

ORDINANCE NO. _____

An ordinance adding Section 53.39.1 to the Los Angeles Municipal Code to limit the exhibition of a wild or exotic animal in the City.

WHEREAS, wild or exotic animals should be protected from cruel or inhumane treatment and the exhibition of a wild or exotic animal should be strictly regulated, inspected and monitored and limited to situations involving a public benefit; and

WHEREAS, the City has a compelling interest in ensuring the safety of animals and the public by restricting the circumstances in which a wild or exotic animal may be exhibited.

NOW, THEREFORE,

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

Section 1. Section 53.39.1 is added to Article 3, Chapter V of the Los Angeles Municipal Code to read as follows:

SEC. 53.39.1. WILD OR EXOTIC ANIMAL - EXHIBITION.

(a) **Definitions.**

1. **Accredited Wildlife Institute.** A wildlife research facility, wildlife conservation center or other non-profit institute, which has as its primary goal the education or conservation of Wild or Exotic Animals, holding requisite permits from the United States Department of Agriculture, the United States Fish & Wildlife Service, the California Department of Fish & Wildlife and all other required City, State and Federal permits.

2. **City Zoo.** A zoo owned, operated or under the management of the City of Los Angeles that exhibits Wild or Exotic Animals.

3. **Non-City Zoo.** A zoo, other than a City Zoo, that exhibits Wild or Exotic Animals and possesses the requisite permits from the United States Department of Agriculture, the United States Department of Fish & Wildlife, the California Department of Fish & Wildlife, and all other required City, State and Federal permits.

4. **Wild or Exotic Animal.** An animal of a non-domesticated order or family, whether or not the animal was bred in the wild or in captivity, and any hybrid of a wild or exotic animal. Excluded from the definition of Wild or Exotic Animal is a non-venomous reptile that is under 6 feet in length.

(b) **Exhibition of Wild or Exotic Animal.** It shall be unlawful for any person to exhibit a Wild or Exotic Animal in the City, except on the premises of a City Zoo, a Non-City Zoo or Accredited Wildlife Institute, or pursuant to a permit issued by the Department as follows:

1. A permit, annual or otherwise, and describing date, time and location, may be issued to a Non-City Zoo or Accredited Wildlife Institute to exhibit a Wild or Exotic Animal outside of the premises where the Wild or Exotic Animal is normally housed.

2. A permit describing date, time and location may be issued for purposes of filming in the City. The Department or its designee shall oversee and regulate the exhibition of a Wild or Exotic Animal during filming.

(c) **Wild or Exotic Animal Permit Requirements.**

1. The applicant shall file a request for a permit with the Department at least 10 calendar days prior to the proposed exhibit. Upon good cause, the General Manager of the Department may approve an application submitted within fewer than 10 calendar days;

2. The applicant shall provide the name, address, and contact information for the person responsible for the proposed exhibit and for the owner of the location;

3. The applicant shall specify the age, type, and number of Wild or Exotic Animals proposed to be exhibited and whether any other animals will be exhibited;

4. The applicant shall provide a description of the nature and extent of the safeguards in place to ensure the humane treatment of each Wild or Exotic Animal, as well as the safety of the public;

5. The applicant shall set forth the location, date, time, and duration of the exhibit;

6. The applicant shall certify that the applicant does not employ any person who has been convicted of animal abuse, neglect or cruelty; and

7. The applicant shall certify that each Wild or Exotic Animal exhibited was or will be obtained from a City Zoo, a Non-City Zoo or an Accredited Wildlife Institute or a person or entity holding requisite permits from the United States Department of Agriculture, the United States Department of Fish & Wildlife and the California Department of Fish & Wildlife and all other required City, State and Federal permits.

When the General Manager of the Department concludes that the proposed exhibit warrants additional protection for the Wild or Exotic Animal or the public, the Department shall make such investigation as it deems proper, including if appropriate, consulting with the Los Angeles Police Department, the Los Angeles Fire Department and other applicable federal or state agency or City Departments. In addition, the General Manager may require the applicant to provide proof of insurance in an amount acceptable to the City's risk manager.

(d) **Permit Not Available for House Parties or Loud or Unruly Gatherings.** No permit shall be issued by the Department for the exhibition of a Wild or Exotic Animal in a building or on property used for, or in conjunction with, a house party or loud or unruly gathering as defined in Section 41.58.1 of this Code.

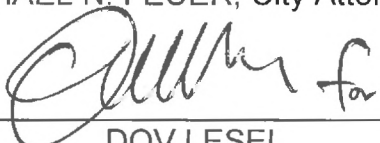
(e) **Rules and Regulations.** The General Manager may promulgate additional definitions, rules, and regulations necessary to carry out the intent and purpose of this article.

(f) **Severability.** If any provision of this ordinance is found to be unconstitutional or otherwise invalid by any court of competent jurisdiction, that invalidity shall not affect the remaining provisions of this ordinance that can be implemented without the invalid provisions and, to this end, the provisions of this ordinance are declared to be severable. The City Council hereby declares that it would have adopted this ordinance and each provision thereof irrespective of whether any one or more provisions are found invalid, unconstitutional or otherwise unenforceable.

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 at 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.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By  _____
DOV LESEL
Assistant City Attorney

Date 10/24/18

File No. _____

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I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____