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CLERK SACHI HAMAI: ON ITEM NO. 53, I'LL READ THE SHORT TITLE IN FOR THE RECORD. THIS IS AN ORDINANCE FOR INTRODUCTION AMENDING THE COUNTY CODE, TITLE 10 -- ANIMALS, RELATING TO THE LICENSING OF ANIMALS AND ANIMAL FACILITIES AND THE CARE AND BREEDING OF ANIMALS. ON THIS ITEM, THERE'S A REQUEST FROM MEMBERS OF THE PUBLIC TO HOLD THIS ITEM. DISCUSSION ITEM, ITEM NO. 54, AS INDICATED ON THE POSTED AGENDA, THE CHIEF EXECUTIVE OFFICER REQUESTS THAT THIS ITEM BE CONTINUED ONE WEEK TO MARCH 22, 2011.

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SUP. ANTONOVICH, MAYOR: SECOND WITHOUT OBJECTION. SO ORDERED. MARCIA, FIRST I WANT TO THANK YOU FOR THE HARD WORK YOU AND YOUR STAFF HAVE DONE ON THE WORK ON THIS ORDINANCE THAT'S BEING DISCUSSED TODAY FOR ADOPTION. YOU ATTENDED MANY PUBLIC HEARINGS THROUGHOUT THE COUNTY ALONG WITH REVIEWING ALL OF THE PUPPY MILL ORDINANCES OF THE OTHER 50 STATES TO PUT FORTH THIS PROPOSAL TODAY THAT IS GOING TO ADD PROTECTIONS TO THOSE WHO RAISE ANIMALS AND CATS SO THAT WE DON'T HAVE THE ABUSES THAT HAD TAKEN PLACE IN THE PAST OCCURRING IN OUR COUNTY OF LOS ANGELES. THE QUESTION I'D LIKE TO ASK IS HOW MANY DOG BREEDERS DOES THE DEPARTMENT INSPECT AND LICENSE EACH YEAR?

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MARCIA MAYEDA: WE INSPECT AND LICENSE A LITTLE OVER 70 DOG BREEDERS.

SUP. ANTONOVICH, MAYOR: AND HOW MANY OF THESE HAVE MORE THAN 50 BREEDING DOGS OLDER THAN ONE YEAR OF AGE?

MARCIA MAYEDA: SIX.

SUP. ANTONOVICH, MAYOR: SIX?

MARCIA MAYEDA: YES.

SUP. ANTONOVICH, MAYOR: I KNOW, COUNTY COUNSEL, THAT SOME CONSTITUENTS HAVE REQUESTED THAT THE COUNTY LIMIT THE NUMBER OF DOGS ALLOWED AT A BREEDING FACILITY TO 50 DOGS WITH NO PROVISIONS FOR EXCEEDING THAT NUMBER. AND THEY HAVE POINTED THAT OTHER STATES HAVE SUCH HARD CAPS. CAN YOU EXPLAIN WHY THIS ORDINANCE WOULD NOT CONTAIN A HARD CAP?

ANDREA ORDIN: IN THE REVIEW THAT YOU'VE DISCUSSED, WE HAVE LOOKED AT ALL 50 STATES. WE'VE ALSO LOOKED AT LAWSUITS THAT WERE BROUGHT ON VARIOUS ORDINANCES. AND BASED UPON THAT, WE THINK THE WISEST COURSE IS TO DRAFT IT JUST AS WE HAVE. THE HARD CAP HAS THE POTENTIAL OF BEING ARBITRARY AND CAPRICIOUS, AND WE WOULDN'T WANT TO IN ANY WAY ENDANGER THE OVERALL ORDINANCE.

SUP. ANTONOVICH, MAYOR: AND, MARCIA, WHO WILL PAY FOR THE INCREASED NUMBER OF INSPECTIONS REQUIRED EACH YEAR FOR THOSE FACILITIES REQUIRING ADDITIONAL INSPECTIONS?

MARCIA MAYEDA: THE FACILITY OPERATORS WOULD PAY FOR IT. THEY ARE CHARGED A BASIC INSPECTION FEE, WHICH GOES UP HIGHER DEPENDING UPON THE NUMBER OF ANIMALS THAT THEY HOUSE. AND THAT'S THEIR ANNUAL INSPECTION FEE. AND THEN FOR EACH REINSPECTION THEY'RE CHARGED AN ADDITIONAL \$40 THAT WILL COVER THE COSTS OF THE OFFICER RE-VISITING THE PROPERTY.

SUP. ANTONOVICH, MAYOR: SO WOULD YOU LIKE TO OUTLINE BRIEFLY ON HOW THIS ORDINANCE WILL BE APPLICABLE TO OUR COUNTY?

MARCIA MAYEDA: I'M SORRY?

SUP. ANTONOVICH, MAYOR: COULD YOU EXPLAIN WHAT'S IN THE ORDINANCE? SECTIONS THAT WE HAVE?

MARCIA MAYEDA: YES. THANK YOU, SUPERVISOR. THERE'S A NUMBER OF PROTECTIONS THAT WE BUILT INTO THIS ORDINANCE THAT WILL HELP ANIMALS THROUGHOUT LOS ANGELES COUNTY. IT ADDS PROTECTIONS FOR ALL ANIMALS, NOT JUST THOSE IN BREEDING FACILITIES. SOME OF THOSE PROTECTIONS INCLUDE MAKING SURE THE ANIMAL'S GROOMING IS MAINTAINED SO THE ANIMAL'S CONDITION DOES NOT BECOME INJURIOUS WHERE THEY DEVELOP MEDICAL PROBLEMS AS A RESULT OF SEVERE

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MATTING AND BEING UNKEMPT. TETHERING OF ANIMALS IS RESTRICTED IN ACCORDANCE WITH STATE LAW. WE REQUIRE ANIMAL FACILITIES TO HAVE WORKING SMOKE ALARMS AND FIRE SUPPRESSION TO PROTECT THE ANIMALS HOUSED THERE. WE ONLY PERMIT WIRE-BOTTOM CAGES TO BE USED TEMPORARILY. AND THEY MUST BE IN COMPLIANCE WITH STATE LAW. AND WE REGULATE THE STACKING OF CRATES SO THEY CANNOT BE STACKED MORE THAN TWO HIGH, AND THE CRATES HAVE TO BE SECURED. ALL ANIMAL FACILITIES HAVE INCREASED RECORDKEEPING REQUIREMENTS REGARDING THE MOVEMENT OF ANIMALS THROUGH THE FACILITIES. THEY MUST POST PUBLIC NOTICE REGARDING THE SOURCE OF THE ANIMALS. ADVERTISEMENTS FOR SALE MUST INCLUDE THE NAME OF THE FACILITY OR THE BREEDING LICENSE NUMBER. AND THEY MUST BE IN COMPLIANCE WITH FEDERAL LAW. AT THE COMMERCIAL BREEDING FACILITIES, THERE ARE ADDITIONAL PROTECTIONS FOR THE ANIMALS THAT ARE KEPT THERE. WE LIMIT THE NUMBER OF ANIMALS AT THESE FACILITIES TO 50 ADULTS, DOGS AT ONE YEAR OF AGE, THAT ARE UNSPAYED OR NEUTERED. HOWEVER, BECAUSE OF CONSTITUTIONAL CONCERNS, WE DO BELIEVE IT'S REASONABLE TO ALLOW THEM TO EXCEED THAT NUMBER IF THEY MEET ADDITIONAL REQUIREMENTS THAT SHOW THAT THEY CAN PROPERLY CARE FOR THE ANIMALS. IF THEY EXCEED THE NUMBER OF 50 BREEDING ADULTS, THEY RECEIVE ADDITIONAL INSPECTIONS THROUGHOUT THE YEAR, SO WE CAN KEEP ON TOP OF THE SITUATION AND MAKE SURE THE ANIMALS ARE RECEIVING ONGOING CARE. THEY HAVE TO HAVE AN EMERGENCY RESPONSE PLAN FOR THE EVACUATION OF THOSE ANIMALS IN CASE THERE'S A FIRE, FLOOD OR EARTHQUAKE, IT'S A LARGER NUMBER OF ANIMALS TO MOVE. THEY HAVE TO HAVE INCREASED STAFFING UP TO 18

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HOURS A DAY TO CARE FOR THE ANIMALS. FEMALE DOGS CANNOT BE BRED LESS THAN 12 YEARS OF AGE TO MAKE SURE THEY'RE PHYSICALLY DEVELOPED ENOUGH TO CARRY A PREGNANCY. OFFSPRING CANNOT BE REMOVED FROM THE FACILITY PRIOR TO EIGHT WEEKS OF AGE TO PROTECT THE PUPPIES AND MAKE SURE THEY ARE NOT UNDER AGE SALE OF PUPPIES THAT RESULT IN AN ILLNESS AND HARM TO THE ANIMALS. PREGNANT FEMALES HAVE TO BE SEPARATED FROM OTHER DOGS AT LEAST THREE DAYS PRIOR TO GIVING BIRTH SO THEY DON'T GIVE BIRTH IN A CAGE WITH ANOTHER ADULT DOG THAT COULD HARM THE OFFSPRING. NURSING FEMALES MUST RECEIVE INDIVIDUAL HOUSING AND CARE WHILE THEY RAISE THEIR PUPPIES. THEY MUST HAVE A VETERINARIAN-APPROVED MEDICAL PROGRAM THAT IS REVIEWED AND UPDATED ANNUALLY. AND EACH ADULT ANIMAL MUST RECEIVE AN ANNUAL HEALTH EXAM TO MAKE SURE THAT IT'S RECEIVING THE PROPER AMOUNT OF CARE AND ANY MEDICAL ISSUES SUCH AS BAD TEETH OR PROBLEMS WITH THE EYES OR EARS, THAT THEY'RE NOTED AND ADDRESSED. THERE ARE INCREASED RECORDKEEPING REQUIREMENTS FOR THE ANIMALS SO WE CAN TRACK THE SALE OF THESE ANIMALS. SO IF THERE'S EVER A CONCERN ABOUT THEIR HEALTH OR WELL-BEING, WE CAN FIND THE FACILITY THAT THEY ORIGINATED FROM. SO THEY HAVE TO BE EITHER MICROCHIPPED OR TATTOOED AT THE AGE OF FOUR MONTHS OR PRIOR TO SALE OR TRANSFER. AND IT ALSO ALLOWS US TO PLACE REASONABLE RESTRICTIONS OF THE BREEDING OF ANIMALS OTHER THAN DOGS THAT ARE NORMALLY KEPT AS PETS. THERE ARE INCREASED VIOLATIONS FOR THE COMMERCIAL BREEDING ORDINANCE. KNOWINGLY PROVIDING FALSE INFORMATION OR RECORDS IS A MISDEMEANOR. NONCOMPLIANCE, THE FIRST VIOLATION IS AN INFRACTION

UP TO \$250. A SECOND IS A MISDEMEANOR. AND WE CAN ALSO FILE FOR INJUNCTIVE RELIEF IN CIVIL COURT TO PREVENT THEM FROM CONTINUING VIOLATIONS OF THE COUNTY ORDINANCE. SO OVERALL, WE FEEL THAT THERE'S A LOT OF ADDITIONAL PROTECTIONS FOR THE ANIMALS IN THESE FACILITIES. THERE'S A PROGRAM IN PLACE TO PROVIDE GREATER OVERSIGHT FOR THE CARE OF THE ANIMALS. AND WE WILL BE OUT THERE REGULARLY TO CHECK ON THEIR WELL BEING.

SUP. ANTONOVICH, MAYOR: THANK YOU. I ALSO WANT TO THANK THE BREEDERS WHO WORKED WITH YOU TO ADOPT THIS ORDINANCE BECAUSE THEY WERE ALL SO EMBARRASSED BY THOSE IN INDUSTRY WHO EMBARRASSED THEM FOR THE TYPE OF MALTREATMENT OF ANIMALS THAT THEY HAD INFLICTED ON THOSE POOR ANIMALS. SO WE HAVE A NUMBER OF PEOPLE WHO WANT TO SPEAK ON THIS ITEM RIGHT NOW. MARION BRADSHAW, PATRICIA ANDRUSENKI, BERNADETTE TRAXLER, FLORENCE BLECHER. AND I'LL CALL THE OTHER TWO UP AFTER THE OTHERS SPEAK. GOOD MORNING.

BERNADETTE TRAXLER: HI, I'M BERNADETTE TRAXLER. I FIRST OF ALL THANK YOU FOR THE OPPORTUNITY TO SPEAK AND TO WORK WITH YOUR COMMITTEE. THEY WERE WONDERFUL. I HAVE OWNED A KENNEL IN L.A. COUNTY SINCE 1973. I HAVE OWNED SIX OF THEM AND BUILT FROM THE GROUND UP FIVE OF THEM. I BREED AND RAISE SLED DOGS. THEY'RE USED IN THE MOVIES AT TIMES. T.V. AT TIMES. I SHOW THEM. I DO A LITTLE BIT OF BOARDING AND GROOMING AT MY KENNEL. SO IT'S AN ALL-AROUND KENNEL. AND I BRING REVENUE INTO THE STATE. I DO

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COLLECT SALES TAX ON PUPPIES I SELL. OKAY. I UNDERSTAND THAT THERE HAS TO BE GUIDELINES. AND I'M ALL FOR IT. BECAUSE THERE'S ALWAYS THE ONE OR TWO THAT ABUSE IT AND IT REFLECTS ON ALL OF US. AND, AGAIN, THANK YOU FOR THIS OPPORTUNITY.

SUP. ANTONOVICH, MAYOR: THANK YOU. YES, MA'AM.

MARION BRADSHAW: MY NAME IS MARION BRADSHAW. I LIVE IN L.A. COUNTY. AND I WANT TO EXPRESS MY SUPPORT AND THANKS FOR ALL THE GOOD WORK THAT THE DEPARTMENT OF ANIMAL CARE AND CONTROL HAS ACCOMPLISHED WITH THE MULTIPLE, MULTIPLE MEETINGS WITH THE STAKEHOLDERS, LIKE BERNIE, OTHER PEOPLE. AND I ENCOURAGE YOU TO PASS THIS ORDINANCE.

SUP. ANTONOVICH, MAYOR: THANK YOU. LET ME CALL UP ALSO STORMY HOPE AND RICHARD GREAVER.

PATRICIA ANDRUSENKI: HI, I'M PATRICIA ANDRUSENKI AND I OWN A KENNEL IN TEMPLE CITY, CALIFORNIA. AND I AGREE WITH THE WAY THE -- WITH WHAT'S BEEN PROPOSED NOW THAT WE'VE TRIED HELPING REWRITE THE LAWS. I DO BOARDING, GROOMING, AND I'VE DONE SHOWING AND BREEDING AT MY KENNEL, AS WELL. SO I'M GLAD THAT WE'RE PULLING AWAY FROM SOME OF THE OTHER KENNELS THAT HAVE BEEN MISTREATING ANIMALS, BECAUSE I THINK THAT WE NEEDED TO TIGHTEN UP ON SOME OF THE LAWS. THANK YOU FOR LETTING ME SPEAK.

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SUP. ANTONOVICH, MAYOR: THANK YOU FOR BEING INVOLVED. YES, MA'AM.

FLORENCE BLECHER: I'M FLORENCE BLECHER WITH THE CALIFORNIA RESPONSIBLE PET OWNERS' COALITION. THANK YOU FOR THE OPPORTUNITY TO SPEAK IN SUPPORT OF THE PROPOSED CHANGES TO TITLE 10. MARCIA MAYEDA AND HER STAFF AS WELL AS DIANE REAGAN AND HER STAFF HAVE LISTENED. THEY'VE BEEN OPEN TO LEARNING ABOUT THE REALITIES OF ANIMAL HUSBANDRY AND NOT THE SENSATIONALIZED RHETORIC OF THE ANIMAL RIGHTS' ACTIVISTS. WHAT HAS BEEN CRAFTED IS A THOROUGH AND REASONABLE PROPOSAL THAT I HOPE YOU WILL VOTE TO ADOPT. THANK YOU.

SUP. ANTONOVICH, MAYOR: THANK YOU. YES, MA'AM.

STORMY HOPE: SUPERVISORS, MISS MAYEDA, MY NAME IS STORMY HOPE. I'M FROM THE GERMAN SHEPHERD DOG CLUB OF AMERICA AND CARPOC, CALIFORNIA RESPONSIBLE PET OWNERS' COALITION. I WANT TO THANK ALL OF YOU FOR STARTING THIS PROCESS OF UPDATING TITLE 10 TO INCLUDE GUIDELINES FOR THE KENNEL OWNERS AND BREEDERS OF LOS ANGELES COUNTY. THE PROPOSED CHANGES ARE CLEAR, FAIR AND ENFORCEABLE, WHICH WAS THE GOAL OF EVERYBODY. THESE PAST 19 MONTHS OF WORKING TOWARD THIS GOAL WAS AN EDUCATION FOR ALL OF US. THE EDUCATION WAS THE UNDERSTANDING OF THE COMPLEXITIES OF BREEDING HEALTHY DOGS FOR THOSE WHO WISH TO PURCHASE THEM AS WELL AS THE REQUIREMENTS OF THE DEPARTMENT OF ANIMAL CARE AND

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CONTROL. TO ME, THERE IS NO CHOICE BETWEEN HAVING WELL-RUN, REGULATED, LICENSED, INSPECTED KENNELS, NO MATTER THE SIZE, AND KNOWING THAT THE ALTERNATIVE IS UNLICENSED, UNREGULATED, UNDERGROUND BREEDING OR TINY PUPPIES SMUGGLED IN CAR TRUNKS AND SUITCASES. TO ME, THERE IS NO CHOICE BETWEEN HAVING INSPECTED, REGULATED, LICENSED PET STORES AND WATCHING STORIES OF PUPS DYING WITHIN DAYS AFTER BEING IMPORTED, SMUGGLED OR SOLD BY AN UNDERGROUND BREEDER. IT'S A SHAME, BUT PUPPY SMUGGLERS AND UNDERGROUND BREEDERS SEE THE INCREASINGLY RIGID BREEDING LAWS IN THE U.S. AS AN OPPORTUNITY TO MAKE EASY U.S. DOLLARS. JUST AS DRUG SMUGGLERS SEE OPPORTUNITIES BECAUSE OF DRUG LAWS, PUPPY SMUGGLERS SEE THE SAME ADVANTAGE AND IT'S WORTH THE RISK TO THEM. IT WOULD BE ONE SITUATION IF EVERY SINGLE INDIVIDUAL CHOSE TO BUY A PUP FROM AN ANIMAL CONTROL FACILITY OR A RE-HOMING FACILITY, BUT THEY DON'T. NOT EVERY INDIVIDUAL CHOOSES TO BUY A PUREBRED PUP FROM A BREEDER, EITHER. IT'S A MATTER OF CHOICE. AND THE CHOICE SHOULD ALWAYS BE THERE. CARING BREEDERS WHO WANT TO SELL HEALTHY LOVING PUPS TO NEW OWNERS SHOULD BE ENCOURAGED, NOT DISCOURAGED. KENNELS WITH A GOOD REPUTATION WANT TO KEEP IT AND WORK HARD TO DO SO. THEY WANT REPEAT BUYERS AND REFERRALS FROM SATISFIED BUYERS. WITH THOSE FACTS IN MIND, IT PROBABLY WOULD MAKE MORE SENSE TO ENCOURAGE MORE LICENSED KENNEL BREEDING THAN LESS. LOS ANGELES DEPARTMENT OF ANIMAL CARE AND CONTROL HAS DEVELOPED A FAIR AND REASONABLE ORDINANCE TO PROTECT THE DOGS, THE BREEDERS AND THE PUBLIC. I URGE YOU TO VOTE TO PASS THIS ORDINANCE TODAY. THANK YOU.

SUP. ANTONOVICH, MAYOR: THANK YOU. YES, SIR.

RICHARD GREAYER: YEAH, I'M RICHARD GREAYER, "DICK." I ATTENDED MOST OF THE MEETINGS THAT WENT ON, AND I DO WANT TO SEE IT GET APPROVED. THERE ARE THINGS IN IT THAT I WOULD PREFER WEREN'T THERE. HOWEVER, THEY ARE ABLE TO BE MONITORED. THEY'RE NOT GOING TO BE A TOTAL DETRIMENT TO US. I THINK IT WAS A COMPROMISE BETWEEN ALL PARTIES THAT WERE THERE. AND I BELIEVE IT'S IMPORTANT FOR US TO UNDERSTAND THAT THERE IS NO IDEAL WAY. WE ALL HAVE DIFFERENT TYPE DOGS. I'M A PROFESSIONAL HANDLER. I BOARD DOGS. I HAVE RESCUE DOGS. I BREED DOGS. I KIND OF COVER THE WHOLE GAMUT.

SUP. ANTONOVICH, MAYOR: WHAT KIND DO YOU BREED?

RICHARD GREAYER: MASTIFFS. BIG DOGS. BUT I BELIEVE THAT MY REQUIREMENTS FOR WHAT I HAVE AT MY PLACE ARE PROBABLY A LOT DIFFERENT THAN SOMEBODY WHO RAISES CHIHUAHUAS. BUT I THINK THE OVERALL CONCEPT OF THE ORDINANCE IS FAIR TO EVERYONE. AND IT GIVES ANIMAL CONTROL THE TEETH THEY NEED TO MONITOR WHAT GOES ON. AND WE ALL HAVE TO ADJUST. AND I THINK THAT'S IMPORTANT. AND THAT'S THE REASON THAT I WOULD DEFINITELY HOPE THAT YOU APPROVE IT.

SUP. ANTONOVICH, MAYOR: AND THAT'S WHY I WANT TO THANK THE RESPONSIBLE BREEDERS FOR BEING A PART OF THE PROCESS AND THE DEPARTMENT LISTENING AND WORKING TOGETHER TO COME UP WITH AN ORDINANCE THAT WILL BE FAIR TO EVERYONE BUT MORE IMPORTANTLY PROTECT THE ANIMALS THAT HAVE NOBODY ELSE TO PROTECT EXCEPT US. AND IF WE DON'T DO IT, THEN THEY'RE ABUSED. THANK YOU.

RICHARD GREAVER: THAT'S CORRECT.

SUP. ANTONOVICH, MAYOR: THANK YOU. THANK YOU, MARCIA. OKAY. I'LL SO MOVE. SECONDED BY SUPERVISOR KNABE. WITHOUT OBJECTION, SO ORDERED. THANK YOU AGAIN FOR COMING DOWN AND TESTIFYING.

CLERK SACHI HAMAI: MR. MAYOR, THAT WAS ALSO RELATED TO ITEM 53.

SUP. ANTONOVICH, MAYOR: RIGHT. THAT WAS RELATED TO ITEM 53, AS WELL. SUPERVISOR MOLINA, DO YOU HAVE ANY ITEMS YOU HELD?