

CITY OF HAWAIIAN GARDENS

ORDINANCE NO. 407

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS REPEALING SECTIONS 7.04.010 THROUGH 7.04.140, INCLUSIVE OF CHAPTER 7.04 OF THE HAWAIIAN GARDENS MUNICIPAL CODE AND ADDING NEW SECTIONS 7.04.010 THROUGH 7.04.090 THERETO AND ADOPTING, BY REFERENCE, TITLE 10 OF THE COUNTY OF LOS ANGELES ENTITLED "THE ANIMAL CONTROL ORDINANCE," TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS THERETO, INCLUDING FEES AND PENALTIES.

A. RECITALS

(1) Article 2 of Chapter 1 of Part 1 of Division 1 of Title 5 of the California Government Code (Sections 50022.2, et seq.) authorizes the adoption by reference of the county codes, including Title 10 of the County of Los Angeles which is known as the Animal Control Ordinance.

(2) All legal prerequisites to the adoption of this Ordinance have occurred.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS DOES ORDAIN AS FOLLOWS:

SECTION 1: In all respects as set forth in the Recitals, Part A of this Ordinance.

SECTION 2: Sections 7.04.010 through 7.04.140 of the Hawaiian Gardens Municipal Code are hereby repealed, provided that said repeal shall not apply to or excuse any violation of said code occurring prior to the effective date of this Ordinance.

SECTION 3: Chapter 7.04 of the Hawaiian Gardens Municipal Code is hereby amended by the addition of new Sections 7.04.010 through 7.04.090, inclusive to read, in words and figures, as follows:

**CHAPTER 7.04
ANIMAL CONTROL ORDINANCE**

Sections:

7.04.010 Title
7.04.020 Code Adopted
7.04.030 Copies filed
7.04.040 Amendments generally
7.04.050 Conflicts
7.04.060 No entitlements created hereby
7.04.070 Penalties for violation of chapter
7.04.080 Civil remedies available
7.04.090 Severability

7.04.010 Title

ORD
407

The ordinance codified in this Chapter shall be known as the "Animal Control Ordinance of the City of Hawaiian Gardens and may be cited as the Animal Control Ordinance."

7.04.020 Code Adopted

Title 10 of the County of Los Angeles entitled "The Animal Control Ordinance" as that Title currently exists, and/or as it may be amended from time to time by the County of Los Angeles, is hereby adopted by reference, as the Animal Control Ordinance of the City of Hawaiian Gardens.

7.04.030 Copies Filed

Three (3) copies of Title 10 of the Los Angeles County Code, as adopted in Section 7.04.020, have been deposited with the City Clerk, and shall be at all times maintained by the City Clerk for use and examination by the public.

7.04.040 Amendment Generally

Title 10, as adopted by Section 7.04.020 is hereby amended as follows:

"Whenever reference is made to the County of Los Angeles or to the unincorporated area of the County, such area shall be deemed to include within its corporate limits the area of the City of Hawaiian Gardens for purposes of fulfilling the requirements of this Chapter."

7.04.050 Conflict

Whenever an apparent conflict or inconsistency exists between any provision of Title 10, as adopted in Section 7.04.020 and any provision shall be construed so as to supplement the other. In the event any apparently conflicting or inconsistent provisions may not reasonably be so construed, the provisions of the City of Hawaiian Gardens Municipal Code shall prevail.

7.04.060 No Entitlements Created Hereby

The adoption hereby of Title 10, as set forth in Section 7.04.020, shall not be construed for any purpose as creating any entitlement or authorizing any business or use which is prohibited by any provision contained in the Hawaiian Gardens Municipal Code.

7.04.070 Penalty For Violation of Chapter

(1) It shall be unlawful for any person, firm, partnership, or corporation to violate any provision, or to fail to comply with any of the requirements, of Title 10, as adopted in Section 7.04.020. Any person, firm, partnership, or corporation violating any provision of Title 10, or failing to comply with any of its requirements shall be punished by a fine not exceeding Two Hundred Fifty Dollars (\$250).

(2) Violation of Sections 10.12.190, 10.12.200, 10.20.280, 10.20.130, 10.28.060, 10.28.100, 10.32.020, 10.32.070, 10.32.080, 10.37.030, 10.37.050.C, 10.37.050.F, 10.40.010, 10.40.040, 10.40.050 or 10.86.010 of Title 10, as adopted in Section 8.04.020, is a misdemeanor punishable by a fine not exceeding Five Hundred

Dollars (\$500.00) or by imprisonment in the County Jail for a period not exceeding six (6) months, or by both such fine and imprisonment.

7.04.080 Civil Remedies Available

A violation of any of the provisions of Title 10, as adopted in Section 7.04.020, shall constitute a nuisance and may be abated by the City through civil process by means of restraining order, preliminary or permanent injunction or any other, preliminary or permanent injunction or any other manner provided by law for the abatement of such nuisances.

7.04.090 Severability

The City Council hereby declares that should any provision, section, paragraph sentence or word of this Chapter 7.04.020, be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences and words of this Chapter and Title 10 hereby adopted shall remain in full force and effect.

SECTION 4: This Ordinance shall become effective thirty (30) days after the final passage thereof.

SECTION 5: The City Clerk shall certify to the passage of this Ordinance and shall cause this Ordinance to be posted in three (3) public places within the City of Hawaiian Gardens within fifteen (15) days after its passage in the manner prescribed by law.

PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS 23rd DAY OF February, 1993.

ATTEST:


CAROL J. DORFMEYER
CITY CLERK


KATHLEEN M. NAVEJAS
MAYOR

I, Carol J. Dorfmeier, City Clerk of the City of Hawaiian Gardens do hereby certify that Ordinance No. 407 was duly and regularly passed by the City Council of the City of Hawaiian Gardens on the 23rd day of February, 1993, by the following roll call vote as the same appears on file and of record in the office of the City Clerk.

AYES:	Ruggeri, Prida, Cabrera, Canada, Navejas
NOES:	None
ABSENT:	None
ABSTAIN:	None


CAROL J. DORFMEYER
CITY CLERK

City Attorney O'Shea stated that if someone goes to the Board of Appeals and they are dissatisfied then it will come to Council.

Mayor Navejas stated she feels it is important to have a Review Board and perhaps the ordinance should be re-written to state a Review Board instead of Board of Appeals. In other words the terminology would be a Review Board (Planning commission) with two (2) ex officio members.

City Attorney O'Shea clarified the process indicating that the person involved would get notice of a substandard condition, they would be reviewed at that level. If there is a problem at that time they would have the right to a hearing which would be held by the Review Board, and if they are still dissatisfied then it would come before the Council.

Mayor Pro tem Canada stated that what the Mayor is wanting to do is to use the Planning commission as the Review Board and a member of the Board of Realtors and a member of the Apartment Association, as ex officio members dealing just with the property maintenance ordinance.

Motion to waive further reading and re-introduce Ordinance No. 401, was carried by the following roll call vote:

AYES: Ruggeri, Prida, Cabrera, Canada, Navejas

NOES: None

ABSENT: None

ABSTAIN: None

ORDINANCE NO. 407/FIRST READING/AMENDING THE HAWAIIAN GARDENS MUNICIPAL CODE AND ADOPTING BY REFERENCE THE LOS ANGELES COUNTY ANIMAL CARE AND CONTROL ORDINANCE, TITLE 10.

City Administrator Oliva reported that Title 10 of the County of Los Angeles, which deals with animal care and control, is among those County Ordinances that are adopted by reference as a part of the Hawaiian Gardens Municipal Code. He indicated that the amendments have been reviewed by the Board of Supervisors and have been approved. All agencies that utilize the service of the County Code as their code are required to amend their code and adopt by reference the amendments to Title 10 of the Los Angeles County Animal Care and Control Ordinance. Staff recommends approval and introduction of Ordinance No. 407.

It was moved by Mayor Pro tem Canada, seconded by Councilmember Prida and unanimously carried by voice vote, to waive further reading and introduce Ordinance No. 407.

ORDINANCE NO. _____

An ordinance amending Title 10 of the Los Angeles County Code relating to fees required for animal-related services, licenses and activities.

The Los Angeles County Board of Supervisors ordains as follows:

Section 1. Section 10.08.030 of the Los Angeles County Code is amended to read as follows:

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.

Section 2. Section 10.20 of the Los Angeles County Code is amended to read as follows:

Chapter 10.20

DOGS AND CATS

Part 1

LICENSING

Sections:

- 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.
- 10.20.030 License - Required - Costs.
- 10.20.035 Senior citizen - Defined - Reduced
Rates.
- 10.20.040 Kennel dogs and cats - Individual
license required when.
- 10.20.045 Dog and cat breeding - License required
- Fees.
- 10.20.050 Exceptions from licensing requirement.
- 10.20.060 Unvaccinated dogs and cats - Licensing
permitted when.
- 10.20.070 Unvaccinated dogs and cats - Time limit

for vaccination when dog or cat is disabled.

- 10.20.080 License and license tag - Period of validity - Dogs discharged from military service.
- 10.20.090 License and license tag - Period of validity - Guide Dogs, signal dogs and service dogs defined - Requirements.
- 10.20.110 License tag - Fee for spayed or neutered animals. -
- 10.20.120 Fees payable annually - Delinquency charge.
- 10.20.130 ~~Recordkeeping~~ Record keeping and procurement of tags and receipts.
- 10.20.140 License - Vaccination requirements and conditions.
- 10.20.150 License - Information to be shown on receipts.
- 10.20.160 License and license tag - Transfer permitted when - Fee.
- 10.20.170 Replacement of lost tags.

- 10.20.180 Tag to be worn by dog or cat.
- 10.20.190 Keeping unlicensed dogs or cats prohibited — ~~Exception~~.
- 10.20.200 Counterfeit or imitation tags prohibited.
- 10.20.210 Removing tag from collar prohibited — ~~Exception~~.

10.20.010 License tags - Issuance - Fee. Pursuant to Chapter 3 (commencing with Section 30801) of Division 14 and 14.5 of the Food and Agricultural Code, the director shall issue serially numbered metallic dog and cat license tags stamped with the name of the county of Los Angeles and shall collect for each such tag the sum of \$1.00.

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 collect and transmit to the director the fee required by this chapter for the issuance of such licenses.

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.

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.

10.20.035 Senior citizen - Defined - Reduced rates.

~~A fee of one half of the amount for dog licenses stated in Section 10.90.010 shall be charged to persons presenting proof and qualifying for senior citizen status. For purposes of this Title 10, persons over 60 years of age qualify for senior citizen status. 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.~~

10.20.040 Kennel dogs and cats - Individual license required when. An individual dog license shall be obtained for each dog or cat in addition to a kennel license, ~~when such dog is not kept exclusively on the premises.~~ 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.

10.20.045 Dog or cat breeding - License required - Fees. Any person, except for a person possessing a valid kennel license, who ~~causes for pay or other compensation~~ causes the breeding of a female dog or cat and sells the offspring for pay or other compensation, shall obtain an animal breeding permit in the amount set forth in Section 10.90.010. Each permit 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.

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 cats 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.

10.20.060 Unvaccinated dogs or cats - 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.

10.20.070 Unvaccinated dogs or cats - 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.

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 under Chapter 10.90. No fee shall be charged for such license over and above the \$1.00 required for the dog license tag.

10.20.090 License and license tag - Period of validity - Guide dogs, signal dogs and service dogs defined - Requirements. A. Every person owning or having custody or control of a dog of either sex over the age of four months which comes within the definition of guide dog, signal dog, or service dog who submits proof to the director that such dog has been successfully

trained as a guide dog, or as a signal dog, or as a service dog shall procure a dog license tag and a license, which dog license tag and license shall be good while such dog is owned or harbored by the same person. ~~No fee shall be charged for such license over and above the \$1.00 required for the dog license tag.~~

B. As used in this section, "guide dog" means any 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.

C. As used in this section, "signal dog" means any dog trained to alert a deaf person, or a person whose hearing is impaired, to intruders or sounds.

D. As used in this section, "service dog" means any dog individually trained to do work or perform tasks to meet the requirements of a physically disabled person, including, but not limited to, minimal protection work, rescue work, pulling a wheelchair, or fetching dropped items.

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.

10.20.130 ~~Recordkeeping~~ Record keeping and procurement of tags and receipts. The director shall procure the number of license receipts and dog and 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.

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.

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.

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. of \$5.00. Upon receipt of such application and fee, the director shall issue a certificate of transfer of such tag, and the names and addresses of the former and new owners.

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 of the sum of \$5.00, as specified under Chapter 10.90.

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 remains indoors or in any enclosed yard or pen.~~ Alternatively, a cat may wear any form of identification approved under Chapter 10.90.

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. of \$5.00. Upon receipt of such application and fee, the director shall issue a certificate of transfer of such tag, and the names and addresses of the former and new owners.

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 of the sum of \$5.00. as specified under Chapter 10.90.

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 remains indoors or in any enclosed yard or pen.~~ Alternatively, a cat may wear any form of identification approved under Chapter 10.90.

10.20.190 Keeping unlicensed dogs or cats prohibited —~~Exception~~. A person, other than an approved research institution, shall not have, 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.

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.

10.20.210 Removing tag from collar prohibited—~~Exception~~. 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 for the current year, or remove such tag therefrom.

Section 10.20.211 of the Los Angeles County Code is added to read as follows:

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 \$10.00. 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.

Section 10.20.212 of the Los Angeles County Code is added to read as follows:

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.

Section 10.20.213 of the Los Angeles County Code is added to read as follows:

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.

Section 10.20.214 of the Los Angeles County Code is added to read as follows:

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 said 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.

Section 10.20.215 of the Los Angeles County Code is added to read as follows:

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.

Section 3.

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.

10.20.230 Revaccination time - Rabies vaccine.

Every person keeping, harboring, or having any 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.

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 harborer 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.

10.20.262 County assistance to low-cost vaccinations clinics. The director may direct department personnel to assist at low-cost vaccination clinics operated by veterinary associations as an adjunct to clinics operated by the department. The director shall charge for the services of county personnel at low-cost vaccination clinics operated by veterinary associations. The charge shall not include the time actually spent in the issuance of licenses. Rates shall be those established by the county auditor-controller.

Section 4.

Part 3

REGISTRATION OF DOGS BY BUSINESSES

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 of ~~\$50.00~~ as specified under Chapter 10.90, section VIII shall be charged to the business, and an annual inspection shall thereafter be required, ~~at a rate of \$50.00.~~

Section 5. Section 10.24 is repealed in its entirety.

Section 6. Section 10.28.040 of the Los Angeles County Code is amended to read:

10.28.040 License - Inspection fee. Each new applicant for a license covered by this chapter shall, in addition to the regular license fee, deposit with the director an inspection fee of ~~\$25.00~~ as specified under Chapter 10.90, section VII to cover the cost of inspecting and processing the license application. If an application covers more than one animal on the same premises, one inspection fee is sufficient. No part of the inspection fee is refundable in any case.

Section 7. Section 10.90.010 of the Los Angeles County Code is amended to read as follows:

Section 10.90.010. Fee schedule. The fees required to be paid for all services and activities set forth in Title 10 are as follows:

I. SPAYING AND NEUTERING FEES

All dogs and cats sold by the department must ~~be spayed or neutered~~ are required to be spayed or neutered as a condition of sale. The fee for any such services performed by the department shall be paid at the time of purchase. Except that, for such animals purchased under the age of four months, the department shall collect a trust deposit, redeemable to the purchaser upon proof that spay/neuter services have been performed by a licensed veterinarian after such animal has reached the age of four months.

A. Female Dogs.

1.	Up to 25 pounds	\$ 25.00
2.	26 to 50 pounds	35.00
3.	51 to 70 pounds	45.00
4.	Over 70 pounds	65.00
5.	Additional charge for spaying pregnant female dog	10.00

B. Male Dogs.

1. Up to 50 pounds	25.00
2. 51 to 70 pounds	35.00
3. Over 70 pounds	45.00

C. Cats.

1. Female cats	25.00
2. Pregnant female cats	35.00
3. Male cats	17.50

II. DISPOSAL OF DEAD ANIMALS

A. Dead animals picked up by department at request of owner or custodian (per step animal)

1. Small animal	\$ 5.00
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B. Large animal \$250.00

1. Special handling fee for large animals or animal pickups requiring more than one animal control officer and/or special transportation equipment (per hour)	\$ 40.00
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C. Dead animals delivered by owner or custodian to department centers (per step animal)

1. Small animals	\$ 3.00
2. Large animals	\$ 200.00

**III. LIVE ANIMALS VOLUNTARILY RELINQUISHED
TO DEPARTMENT**

A handling fee shall be charged for each live animal voluntarily relinquished to the custody of the department by the owner or custodian

- A. Animals picked up by the department at the request of owner or custodian ~~(per step)~~
 - 1. Single small animal \$ 10.00
 - 2. Single small animal litter \$ 10.00
(Under four months)
 - 2 1. Single Large Animal \$ 100.00
 - 2 4. Special handling fee for large animals or animal pickups requiring more than one animal control officer and/or special transportation equipment (per hour) \$ 40.00
- B. Animals delivered to the department by the owner or custodian
 - 1. ~~Single Small~~ small animal or .. \$ 5.00
~~small animal litter~~
 - 2. Single small animal litter \$ 5.00
(under four months)
 - 2 1. Single Large large animal \$ 50.00
- C. Live animals for which the owner requests euthanasia.
 - 1. Cat \$ 15.00

2. Dog	\$ 20.00
3. Large Animal	\$ 250.00

IV. DAILY CARE AND IMPOUND FEES

Animals found at large and impounded by the department shall be redeemed only upon the payment of all applicable impound fees, and fees for daily care and feeding and veterinary services performed during impoundment as follows:

Additionally, all fees for veterinary care services for animals handled by the department shall be recovered as follows:

A. Animal Impound Fees

1. Small animals (other than dogs and cats)	\$ 2.00
2. Dogs and cats	
First impoundment	\$ 10.00
Second impoundment within 1 year	\$ 20.00
Third impoundment within 1 year	\$ 30.00
Special handling fee for large animals animal pickups requiring more than animal control officer and/or special transportation equipment (1 hour)	\$ 40.00

d Feeding (Daily)

2. Elective Surgical Procedures \$ 10.00 - \$ 30.00
3. Prescriptions \$ 5.00 - \$ 10.00

V. ANIMAL PURCHASES

- A. Animal Purchase Fees (purchase price excludes required veterinary services and spay/neuter fees unless otherwise provided):

1. Dogs and cats \$ 10.00
2. Small animals (other than dogs and cats) \$ 5.00
3. Large animals (other than dogs or cats) \$ 50.00
4. Animal research sales (dogs and cats only - includes veterinary service charges and spay/neuter fees) \$ 75.00

VI. INDIVIDUAL ANIMAL LICENSES

Every person owning a dog or cat over the age of four months shall obtain an annual license and tag for each such dog or cat; except, there shall be a one-time only fee for registration of discharged military dogs, for guide dogs or seeing-eye dogs, for signal dogs trained to assist the hearing impaired, for service dogs trained to perform tasks to assist the physically handicapped, ~~and for spayed or neutered dogs belonging to senior citizens~~ upon payment of the following fees:

A. Dog license and tag fees

1. Unspayed/unneutered \$ 20.00
2. Spayed/neutered \$ 10.00
1. Dog license surcharge \$ 2.00 per license
4. 3- Senior Citizen - spayed/neutered
dog \$ 5.00
5. 4- Delinquency charge for annual
license renewal not obtained
on or before date of expiration \$ 20.00
6. 5- Replacement of dog tag or official
license receipt. \$ 5.00
7. 6- Transfer of ownership \$ 5.00
8. 7- Discharged military dogs
(one-time registration fee) \$ 5.00
9. 8- Guide dogs or seeing-eye dogs,
signal dogs, and service dogs
(one-time registration fee) \$ 5.00

B. Cat license fees (optional)

~~Cats may be voluntarily licensed and
registered with the department upon
payment of the following fees:~~

1. Unspayed/unneutered \$ 10.00
2. Spayed/neutered \$ 5.00
3. Replacement cat tag \$ 5.00
4. Transfer of ownership \$ 5.00

C. Wild Animals License Fees \$100.00

D. Voluntary Identification and Registration -

Any dog or cat may be registered in the department's Voluntary Identification Program. Such animal shall be assigned an identification number by tattoo, microchip or other available means of identification at the owner's request upon the payment of the following fees:

1. Initial identification and registration \$ 20.00
2. Annual renewal \$ 10.00
3. Transfer of ownership \$ 5.00

VII. ANIMAL BUSINESS OPERATOR LICENSES

Owners of the following animal-related businesses shall annually obtain a license upon payment of the following fees:

- A. Dog Kennel \$ 125.00
- B. Cat Kennel \$ 125.00
- C. Pet Shop \$ 125.00
- D. Grooming Parlor/Mobile \$ 125.00
- E. Animal Menagerie \$ 125.00
- F. Wholesale Wild Animal Dealer \$ 125.00
- G. Stables \$ 125.00
- H. Domestic Household Dog Breeder \$ 125.00

- I. Rodeo (first day/or one-day event)... \$ 100.00
- J. Animal Exhibition (first day/or one-day event) \$ 100.00
- K. Additional daily rodeo and animal exhibition inspection fee \$ 25.00
- L. Delinquency charge for late license renewal, and for new licenses not obtained by date required \$ 25.00
- M. License - inspection fee \$ 50.00

VIII. ANIMAL TRAP RENTALS

- A. Weekly rental fee (all traps) \$ 20.00
- B. Replacement fee for animal traps lost or damaged beyond repair
1. Dog trap \$ 132.00
2. Cat trap \$ 35.00
3. Raccoon trap \$ 45.00

a newspaper printed and published in the County of Los Angeles.

Chairman

ATTEST:

Executive Officer
Board of Supervisors
of the County of Los Angeles

I hereby certify that at its meeting of _____,
the foregoing ordinance was adopted by the Board of Supervisors
of said County of Los Angeles by the following vote, to wit:

Ayes

Noes

Supervisors _____

Supervisors _____

Executive Officer
Board of Supervisors
of the County of Los Angeles

Effective Date: _____

Operative Date: _____

APPROVED AS TO FORM:
DE WITT W. CLINTON
County Counsel

By 
Gerald F. Crump
Chief Assistant County Counsel

PROOF OF PUBLICATION
(2015.5 C.C.P.)

This space is for the County Clerk's Filing Stamp

**STATE OF CALIFORNIA,
COUNTY OF LOS ANGELES,**


I am a citizen of the United States States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of the Long Beach Press-Telegram, a newspaper of general circulation, printed and published 7 times each week in the City of Long Beach, County of Los Angeles, and which newspaper has been adjudged a legal newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the date of March 21, 1934.

Case Number 370512; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

March 10,
all in the year 1993.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Long Beach, California, this 10th day of March, 1993.


Signature

**Press-Telegram Legal
Advertising Department**

604 Pine Ave., Long Beach, Ca., 90844
(310) 499-1236

PROOF OF PUBLICATION OF

City of Hawaiian Gardens
ORDINANCE NO. 407

**CITY OF HAWAIIAN GARDENS
ORDINANCE NO. 407**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS REPEALING SECTIONS 7.04.010 THROUGH 7.04.140, INCLUSIVE OF CHAPTER 7.04 OF THE HAWAIIAN GARDENS MUNICIPAL CODE AND ADDING NEW SECTIONS 7.04.010 THROUGH 7.04.090 THERETO AND ADOPTING, BY REFERENCE, TITLE 10 OF THE COUNTY OF LOS ANGELES ENTITLED "THE ANIMAL CONTROL ORDINANCE," TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS THERETO, INCLUDING FEES AND PENALTIES.

A. RECITALS

(1) Article 2 of Chapter 1 of Part 1 of Division 1 of Title 5 of the California Government Code (Sections 50022.2, et seq.) authorizes the adoption by reference of the county codes, including Title 10 of the County of Los Angeles which is known as the Animal Control Ordinance.

(2) All legal prerequisites to the adoption of this Ordinance have occurred.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS DOES ORDAIN AS FOLLOWS:

SECTION 1: In all respects as set forth in the Recitals, Part A of this Ordinance.

SECTION 2: Sections 7.04.010 through 7.04.140 of the Hawaiian Gardens Municipal Code are hereby repealed, provided that said repeal shall not apply to or excuse any violation of said code occurring prior to the effective date of this Ordinance.

SECTION 3: Chapter 7.04 of the Hawaiian Gardens Municipal Code is hereby amended by the addition of new Sections 7.04.010 through 7.04.090, inclusive to read, in words and figures, as follows:

CHAPTER 7.04

ANIMAL CONTROL ORDINANCE

Sections:

7.04.010 Title
7.04.020 Code Adopted
7.04.030 Copies filed
7.04.040 Amendments generally
7.04.050 Conflicts
7.04.060 No entitlements created hereby
7.04.070 Penalties for violation of chapter
7.04.080 Civil remedies available
7.04.090 Severability

7.04.010 Title

The ordinance codified in this Chapter shall be known as the "Animal Control Ordinance of the City of Hawaiian Gardens and may be cited as the Animal Control Ordinance."

7.04.020 Code Adopted

Title 10 of the County of Los Angeles entitled "The Animal Control Ordinance" as that Title currently exists, and/or as it may be amended from time to time by the County of Los Angeles, is hereby adopted by reference, as the Animal Control Ordinance of the City of Hawaiian Gardens.

7.04.030 Copies Filed

Three (3) copies of Title 10 of the Los Angeles County Code, as adopted in Section 7.04.020, have been deposited with the City Clerk, and shall be at all times maintained by the City Clerk for use and examination by the public.

7.04.040 Amendment Generally

Title 10, as adopted by Section 7.04.020 is hereby amended as follows:

"Whenever reference is made to the County of Los Angeles or to the unincorporated area of the County, such area shall be deemed to include within its corporate limits the area of the City of Hawaiian Gardens for purposes of fulfilling the requirements of this Chapter."

7.04.050 Conflict

Whenever an apparent conflict or inconsistency exists between any provision of Title 10, as adopted in Section 7.04.020 and any provision shall be construed so as to supplement the other. In the event any apparently conflicting or inconsistent provisions may not reasonably be so construed, the provisions of the City of Hawaiian Gardens Municipal Code shall prevail.

7.04.060 No Entitlements Created Hereby

The adoption hereby of Title 10, as set forth in: Section 7.04.020, shall not be construed for any purpose as creating any entitlement or authorizing any business or use which is prohibited by any provision contained in the Hawaiian Gardens Municipal Code.

7.04.070 Penalty For Violation of Chapter

(1) It shall be unlawful for any person, firm, partnership, or corporation to violate any provision, or to fail to comply with any of the requirements, of Title 10, as adopted in Section 7.04.020. Any person, firm, partnership or corporation violating any provision of Title 10, or failing to comply with any of requirements shall be punished by a fine not exceeding Two Hundred Fifty Dollars (\$250).

(2) Violation of Sections 10.12.190, 10.12.200, 10.20.290, 10.20.130, 10.28.060, 10.28.100, 10.32.020, 10.32.070, 10.32.080, 10.37.030, 10.37.050.C, 10.37.050.F, 10.40.010, 10.40.040, 10.40.050, or 10.66.010 of Title 10, as adopted in Section 7.04.020, is a misdemeanor punishable by a fine not exceeding Five Hundred Dollars (\$500.00) or by imprisonment in the County Jail for a period not exceeding six (6) months, or by both such fine and imprisonment.

7.04.080 Civil Remedies Available

A violation of any of the provisions of Title 10, as adopted in Section 7.04.020, shall constitute a nuisance and may be abated by the City through civil process by means of restraining order, preliminary or permanent injunction or any other, preliminary or permanent injunction or any other manner provided by law for the abatement of such nuisances.

7.04.090 Severability

The City Council hereby declares that should any provision, section, paragraph sentence or word of this Chapter 7.04.020, be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences and words of this Chapter and Title 10 hereby adopted shall remain in full force and effect.

SECTION 4: This Ordinance shall become effective thirty (30) days after the final passage thereof.

SECTION 5: The City Clerk shall certify to the passage of this Ordinance and shall cause this Ordinance to be posted in three (3) public places within the City of Hawaiian Gardens within fifteen (15) days after its passage in the manner prescribed by law.

PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS
23rd DAY OF February, 1993.

ATTEST:

KATHLEEN M. NAVEJAS
MAYOR

CAROL J. DORFMEYER
CITY CLERK

I, Carol J. Dorfmeier, City Clerk of the City of Hawaiian Gardens do hereby certify that Ordinance no. 407 was duly and regularly passed by the City Council of the City of Hawaiian Gardens on the 23rd day of February, 1993, by the following roll call vote as the same appears on file and of record in the office of the City Clerk.

AYES: Ruggeri, Prida, Cabrera, Canada, Navejas

NOES: None

ABSENT: None

ABSTAIN: None

CAROL J. DORFMEYER
CITY CLERK

PUB. MARCH 10, 1993 (10)PT 425632 Govt