

ORDINANCE NO. C-

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING SECTIONS 6.16.080
AND 6.16.190 OF THE LONG BEACH MUNICIPAL CODE
RELATING TO DOG BREEDING

The City Council of the City of Long Beach ordains as follows:

Section 1. Section 6.16.080 of the Long Beach Municipal Code is amended to read as follows:

6.16.080 Breeding Prohibited.

No person, as principal, agent, employee or otherwise, shall breed any stallion, jack, bull or any other animal at any place within the City, except as provided in Section 6.16.190.

Sec. 2. Section 6.16.190 of the Long Beach Municipal Code is amended to read as follows:

6.16.190 Dog breeding-Permit required.

A. No person, as principal, agent or otherwise, shall establish or maintain any dog kennel for breeding purposes, keep any dog for breeding purposes, or breed any dog within the City, without first applying to and receiving a permit to do so from the Department of Health and Human Services, Animal Control Division. "Breeding" or "breed" means allowing a dog to have sex, either intentionally or as a result of improper confinement, and such sexual activity results in the production of a litter.

B. The application for a breeding permit shall be filed on a form and shall contain such information as is requested by the City, including

the following:

- 1 1. A complete description of the nature and extent of the
2 breeding to be conducted and for which application is made, including
3 without limitation the breed of dog proposed to be bred;
- 4 2. The address of the location at which breeding will occur;
- 5 3. The name and address of the applicant(s); and
- 6 4. A statement by the applicant(s) stating that the
7 applicant(s) owns each of the dogs to be bred.
- 8 5. Such other information as may be required by the
9 Director of Animal Control, or designee, consistent with the purposes of
10 this Chapter, this Code, and applicable law.

12 C. The Chief of Police and/or Director of Animal Control shall
13 conduct a background check of any applicant(s) for a breeding permit.
14 The City shall not issue a breeding permit to any applicant for whom the
15 Chief of Police or Director of Animal Control determines the background to
16 be unacceptable. Breeding permits shall not be issued to applicant(s)
17 who have been convicted of a violation of this Section 6.16.190, Section
18 21.51.210 of this Code or any of Sections 596 through 599 of the
19 California Penal Code, or to owners of dogs which have been declared
20 vicious under Section 6.16.250 or otherwise have previously bitten any
21 person, or to owners of any breed of dog which is disproportionately
22 responsible for dog bite complaints within the City.

23 D. The Director of Animal Control shall receive any fee required for
24 the application. The fee for such application shall be determined by the
25 City Council by resolution.

26 E. The breeding permit shall not be transferable or assignable
27 from one person or entity to another or from one location to another
28 location, and only one permit shall be issued per household.

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City Attorney of Long Beach
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Long Beach, California 90802-4664
Telephone (562) 570-2200

F. Once permitted by the City, the permittee shall comply with each of the following operating restrictions:

1. Only one litter per year may be produced.
2. Proper shelter shall be provided for all dogs and litters.

“Proper shelter” shall be defined as an enclosure with four walls, a roof and a raised floor which adequately protects from exposure to cold, heat and water.

3. Clean and reasonably temperate water shall be provided to all dogs at all times.

4. Nutritious food sufficient to properly nourish litters without negatively impacting the health of the mother shall be provided to all female dogs.

5. Dogs' living quarters and yards shall be properly maintained at all times, including without limitation removal of feces and urine to prevent odors from entering adjacent property.

6. Dogs shall be kept in a manner which prevents barking from disturbing occupants of adjacent property.

G. Employees of the animal control division shall have the right to inspect any property used for breeding during reasonable hours and without advance notice. Failure of the applicant to comply with all terms and conditions of the breeding permit and applicable law shall be grounds for the revocation or suspension of said breeding permit.

24 Sec. 3. The City Clerk shall certify to the passage of this Ordinance by
25 the City Council and cause it to be posted in three conspicuous places in the City of
26 Long Beach, and it shall take effect on the thirty-first day after it is approved by the
27 Mayor.

1 I hereby certify that the foregoing Ordinance was adopted by the City Council of
2 the City of Long Beach at its meeting of _____, 2005, by the following vote:

3 Ayes: Councilmembers: _____
4 _____
5 _____
6 _____
7 Noes: Councilmembers: _____
8 _____
9 Absent: Councilmembers: _____
10 _____
11 _____
12 _____
13 City Clerk
14 _____
15 Approved: _____
16 Mayor
17 _____
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