

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA, AMENDING HERMOSA BEACH MUNICIPAL CODE SECTIONS 12.20.020 AND 12.28.010 OF TITLE 12 (STREETS, SIDEWALKS AND PUBLIC PLACES) AND SECTION 6.08.020 OF TITLE 6 (ANIMALS), WHICH PERTAIN TO ANIMALS BEING MAINTAINED AND UNLEASHED IN AREAS WITHIN THE CITY SUBJECTING VIOLATIONS TO AN ADMINISTRATIVE PENALTY AND AMENDING SECTION 1.10.040 OF TITLE 1 (GENERAL PROVISIONS) TO SET PENALTIES ACCORDINGLY

The City Council of the City of Hermosa Beach does hereby ordain as follows:

Section 1. Section 12.20.050 “Animals” of Title 12, Chapter 12.20 of the Hermosa Beach Municipal Code is amended to read in full as follows:

Animals are prohibited on the beach. No person shall bring an animal on the beach or allow an animal, that he or she owns, or is in his or her care, possession or control to run loose on the beach. A violation of this section shall be subject to the provisions of Chapter 1.10. The provisions of this section are inapplicable to “service animals”, which is defined to include animals that are individually trained to do work or perform tasks for the benefit of an individual with a disability.

Section 2. Paragraphs (A), (U) and (V) of Section 12.28.010 “Park regulations generally” of Title 12, Chapter 12.28 of the Hermosa Beach Municipal Code are amended to read in full as follows:

A. Lead or let loose any animal, except dogs, which must be led by a cord or chain not more than six (6) feet in length. A violation of this paragraph shall be subject to the provisions of Chapter 1.10.

U. Bring (on or off leash) or allow a dog or any other animal, that he or she owns, or is in his or her care, possession or control to run loose in Sea View (19th and Prospect) and Fort Lots-o-Fun (6th and Prospect) parks. A violation of this paragraph shall be subject to the provisions of Chapter 1.10.

V. Bring (on or off leash) or allow a dog or any other animal, that he or she owns, or is in his or her care, possession or control, to run loose on active school grounds. A violation of this paragraph shall be subject to the provisions of Chapter 1.10.

Section 3. Section 6.08.020 “Dogs at Large; in Places where Food is Sold: Prohibited” is amended to read in full as follows:

Section 6.08.020 “Dogs at Large Prohibited in Public Places”:

It is unlawful for any person to allow a dog, that he or she owns, or is in his or her care, possession or control, to run loose, or at large on any public street, alley, lane, park, the Strand, the Greenbelt, or other public place, or in or upon any unenclosed lot or premises in the City. When off the premises of the person in control or possession of a dog, a dog shall be restrained by a chain or cord not exceeding six (6) feet in length and is in the charge, care, custody or control of a competent person capable of controlling the dog. Except for "service dogs" which is defined to include dogs that are individually trained to do work or perform tasks for the benefit of an individual with a disability, no dog shall be allowed or permitted:

1. On the beach;
2. In any store, market, restaurant, cafe, lunchroom, bakery; or
3. In an establishment wherein vegetables, meats and other foods for human consumption are served, sold or kept for sale.

A violation of this section shall be subject to the provisions of Chapter 1.10.

Section 4. Section 1.10.040 "Code violations" is amended to add violations of Section 6.08.020, 12.20.050, paragraphs (A), (U) and (V) of 12.28.010 and 6.08.20 to the list of code violations that are subject to administrative penalty procedures as paragraphs (A)(2), (A)(10) and (A)(11) respectively, and to renumber the other paragraphs of Section 1.10.040(A) accordingly. Paragraph (A) of Section 1.10.040 shall read in full as follows:

1. Chapter 5.04, Business Licenses Generally;
2. Section 6.08.020, Dogs at Large Prohibited in Public Places
3. Chapter 6.16, Retail Sale of Dogs and Cats;
4. Chapter 8.04, Health Code Adopted;
5. Chapter 8.08, Alarm Systems;
6. Chapter 8.28, Nuisances;
7. Chapter 8.32, Rodent Control;
8. Chapter 8.44, Stormwater and Urban Runoff Pollution Control Regulations;
9. Chapter 12.16, Encroachments (streets and sidewalks);
10. Section 12.20.050, Animals
11. Paragraphs (A), (U) and (V) of Section 12.28.010, Park Regulations Generally.
12. . Chapter 12.32, Newsracks;
13. Section 15.04.140, Pedestrian protection during construction;
14. Sections 15.16.070 and 15.16.080, grease recovery systems;
15. Title 17, Zoning;
16. Chapter 8.56, Water Conservation and Drought Management Plan;
17. Chapter 8.60, Water Efficient Landscaping;
18. Chapter 8.64, Ban on Certain Polystyrene Products, Certain Single-Use Plastic Products, and Other Single-Use Products;
19. Chapter 8.68, Plastic Carryout Shopping Bags;
20. Section 9.28.030, Social host liability for parties at which underage drinking occurs;
21. Chapter 10.44, Shared On-Demand Personal Mobility Devices;
22. Chapter 5.78, Tobacco Retailers;
23. Chapter 12.38, Sidewalk Vending;

24. Chapter 12.36, Trees.

Section 5. Environmental Review. The City Council finds that adoption and implementation of this ordinance is not a “project” for purposes of the California Environmental Quality Act (CEQA), as that term is defined by CEQA guidelines (Guidelines) sections 15061(b)(3), and 15378(b)(5). The effect of the proposed amendment will be to maintain the status quo. No new development will result from the proposed action. No impact to the physical environment will result.

Section 6. Pursuant to California Government Code section 36937, this ordinance shall take effect thirty (30) days after its final passage

Section 7. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Hermosa Beach’s book of original ordinances; make a note of the passage and adoption in the records of this meeting; and cause it to be published or posted in accordance with California law.

PASSED, APPROVED and ADOPTED this ___ th day of __2021.

VOTE: AYES:
NOES:
ABSTAIN:
ABSENT:

MAYOR of the City of Hermosa Beach, California

ATTEST:

APPROVED AS TO FORM:

City Clerk

City Attorney