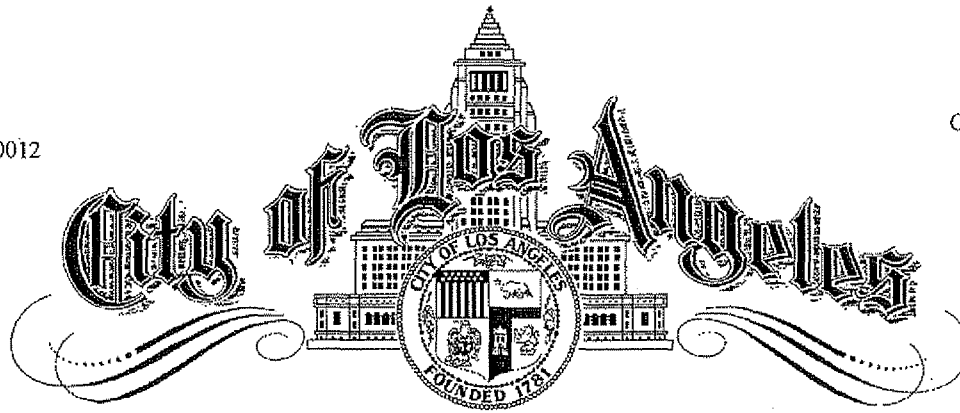


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CARMEN A. TRUTANICH
City Attorney

REPORT NO. 12-0338

REPORT RE:

10/29/2012

REVISED DRAFT ORDINANCE AUTHORIZING THE DEPARTMENT OF ANIMAL SERVICES TO ISSUE MULTI-YEAR EQUINE LICENSES AND DISCOUNTS

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 12-0307-S3

Honorable Members:

Pursuant to the request of your Honorable Personnel and Animal Welfare Committee, this Office has revised and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. As revised, the ordinance would amend Section 53.15.1 (b) of the Los Angeles Municipal Code (LAMC), the Equine License Fee, to create a multi-year licensing option and provide discounts for multi-year equine licenses.

Background and Summary of Ordinance Provisions

The Department of Animal Services (Department) issues one-year licenses for equines. The cost of the annual license is \$14.00. The proposed ordinance creates multi-year licenses and provides discounts of 20% for a two-year license, 30% for a three-year license, 40% for a four-year license and 50% for a five-year license.

At the Personnel and Animal Welfare Committee meeting of October 16, 2012, the Committee deleted the discount for a one-year license and directed that equines owned by the City, such as Los Angeles Police Department horses, be exempt from the licensing requirement. City-owned animals are not subject to this fee.

CEQA Determination

Prior to adoption of this ordinance, you may determine that your action is exempt from the California Environmental Quality Act (CEQA) under State CEQA Guidelines Sections 15060(c)(2) and (3) because it will not result in a direct or reasonably foreseeable indirect physical change in the environment. Moreover, your action merely constitutes administrative governmental activities which will not result in direct or indirect physical changes in the environment, and is therefore not a project as defined in CEQA Guidelines section 15378 (b). Lastly, you may determine that adoption of the ordinance is exempt from CEQA under City CEQA Guidelines Article II, Section 1 (General Exemption), because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

If you concur, we recommend that you make the above determinations prior to or concurrent with your action on the ordinance, and direct staff to cause the filing of a Notice of Exemption in accordance with CEQA Guidelines Section 15062.


Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Department of Animal Services asking that the Department make any comments that they may have directly to the City Council when you consider this matter.

If you have any questions regarding this matter, please contact Assistant City Attorney Dov S. Lesel at (213) 978-8154. He or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

CARMEN A. TRUTANICH, City Attorney

By 

PEDRO B. ECHEVERRIA
Chief Assistant City Attorney

PBE:DSL:fc
Transmittal

ORDINANCE NO. _____

An ordinance amending Section 53.15.1 of Article 3, Chapter 5 of the Los Angeles Municipal Code, the Equine License Fee, to create a multi-year licensing option with discounts.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section. 1. Subsection (b) of Section 53.15.1 of the Los Angeles Municipal Code is amended to read as follows:

(b) **License Fee.** Any person owning or having custody of any equine shall pay for the privilege of keeping such equine a license fee of \$14.00 per year, as discounted herein. The Department shall also issue multi-year licenses. The licensing fee shall be discounted 20% for a two-year license, 30% for a three-year license, 40% for a four-year license and 50% for a five-year license. The license fee for the selected period shall be paid in advance to the Department and shall be due and payable on or before the expiration date of the license.

A renewal license may have a retroactive start date in order to expire upon the anniversary of the expiration date of the previously issued license. The cost of the license shall not be prorated. In the event a license has been previously issued, subsequent licenses shall expire on the anniversary date of the expiration of such previously issued license.

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located in the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

JUNE LAGMAY, City Clerk


By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality:

CARMEN A. TRUTANICH, City Attorney

By  _____
DOV S. LESEL
Assistant City Attorney

Date 10/29/12

File Nos. 12-0307-S3