

(O-84-89)

ORDINANCE NUMBER O- 16089 (NEW SERIES)

Adopted on JEC 5 1983

AN ORDINANCE AMENDING CHAPTER IV, ARTICLE 4, DIVISION 3, OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 44.0300 RELATING TO ANIMAL CONTROL AND REGULATION, AND MORE SPECIFICALLY VICIOUS DOGS, RESPONSIBILITY THEREFOR AND ADMINISTRATIVE HEARING REQUIREMENTS RELATED THERETO.

WHEREAS, in 1971, The City of San Diego transferred the animal regulation function to the County of San Diego; and

WHEREAS, in 1974, The City of San Diego adopted the County of San Diego's Animal Control Ordinance by reference; and

WHEREAS, the County of San Diego has subsequently made several amendments to its Animal Control Ordinances, requiring that they be readopted; and

WHEREAS, last year the County Board of Supervisors amended the section of the County code pertaining to vicious dogs, strenghtening the County's ability to require confinement or surrender of dogs legally declared to be vicious; and

WHEREAS, the language also attempts to re-emphasize the fact that the owner is responsible for the actions of the dog; and

WHEREAS, the County Department of Animal Control is requesting the cities with which it contracts to adopt by reference the revised County section and the City Manager concurs with this request; and

WHEREAS, the County Director of Animal Control and City Manager have provided a summary of old and new provisions to

illustrate the differences recommended and a version of the new language adopted, copies of which are on file in the office of the City Clerk as Document Nos 0-16089-1 and 0-16089-2 NOW, THEREFORE,

BE IT ORDAINED by the Council of The City of San Diego, as follows:

Section 1. That Chapter IV, Article 4, Division 3, of the San Diego Municipal Code be and the same is hereby amended by amending section 44.0300 to read as follows:

SEC. 44.0300 SAN DIEGO COUNTY ANIMAL CONTROL  
ORDINANCE - ADOPTION BY REFERENCE

(a) The following sections of the County Code of the County of San Diego, California, one copy of which is on file in the office of the City Clerk of The City of San Diego, are hereby adopted as the Animal Control Ordinance of The City of San Diego: sections 62.601 (as amended, effective November 25, 1982), 62.610, 62.611, 62.612, 62.613, 62.614, 62.615, 62.616, 62.617, 62.618, 62.620, 62.621, 62.622, 62.623, 62.624, 62.630, 62.631, 62.641, 62.642, 62.645, 62.646, 62.647, 62.648, 62.649, 62.660, 62.661, 62.662, 62.663, 62.664, 62.665, 62.666, 62.667, 62.668, 62.669, 62.670, 62.671, 62.672, 62.673, 62.674 (as amended effective November 25, 1982), 62.675, 62.676, 62.677, 62.678, 62.679, 62.680, 62.682, 62.683, 62.684, and in regard to kennel licensing, 16.101 (less all subsections except (m)), 16.102, 16.103, 16.104, 16.105, 16.106, 16.107, 16.108, 16.109, 16.110, 16.111, 16.112, 16.113, 16.114, and 16.115, all relating to animal control and regulation. Each and all of the regulations, provisions,

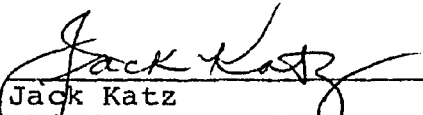
conditions and terms of said sections are hereby referred to, adopted and made a part hereof as if fully set out in this Division; provided, however, that any of the provisions of said sections as herein adopted which are in conflict with any of the provisions of this Division shall be superseded by the provisions of this Division.

No change in subsections (b) and (c).

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By

  
\_\_\_\_\_  
Jack Katz  
Chief Deputy City Attorney

JK:smm  
11/07/83  
O-84-89  
Or.Dept:Cit.Assist.  
Form=O.none

Passed and adopted by the Council of The City of San Diego on DEC 5 1983,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK  
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Boward, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

NOV 21 1983, and on DEC 5 1983.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By Ellen Boward, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-16089 Adopted DEC 5 1983

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK'S OFFICE  
1983 DEC 21 PM 2:01  
SAN DIEGO, CALIF.

CITY OF SAN DIEGO  
ATTN: ELLEN BOVARD  
202 C St., 12th Floor  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16089

ORDINANCE NO. O-16089  
(NEW SERIES)

Ordinance No. O-16089  
Adopted on DEC 8 1983  
AN ORDINANCE AMENDING CHAPTER IV, ARTICLE 4,  
DIVISION 5, OF THE SAN DIEGO MUNICIPAL CODE BY  
AMENDING SECTION 44.030 RELATING TO ANIMAL CON-  
TROL AND REGULATION, AND MORE SPECIFICALLY  
VICIOUS DOGS, RESPONSIBILITY THEREOF AND AD-  
MINISTRATIVE HEARING REQUIREMENTS RELATED  
THERE TO.  
This Ordinance amends the San Diego Municipal Code, section  
44.030, to provide adoption by reference various sections of the  
San Diego County Animal Control regulations. The County of San  
Diego exercises animal control for the City within City-  
geographical bounds. Changes in County ordinances relating to  
such regulation are required to be incorporated by reference to  
maintain currency and applicability.  
A complete copy of the Ordinance is available for inspection in  
the Office of the City Clerk of the City of San Diego, 12th Floor, Ci-  
ty Administration Building, 202 "C" Street, San Diego, CA 92101.  
Introduced on November 21, 1983.  
Passed and adopted by the Council of The City of San Diego  
on December 5, 1983.  
AUTHENTICATED BY:  
ROGER HEDGECOCK,  
Mayor of The City of San Diego, California.  
CHARLES G. ABDELNOUR,  
City Clerk of The City of San Diego, California.  
(SEAL)  
By ELLEN BOVARD, Deputy.  
Publish Dec. 19, 1983 50-3485

I, Carrie Gedeon, am a citizen  
of the United States and a resident of the County aforesaid; I am over the  
age of eighteen years, and not a party to or interested in the above-entitled  
matter. I am the principal clerk of the San Diego Daily Transcript, a  
newspaper of general circulation, printed and published daily, except  
Saturdays and Sundays, in the City of San Diego, County of San Diego, and  
which newspaper has been adjudged a newspaper of general circulation by  
the Superior Court of the County of San Diego, State of California, under  
the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. O-16089  
(NEW SERIES)

is a true and correct copy of which the annexed is a printed copy and was  
published in said newspaper on the following date(s), to wit:

December 19, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 19th day of Dec., 19 83.

*Carrie Gedeon*

(Signature)

01394

5 1/2" x 8.87 = 48.79