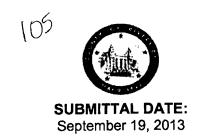
# Exhibit 3

Riverside County Ordinance No. 921

# SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



FROM: Department of Animal Services

SUBJECT: Riverside County Ordinance 921 Regulating the Reproduction of Pit Bull and Pit Bull Cross Dogs

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Upon the close of the public hearing, adopt Ordinance No. 921

## **BACKGROUND:**

**Summary** 

Positions Added

A-30

California Senate Bill 861, enacted 2005, was codified as Health and Safety Code sections 122330 and 122331. Animals: Dogs spay, neuter, and breeding programs. Existing law sets forth provisions relating to veterinary public health and safety, as specified.

RPM:nd **-ISCAL PROCEDURES APPROVED** Director, Animal Servićes Ongoing Cost: Next Fiscal Year: **Total Cost: FINANCIAL DATA Current Fiscal Year:** 0 \$ 0 \$ 0 \$ COST 0 \$ 0 \$ 0 \$ **NET COUNTY COST** SOURCE OF FUNDS: n/a C.E.O. RECOMMENDATION:

Consent D Policy X Budget Adjustment: n/a For Fiscal Year: 13/14

POLICY/CONSENT

(per Exec. Office)

**APPROVE** 

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

Chang	
	SEW SEP 25 AM 9: 16
4/5 Vote	State

□ | Prev. Agn. Ref.: 4/9/13 3.9, 9/24/13 | District: All

Agenda Number:

## SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

FORM 11: Riverside County Ordinance 921 Regulating the Reproduction of Pit Bull and Pit Bull Cross Dogs

DATE: September 3, 2013

PAGE: Page 2 of 2

#### BACKGROUND:

# Summary (continued)

Local governments are authorized to enact dog breed-specific ordinances pertaining only to mandatory spay or neuter programs and breeding requirements, provided that no specific dog breed, or mixed dog breed, shall be declared potentially dangerous or vicious under those ordinances.

Currently, County Ordinance requires the sterilization of pet dogs only under circumstances when citations are written violations of the basic tenants of pet ownership; this is known as secondary enforcement. These citations are most commonly issued when a dog is stray-at-large, unvaccinated against rabies, and/or unlicensed.

Pit Bull and Pit Bull mixes significantly impact the health and safety of Riverside County residents and their pets. The media frequently reports incidents of human injury and death from attacks by this type of canine. Additionally, this breed of dog represents 20 percent of the dogs impounded and 30 percent of the dogs euthanized by the department and has historically very low redemption or adoption rates.

# Impact on Citizens and Businesses

On April 9, 2013, item 3.9 the Board of Supervisors adopted an order initiating an ordinance that would regulate the reproduction of pit bull and pit bull cross dogs. The result of this order, proposed Ordinance No. 921, mandates the sterilization of all Pit Bull type dogs with limited exceptions. Reducing the fertility of this segment of the dog population is the only effective way to mitigate these negative impacts on the County and its residents. A Public Hearing to adopt Ordinance No. 921 will be on October 8, 2013.

#### **SUPPLEMENTAL:**

## **Additional Fiscal Information**

The fiscal impact on the department is expected to be minimal. Sterilization of Pit Bull dogs will become a condition of licensure for dogs four months of age or older and enforced through the routine activities of Animal Control Officers and License Inspectors utilizing administrative citations. Additional staffing or other resources will not be needed.

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# ORDINANCE NO. 921

# AN ORDINANCE OF THE COUNTY OF RIVERSIDE REQUIRING THE MANDATORY SPAYING AND NEUTERING OF PIT BULL BREEDS

The Board of Supervisors of the County of Riverside ordains as follows:

# Section 1. FINDINGS.

- a. In recent years, pit bulls comprise a disproportionately high number of unwanted dogs in the County, accounting for twenty (20) percent of shelter dogs and thirty (30) percent of dogs euthanized in the County.
- b. While the majority of pit bull owners are responsible and take appropriate measures to ensure that their dogs do not have unwanted offspring, there is a need to mitigate the large number of unwanted pit bulls in the County.
- c. Restricting the maintenance of and breeding of intact pit bulls and requiring the spaying and neutering of pit bulls will not prevent responsible pet owners and pet breeders from owning, breeding, or showing pit bull breeds.
- Section 2. PURPOSE. To protect the public's health and welfare from irresponsible owners of pit bulls by mitigating the over population of unwanted pit bulls.
- Section 3. AUTHORITY. This Ordinance is adopted pursuant to Health and Safety Code section 122331, which authorizes counties to enact mandatory breed specific spay/neutering programs.
- Section 4. EXEMPTIONS. The following pit bulls are exempt from the regulations described in this Ordinance:
  - a. Currently licensed pit bulls whose owners are registered breeders with the County's Department of Animal Services.
  - b. A pit bull that has been appropriately trained and is actually being used by a public law enforcement agency for law enforcement purposes.

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1	c.	A pit bull that is an assistance dog as defined in Food and Agricultural Code
2		section 30850.
3	d.	A pit bull which has been certified by a licensed veterinarian as having a
4		health reason for not being spayed/neutered.
5	e.	A pit bull which is in training at a licensed kennel and is currently licensed
6		by the owner in another jurisdiction. The owner of the pit bull has the
7		burden of showing that said pit bull is licensed in another jurisdiction.
8	f.	A dog that is pending a breed determination when the dog owner or
9		custodian requests such a determination in accordance with Section 6 of this
10		Ordinance.
11	Section 5.	DEFINITIONS. As used in this Ordinance, the following terms shall have
12	the following meanings:	
13	a.	County. County of Riverside.
14	b.	Department. County of Riverside Department of Animal Control.
15	c.	Pit bull. Any Staffordshire Bull Terrier, American Pit Bull Terrier, or
16		American Stafford Terrier breed of dog, or any mixed breed of dog which
17		contains, as an element of its breeding, any of these breeds so as to be
18		identifiable as partially of one or more of these breeds.
19	Section 6.	DETERMINATION OF BREED.
20	a.	Upon written request of any dog owner or custodian, the Department's
21		Chief Veterinarian or designee will schedule a breed determination
22		appointment to determine whether a dog is a pit bull.
23	b.	The Department shall mail the requesting dog owner or custodian written
24		notice of the date, time, and place for the appointment not less than ten (10)
25		days before the appointment date. The appointment date shall be no more
26		than thirty (30) days after the Department's receipt of the request for a
27		breed determination.
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1	Section 10. EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after			
2	its adoption.			
3	BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA			
4	OF RIVERSIDE, STATE OF CALIFORNIA			
5	By: Chairman, Board of Supervisors			
6	ATTEST:			
7	CLERK OF THE BOARD			
9	By:			
10	Deputy			
11				
12	(SEAL)			
13				
14				
15				
16				
17	APPROVED AS TO FORM:			
18	September <u>26</u> , 2013			
19	By: But when			
20	BRUCE FORDON Deputy County Counsel			
21	Deputy County Counter			
22				
23				
24				
25				
26				
27	BFG:ay 09\25\2013			
28	G:\Property\06-ORDINANCE\921 Pit Bull Spay & Neutering\Ord 921_PitBullMandatorySpayNeuterFINAL.doc			