

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
1
2

The City Council of the City of Manhattan Beach, California, does ordain as follows:

SECTION 1. That Section 3.1 of Ordinance No. 422 of

passed and adopted on the 4th day of April, 1935, as amended, shall be and the same is hereby amended so as to read as follows, to wit:

"SECTION 3.1. That it shall be unlawful for any person

SECTION 2. That a new section to be known and designated

1 as Section 3.2 shall be and the same is hereby added to said
2 Ordinance No. 422, as amended, and said new Section 3.2 shall read
3 as follows, to wit:

4 "SECTION 3.2. Subject to limitations as provided in other
5 sections of this ordinance, nothing herein contained shall be
6 construed to prevent the owner or custodian of any male or
7 female dog from permitting same to be at large upon any
8 property owned or controlled by said owner or custodian,
9 provided that said property be enclosed in such a manner
10 as to prevent said dog from escaping therefrom. It shall,
11 however, be unlawful for any person to keep, harbor or
12 possess any male or female dog within the City of Manhattan
13 Beach without first having obtained a license so to do."

14 SECTION 3. That Section 14 of said Ordinance No. 422, as
15 amended, shall be and the same is hereby amended so as to read as
16 follows, to wit:

17 "SECTION 14. That every person owning, harboring or
18 controlling any dog within the City of Manhattan Beach shall
19 between July 1st and September 30th of each year procure a
20 license for the keeping and maintaining of such dog and shall
21 pay to the City Clerk, or contractor employed by the said
22 City to enforce and carry into effect the provisions of this
23 ordinance, the following fees: For each and every male dog
24 and each and every spayed female dog - \$2.00 per year; for
25 each and every female dog not spayed - \$4.00 per year;
26 provided, however, that except as hereinafter provided it
27 shall not be necessary to procure a license or pay a license
28 fee for any dog under the age of three months whether the
29 same be male or female. Each such license shall be payable
30 annually in advance of the 1st day of July of each year, and
31 shall expire at midnight on the 30th day of June of the
32

1 succeeding year; and the full amount of such license
2 tax shall be payable for any fraction of any such year.

3 It is further provided, however, that the above
4 license tax shall not apply to any dogs kept or maintained
5 exclusively in any dog kennel in said city, and not
6 permitted to run at large, but any person conducting,
7 managing or maintaining a dog kennel, as hereinafter
8 defined, shall pay to said city for the privilege of
9 conducting such dog kennel, fees according to the
10 following schedule:

| | |
|---------------------------|---------------------|
| 11 Ten dogs or less | \$10.00 per year |
| 12 Eleven to fifteen dogs | \$15.00 per year |
| 13 Sixteen or more dogs | \$20.00 per year. " |

14
15 SECTION 4. That Section 14.1 of said Ordinance No. 422, as
16 amended, shall be and the same is hereby amended so as to read as
17 follows, to wit:

18 "SECTION 14.1. That for failure to pay license fees
19 within the period prescribed by this ordinance, the City
20 Clerk or authorized contractor shall add a penalty of 50%
21 to the amount of said license fee, and the amount of any
22 said license fee and penalty imposed by this ordinance shall
23 be deemed a debt to the City of Manhattan Beach, and any
24 person, firm or corporation failing to obtain said license
25 shall, in addition to the penal provisions herein provided,
26 be liable in any action in the name of said City in any
27 court of competent jurisdiction for the amount of said
28 license fee or penalty due hereunder."

29 SECTION 5. That a new section to be known and designated
30 as Section 2.1 shall be and the same is hereby added to said
31 Ordinance No. 422, as amended, and which said new Section 2.1
32 shall read as follows, to wit:

1 "SECTION 2.1. That any dog permitted to run at large
2 in violation of the provisions of this ordinance shall be
3 taken in charge by the contractor Poundmaster employed by
4 the City of Manhattan Beach to enforce the terms of this
5 ordinance. Such dog shall be kept by the contractor
6 poundmaster for a period of five days, at which time
7 unless redeemed as hereinafter provided, said dog shall be
8 humanely disposed of by said Poundmaster."

9 SECTION 6. That a new section to be known and designated
10 as Section 21.1 shall be added to this Ordinance No. 422, as
11 amended, which said new Section 21.1 shall read as follows, to wit:

12 "SECTION 21.1. That notwithstanding any other provision
13 of this ordinance, any time within five days from the date of
14 impounding of any dog the owner or person entitled to the
15 possession of said dog may reclaim the said animal upon the
16 payment to the Poundmaster of the following impounding fees
17 (within any license year), to wit:

| | | |
|----|-------------|--------|
| 18 | 1st offense | \$1.50 |
| 19 | 2nd offense | \$2.50 |
| | 3rd offense | \$3.50 |

20 plus the sum of fifty cents per day in addition thereto for each
21 day or portion thereof for which said dog has been impounded.
22 In the event of more than three offenses the person owning,
23 harboring or controlling the dog shall be subject to court
24 proceedings."

25 SECTION 7. That a new section to be known and designated
26 as Section 30.1 shall be added to said Ordinance No. 422, as
27 amended, which said new Section 30.1 shall read as follows:

28 "SECTION 30.1. That any police officer, poundmaster or
29 any other authorized contractor or agent of the City of
30 Manhattan Beach charged with the enforcement of the ordinances
31 regulating and controlling the possession of dogs, shall be
32 and he is hereby authorized to enter upon any private premises

1 for the purpose of such enforcement of the provisions
2 of said ordinances or laws regulating the keeping of
3 dogs or other animals, and no person shall refuse to
4 obey any lawful order of said officer, contractor or
5 agent made in the performance of his duties within
6 the powers conferred upon him by law or this ordinance."

7 SECTION 8. That a new section to be known and designated
8 as Section 30.2 shall be added to said Ordinance No. 422, as
9 amended, which said new Section 30.2 shall read as follows:

10 "SECTION 30.2. That the license provisions of this
11 ordinance shall not apply to persons owning or keeping
12 dogs under three months of age, nor the keeping of dogs
13 by non-residents visiting the City of Manhattan Beach
14 for a period of thirty days or less."

15 SECTION 9. That a new section to be known and designated
16 as Section 30.3 shall be added to said Ordinance No. 422, as
17 amended, which said new Section 30.3 shall read as follows:

18 "SECTION 30.3. Any person finding a stray dog, licensed
19 or unlicensed, shall report same to the Police Department,
20 the City Clerk or Pound within twenty-four hours."

21 SECTION 10. That said Ordinance No. 422, as amended, is
22 hereby amended as hereinabove in Sections 1, 2, 3, 4, 5, 6, 7, 8,
23 and 9 of this ordinance set forth.

24 SECTION 11. That this ordinance is an emergency ordinance
25 affecting the public peace, health, safety, comfort, convenience
26 and general welfare of said city and of the citizens and public
27 thereof, and the same shall therefore take effect and be in full
28 force and virtue immediately upon the final passage and adoption
29 thereof. The facts constituting its urgency are that the present
30 regulations provided for the licensing, impounding and redemption
31 of dogs within the City of Manhattan Beach are not sufficient in
32 the opinion of the City Council of said City to provide adequate

1 controls with reference to dogs running or being at large, or to
2 sufficiently combat the ever present menace of rabies. Said
3 City Council believes that the additional regulations provided in
4 the amendments to said Ordinance No. 422 set forth in this
5 ordinance will provide additional safeguards and that the same
6 are therefore urgently necessary.

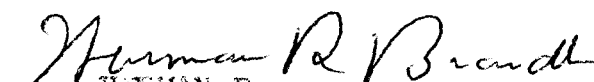
7 SECTION 12. That the City Clerk shall certify to the
8 passage and adoption of this ordinance; shall cause the same to be
9 entered in the book of original ordinances of said city; shall make
10 a minute of the passage and adoption thereof in the records of the
11 meeting at which the same is passed and adopted; and shall, within
12 fifteen days after the passage and adoption thereof, cause the
13 same to be published once in the Manhattan Beach News, a newspaper
14 of general circulation, published and circulated within said
15 City of Manhattan Beach, and which is hereby designated for that
16 purpose.

17 PASSED, APPROVED AND ADOPTED this 21st day of June, 1955.

18 
19 CHARLES V. WALKER

20 ~~pro tem~~
Mayor of the City of Manhattan Beach,
California.

21 ATTEST:

22 
23 HERMAN R. BRANDT
City Clerk of said City.

24 (SEAL)
25
26
27
28
29
30
31
32