulent representations;
- D. The licensee has conducted the occupation or other activity licensed in an immoral or disorderly manner;
- E. The licensee is an unfit person to be entrusted with the privileges granted by the license. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 613, 1946.)

10.28.190 Revocation -- Notice to tax collector.

The director shall give notice of such revocation to the tax collector. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 615, 1946.)

10.28.200 Revocation -- Forfeiture of fee.

On revocation of the license, no part of the money in the hands of the tax collector shall be returned, but the said license fee shall be forfeited to the county. (Ord. 9454 § 1 (part), 1967: Ord. 8043 § 11, 1961: Ord. 4729 Art. 6 § 614, 1946.)

10.28.210 Imposition of additional conditions authorized when.

A. If, at any time, it appears to the director that there are grounds for the revocation of a license, but that such grounds could be eliminated by the imposition of conditions, or of additional conditions, or by the amendment of any existing condition to such license, he may notify the licensee in writing that he intends to impose or amend such conditions and that the licensee may, within five days after receipt of such notice, request in writing a hearing before the business license commission.

B. If, from the evidence at a revocation hearing or at a hearing held pursuant to this section, it appears to the business license commission that there are grounds for revocation which can be eliminated by the imposition of, or amendment of, conditions, the business license commission may impose or amend such conditions. (Ord. 10638 § 1 (part), 1973: Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 611, 1946.)

10.28.220 Change of conditions at licensee's request.

If a licensee applies in writing to the director for a change in the conditions to which his license is subject, the director may grant such application in whole or in part, or may deny such application, based upon facts found by him. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 612, 1946.)

10.28.230 License -- Preparation, numbering, recordkeeping and other procedures.

Each license issued pursuant to the provisions of this chapter shall be prepared, numbered, signed, delivered and accounted for in the manner provided by law for other licenses. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 617, 1946.)

10.28.240 License -- Information to be shown.

In addition to any other matter required by law, each license shall state the name and residence address of the person to whom such license is issued, the amount paid therefor and the character thereof, the date when issued, the date on which such license shall expire, and shall specify the address at which the license permits the maintenance of the animal or animals. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 618, 1946.)

10.28.250 Renewal procedure -- Report from regional planning commission required when.

If the tax collector has not received any protest against its renewal, he may issue a renewal of an existing license covered by this chapter at the same location, without any report from the director of the regional planning commission. Otherwise, the tax collector shall not issue any license until he obtains from the director of the regional planning commission a statement signed by such director that the maintenance of the animal or animals, at the location specified in the application

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for the license therefor, will not violate any provision of any zoning ordinance or official plan of a master plan of land use. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 619, 1946.)

10.28.260 Report of zoning land use regulation violations required when -- Contents.

If the director of the regional planning commission finds that the holder of any license covered by ordinance or official plan of land use, or has done, is doing or threatens to do any act, because of the doing of which no license should be issued or renewed, or any other circumstance because of which such license should not be renewed, he shall report such fact in writing to the tax collector. In such report he shall give the number of the license, the name and address of the licensee, the location of the animal or animals, the reasons why such license should not be renewed, and such other facts as the tax collector may require. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 6 § 620, 1946.)

10.28.270 Animal facility grading -- Bases for grading.

A. The purpose of the Animal Facility Grade Card is to provide notice to the public of the grade earned by an animal facility at the time of the most recent inspection of the facility. The grading standards are set forth in the Animal Facility Inspection Report, which is available upon request from any county shelter.

B. The letter grade reflected in the Animal Facility Inspection Report is based on the facility's level of compliance with applicable state statutes and local ordinances and policies relating to the care of animals. The grade shall be issued on the animal facility's final score as follows:

1. Grade of A: Final score of 90% and above;
2. Grade of B: Final score of 80% to 89%;
3. Grade of C: Final score of 70% to 79%. A final score of 70% is the minimum grade required to maintain a license in good standing. A score of less than 70% will result in recommendations by the department regarding licensing or legal action to be taken as set forth in Section 10.28.290. (Ord. 2004-0036 § 19, 2004.)

10.28.280 Display of grading card -- Violation.

A. Upon issuance by the director, the facility shall post the Animal Facility Grade Card at every animal facility, so as to be clearly visible to the general public and to patrons entering the facility. For purposes of this section, "clearly visible to the general public and to patrons" shall mean:

1. Posted in the front window of the facility within five feet of the front door;
2. Posted in a display case mounted on the outside front wall of the facility within five feet of the front door; or
3. Posted in a location as directed and determined in the discretion of the director to ensure proper notice to the general public and to patrons.

B. In the event that an animal facility is operated in the same building or space as a separately licensed or permitted business, or in the event that an animal facility shares a common patron entrance with such a separately owned or permitted business, or in the event of both, the facility shall post the Animal Facility Grade Card(s) in the initial patron contact area, or in a location as determined in the discretion of the director.

C. The Animal Facility Grade Card shall not be defaced, marred, camouflaged, hidden or removed. Except as provided in subsection D of this section, it shall be unlawful to operate an animal facility unless the Animal Facility Grade Card is displayed as required by this Section 10.28.280.

A violation of this subsection C is a misdemeanor, and is punishable as a misdemeanor under Penal Code Section 19.

D. The director may waive posting of the Animal Facility Grade Card when the animal facility consists of animals maintained solely as personal pets which are not used to breed, show, sell, adopt or to transfer ownership or custody of the animals by any other method. (Ord. 2004-0036 § 20, 2004.)

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10.28.290 Consequences of failure to achieve minimum grade.

The department shall make recommendations as to licensing or legal action to be taken when an animal facility does not earn a final score of at least 70%.

1. Licensing Consequences. Licensing consequences of an animal facility's failure to attain a final score of at least 70% include the imposition of conditions, denial, revocation or non-renewal of the license.

2. Other Consequences. Other consequences include referrals to local prosecuting authorities for criminal prosecution under local ordinances or state statutes. (Ord. 2004-0036 § 21, 2004.)

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Title 10 ANIMALS

Chapter 10.32 ANIMALS RUNNING AT LARGE

10.32.010 Dogs -- Running at large prohibited -- Exceptions.

10.32.020 Attack dogs -- Fenced or walled premises required when.

10.32.030 Dogs -- Running at large permitted on private property -- Conditions.

10.32.040 Livestock and poultry at large deemed misdemeanor--Exceptions.

10.32.050 Livestock -- Owner liability for service charges.

10.32.060 Leading animals along public highways permitted.

10.32.070 Cat kennel requirements.

10.32.080 Wild animal establishment regulations.

10.32.090 Animals allowed to be at large -- Permit required -- Conditions.

10.32.010 Dogs -- Running at large prohibited -- Exceptions.

No person owning or having charge, care, custody or control of any dog shall cause, permit or allow the same to be or to run at large upon any highway, street, lane, alley, court or other public place, or upon any private property or premises other than those of the person owning or having charge, care, custody or control of such dog, in the unincorporated area of the county of Los Angeles, unless such dog be restrained by a substantial chain or leash not exceeding six feet in length and is in the charge, care, custody or control of a competent person. (Ord. 9454 § 1 (part), 1967; Ord. 8043 § 12 (part), 1961; Ord. 4729 Art. 7 § 701, 1946.)

10.32.020 Attack dogs -- Fenced or walled premises required when.

Notwithstanding the provisions of Section 10.32.010, no person owning or having charge, care, custody, or control of any dog which has been trained to attack persons or animals, or an attack dog that behaves in a threatening or menacing manner, shall, within the unincorporated area of the county of Los Angeles, cause, permit or allow the same to be or run at large upon any private property or premises, including those of the person owning or having charge, care or custody of such dog, except within such portion of such property or premises which are enclosed by a structure, fence or wall not less than five feet in height. The fence, wall or structure shall conform to requirements of Chapter 11.50 of this code. (Ord. 2000-0075 § 33, 2000; Ord. 12120 § 1, 1980; Ord. 4729 Art. 7 § 701.5, 1946.)

10.32.030 Dogs -- Running at large permitted on private property -- Conditions.

The provisions of this chapter do not prohibit permitting or allowing dogs to run at large on the premises of the owner or person having charge, care, custody or control of such dogs when the property is a ranch or similar undeveloped property, or prohibit permitting or allowing dogs, other than unspayed female dogs during the copulative season, to run at large on any ranch or similar

undeveloped property with the permission of the owner of such ranch or similar undeveloped property; provided such dog is under reasonable control of a competent person. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 7 § 702, 1946.)

10.32.040 Livestock and poultry at large deemed misdemeanor--Exceptions.

A. Every person owning or having charge, care, custody or control of any pig, pygmy pig, hog, cow, bull, steer, horse, mule, jack, jenny, hinny, sheep or other livestock, including poultry, is guilty of a misdemeanor, who wilfully or knowingly permits or, through failure to exercise due care or control, allows:

1. The same to run at large upon any highway, street, lane, alley, court or other public place; or
2. To enter or remain in or upon any land owned by any person, other than the owner of such animal, unless the person in charge of such animal has in his possession the consent in writing of the owner or lessee of such land.

B. This section does not apply to any recreational use upon uncultivated or unimproved land. (Ord. 92-0110 § 5, 1992: Ord. 9454 § 1 (part), 1967: Ord. 8043 § 12 (part), 1961: Ord. 4729 Art. 7 § 703, 1946.)

10.32.050 Livestock -- Owner liability for service charges.

The owner or other person having custody or control over livestock shall be liable to the county for the salary, costs and other expenses incurred by the department's personnel when used for the restraining, capturing or rescuing of said animals. The salary, costs and expenses shall be determined by the director with the concurrence of the county auditor-controller. (Ord. 85-0204 § 17, 1985: Ord. 11771 § 6, 1978: Ord. 4729 Art. 7 § 708, 1946.)

10.32.060 Leading animals along public highways permitted.

This chapter does not prohibit the leading, driving or conducting of animals under adequate supervision along a public highway. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 7 § 704, 1946.)

10.32.070 Cat kennel requirements.

Every person owning or operating any cat kennel shall keep all cats therein under proper confinement on the premises and shall not cause, permit or allow such cats to be or to run at large. (Ord. 9454 § 1 (part), 1967: Ord. 8964 § 2, 1965: Ord. 8613 § 1 (part), 1964: Ord. 8043 § 12 (part), 1961: Ord. 7351 § 3 (part), 1958: Ord. 6937 § 8, 1956: Ord. 4729 Art. 7 § 705, 1946.)

10.32.080 Wild animal establishment regulations.

Every person owning any wild animal or operating any wild animal establishment shall keep all animals under proper confinement on the premises and shall not cause, permit or allow such animals to be or to run at large, or maintain any such animal upon any private property on or within the premises of such person in such a manner as to endanger the life or limb of any person lawfully entering such premises. (Ord. 9454 § 1 (part), 1967: Ord. 8613 § 1 (part), 1964: Ord. 8043 § 12 (part), 1961: Ord. 4729 Art. 7 § 706, 1946.)

10.32.090 Animals allowed to be at large -- Permit required -- Conditions.

A. If the director finds that it is necessary to permit an animal, wild or domestic, to run at large in order to accomplish any legitimate purpose by the use of such animal, and that the animal will be so supervised and guarded that it will not leave the premises where used and will not endanger in any way the public health, safety or general welfare of any person, he may permit such animal to run at large under such conditions as the director finds necessary or expedient to protect the

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safety of the public.

B. Such permit may be for one occasion or for a period of time or until revoked. It may include one or more animals or may permit any animal under the control of the permittee to run at large as provided in subsection B.

C. Such permit may be revoked for the reasons and pursuant to the procedures provided by this Division 1 for the revocation of licenses. (Ord. 9454 § 1 (part), 1967: Ord. 4729 Art. 7 § 707, 1946.)

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Title 10 ANIMALS

Chapter 10.36 IMPOUNDMENT*

*Note to Chapter 10.36.

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10.36.020 Surrendering animals to authorized representative required when.

10.36.040 Taking up animals -- Notice to director or sheriff required.

10.36.050 Taking up animals -- Sheriff's officers' notice responsibility.

10.36.060 Animals delivered to shelter.

10.36.080 Impounded animals -- Recordkeeping requirements.

10.36.090 Impounded dogs and cats -- Notice to owner required when.

10.36.100 Impounded dogs or cats -- Failure to give notice -- Charging fee prohibited when.

10.36.110 Impounded animals -- Newspaper notices authorized.

10.36.120 Impounded dogs and cats wearing current, valid license tag -- Destruction or other disposition conditions.

10.36.130 Redemption of impounded animals -- Conditions generally.

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10.36.180 Impounding fees -- For rabbits, poultry and other animals.

10.36.190 Impounding Fees -- Costs of Veterinarian's care authorized.

10.36.200 Impoundment fees -- Not charged when animal taken up unlawfully.

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10.36.220 Dogs -- Nonpayment of impound fees and charges -- Abandonment.

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10.36.240 Purchase of animals without current, valid tag -- Waiver of liability for unhealthy animals.

10.36.245 Animal not suitable for placement.

10.36.250 Purchase of animals -- Exchange following sale permitted when.

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