

# CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

**JUNE LAGMAY**  
City Clerk

**HOLLY L. WOLCOTT**  
Executive Officer

When making inquiries relative to  
this matter, please refer to the  
Council File No.

Office of the  
CITY CLERK

**Council and Public Services**  
Room 395, City Hall  
Los Angeles, CA 90012  
General Information - (213) 978-1133  
Fax: (213) 978-1040

**SHANNON HOPPES**  
Council and Public Services  
Division

[www.cityclerk.lacity.org](http://www.cityclerk.lacity.org)

November 8, 2011

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 11-0922,  
at its meeting held November 1, 2011.

City Clerk  
io

OFFICE OF THE MAYOR  
Mayor's Time Stamp

2011 NOV -2 PM 3:02

CITY OF LOS ANGELES

TIME LIMIT FILES  
ORDINANCES

City Clerk's Time Stamp  
CITY CLERK'S OFFICE

2011 NOV -2 PM 2:57

CITY CLERK

BY \_\_\_\_\_  
DEPUTY

COUNCIL FILE NUMBER 11-0922

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE November 1, 2011

LAST DAY FOR MAYOR TO ACT NOV 14 2011

ORDINANCE TYPE:  Ord of Intent  Zoning  Personnel  General

Improvement  LAMC  LAAC  CU or Var Appeals - CPC No. \_\_\_\_\_

SUBJECT MATTER: **AUTHORIZING THE DEPARTMENT OF ANIMAL SERVICES TO CONDUCT LICENSE HEARINGS EVEN IN THE ABSENCE OF A VALID DOG LICENSE AND TO ESTABLISH MORE DEFINITE BARKING DOG NOISE AND DISTANCE CRITERIA**

|                             | APPROVED | DISAPPROVED | BY                   |
|-----------------------------|----------|-------------|----------------------|
| PLANNING COMMISSION         | _____    | _____       | CITY CLERK<br>DEPUTY |
| DIRECTOR OF PLANNING        | _____    | _____       |                      |
| CITY ATTORNEY               | <u>X</u> | _____       |                      |
| CITY ADMINISTRATIVE OFFICER | _____    | _____       |                      |
| OTHER                       | _____    | _____       |                      |

2011 NOV -7 PM 2:18  
CITY CLERK'S OFFICE

DATE OF MAYOR APPROVAL NOV 07 2011 DEEMED APPROVED OR \*VETO \_\_\_\_\_  
(\*VETOED ORDINANCES MUST BE ACCOMPANIED WITH OBJECTIONS IN WRITING PURSUANT TO CHARTER SEC. 250(b) (c))

**(CITY CLERK USE ONLY PLEASE DO NOT WRITE BELOW THIS LINE)**

DATE RECEIVED FROM MAYOR NOV - 7 2011 ORDINANCE NO. 181930

DATE PUBLISHED NOV 10 2011 DATE POSTED \_\_\_\_\_ EFFECTIVE DATE DEC 11 2011

ORD OF INTENT: HEARING DATE \_\_\_\_\_ ASSESSMENT CONFIRMATION \_\_\_\_\_

ORDINANCE FOR DISTRIBUTION: YES  NO

**COMMUNICATION**

**TO: LOS ANGELES CITY COUNCIL**

**File No. 11-0922**

**FROM: COUNCILMEMBER MITCHELL ENGLANDER, CHAIR  
PUBLIC SAFETY COMMITTEE**

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE and ORDINANCE relative to authorizing the Department of Animal Services to conduct license hearings even in the absence of a valid dog license and to establish more definite barking dog noise and distance criteria.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT accompanying ORDINANCE amending Sections 53.18.5 and 53.63 of the Los Angeles Municipal Code (LAMC) to authorize the Department of Animal Services to conduct license hearings even in the absence of a valid dog license and to establish more definite barking dog noise and distance criteria, and to impose administrative citation civil penalty fees in the amounts \$250.00 for a first offense, \$500.00 for a second offense and \$1,000.00 for a third offense; and, adding Section 53.43.3 to the LAMC to create a Restricted Dog Permit with an annual fee in the amount of \$120.00 (in addition to the dog license fee and tax).

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

Accompanying a report to Council dated June 1, 2011 (attached to the Council file), the City Attorney presents Ordinance amending the LAMC to authorize the Department of Animal Services to conduct license hearings even in the absence of a valid dog license and to establish more definite barking dog noise and distance criteria. The City Attorney adds that the Ordinance will also streamline the hearing process and reduce administrative costs to the Department. The accompanying Ordinance also creates a Restricted Dog Permit with additional terms, conditions, and restrictions to provide the Department with greater flexibility in dealing with a dog that attacks, bites, or injures a person or another animal. Ordinance fees are consistent with the proposed Administrative Citation program.

At the Public Safety Committee meeting held September 16, 2011, Committee Chair and member discussed the accompanying Ordinance with a representative of the City Attorney's Office. The City Attorney's representative explained that under current law, the Department of Animal Services is unable to conduct hearings in response to complaints of excessive barking for unlicensed dogs. In effect, owners of unlicensed dogs are treated more leniently than owners of licensed dogs. The accompanying Ordinance allows the Department to issue licenses in such instances, and impose conditions and restrictions including issuing an order to remove nuisance dogs. The Ordinance also

establishes more definitive guidelines for measuring excessive barking. The Committee Chair and Member recommended that Council approve the accompanying Ordinance.

Respectfully submitted,

  
MITCHELL ENGLANDER, CHAIR  
PUBLIC SAFETY COMMITTEE

PAUL KREKORIAN, MEMBER  
PUBLIC SAFETY COMMITTEE

| MEMBER     | VOTE   |
|------------|--------|
| ENGLANDER: | YES    |
| PERRY:     | ABSENT |
| REYES:     | ABSENT |
| KREKORIAN: | YES    |
| ZINE:      | ABSENT |

jaw  
11-0922\_rpt\_ps\_10-21-2011

OCT 28 2011 - **NO QUORUM** - LEFT ON DESK  
CONTINUED TO Nov. 1, 2011

**ADOPTED**  
As Amended  
NOV 01 2011  
*see Attached Motion*  
**LOS ANGELES CITY COUNCIL**

MAYOR WITH FILE,

**AMENDING MOTION**

I HEREBY MOVE that Council APPROVE the following recommendation (Item #37, Council file 11-0922) relative to authorizing the Department of Animal Services to conduct license hearings even in the absence of a valid dog license and to establish more definite barking dog noise and distance criteria:

DEVELOP a marketing strategy to ensure that the public is well informed about this subject and INCLUDE a notice in future Department of Water and Power bill.

PRESENTED BY \_\_\_\_\_  
RICHARD ALARCON  
Councilmember, 7th District

SECONDED BY \_\_\_\_\_  
MITCHELL ENGLANDER  
Councilmember, 12th District

November 1, 2011

CF 11-0922

**ADOPTED**

NOV 01 2011

**LOS ANGELES CITY COUNCIL**

**MAYOR WITH FILE**