



CITY OF LAWDALE

14717 Burin Avenue, Lawndale, California 90260
Phone (310) 973-3200 – www.lawndalecity.org

AGENDA LAWDALE CITY COUNCIL REGULAR MEETING Monday, April 17, 2023 - 6:30 p.m. Lawndale City Hall Council Chamber 14717 Burin Avenue

Any person who wishes to address the City Council regarding any item listed on this agenda or any other matter that is within its subject matter jurisdiction is invited, but not required, to fill out a [Public Meeting Speaker Card](#) and submit it to the City Clerk prior to the oral communications portion of the meeting. The purpose of the card is to ensure that the speaker's name is correctly recorded in the meeting minutes and, where appropriate, to provide contact information for staff follow-up.

How to observe the Meeting:

To maximize public safety while still maintaining transparency and public access, members of the public can now observe the meeting in person, with limited capacity, while strictly adhering to the [City Facilities Entry Protocols](#). Members of the public are still be able to view the meeting on [YouTube "Lawndale CityTV"](#), the [City Website](#), or Lawndale Community Cable Television on Spectrum & Frontier Channel 3.

Copies of this Agenda packet may be obtained prior to the meeting outside of the Lawndale City Hall foyer or on the [City Website](#). Interested parties may contact the City Clerk Department at (310) 973-3213 for clarification regarding individual agenda items.

This Agenda is subject to revision up to 72 hours before the meeting.

- A. **CALL TO ORDER AND ROLL CALL**
- B. **CEREMONIALS** (Flag Salute and Inspiration)
- C. **PRESENTATION**
 - 1. **Recognition of Service – Outgoing Senior Citizen Advisory Committee Members**
 - Presentation of Certificate of Commendation in Push Pin Plaque to Senior Citizen Advisory Committee Member Edna McQuirter.
 - Presentation of City Plaque to Senior Citizen Advisory Committee Members Oscar Bernal, Teresa Garcia, and Doris Hofmann, First Lady Emeritus.
- D. **PUBLIC SAFETY REPORT**
 - a. Los Angeles County Sheriff's Department Update
- E. **ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA (Public Comments)**

F. COMMENTS FROM COUNCIL

G. CONSENT CALENDAR

Items 2 through 5 will be considered and acted upon under one motion unless a City Councilmember removes individual items for further City Council consideration or explanation.

2. Motion to read by title only and waive further reading of all ordinances listed on the Agenda

Recommendation: that the City Council approve.

3. Accounts Payable Register

Recommendation: that the City Council adopt Resolution No. CC-2304-017 authorizing the payment of certain claims and demands in the amount of \$1,085,455.05.

4. Minutes of the Lawndale City Council Regular Meeting –April 3, 2023

Recommendation: that the City Council approve.

5. Consideration of Claims for Damage against the City

Recommendation: that the City Council reject the claim filed by Benito Dilag and instruct staff to process the appropriate correspondence to the claimant.

H. PUBLIC HEARINGS

6. Consideration to amend the Lawndale Municipal Code Establishing Rules and Regulations to Provide for Urban Dwelling Units and Urban Lot Splits for Single Family Lots in Accordance with Senate Bill 9

Recommendation: that the City Council A.) Conduct a public hearing; B.) Determine that draft Ordinance No. 1199-23 is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 15061(b)(3) of the CEQA Guidelines; and C.) Introduce for first reading by title only Ordinance No. 1199-23, an ordinance amending the Lawndale Municipal Code regarding Single Family developments and subdivisions to reflect recent changes in state law to comply with Senate Bill 9, and waive further reading.

7. Community Development Flatwork/Landscaping permit and Fence permit Fee update

Recommendation: that the City Council a) Conduct a public hearing, and; b) Adopt Resolution No. CC-2304-018 approving the proposed fee reduction for the Planning Department Fence and Flatwork/Landscaping application fees.

I. ADMINISTRATION

8. Quarterly Investment Report for the Quarter Ended March 31, 2023

Recommendation: that the City Council receive and file the Quarterly Investment Report for the quarter ended March 31, 2023

9. Keeping of chickens, hens, and/or fowl in Residential Areas

Recommendation: that the City Council receive the report, provide staff comments and consider the following options: a) Keep the zoning code as is, not allowing chicken/poultry/hens within residential areas; or b) Direct staff to draft chicken/poultry/hen regulations to be brought forward for consideration by the City Council; or c) Provide alternative direction to staff.

J. CITY MANAGER REPORT

K. ITEMS FROM CITY COUNCILMEMBERS

10. Mayor/City Councilmembers Report of Attendance at Meetings and/or Events

L. ADJOURNMENT

The next regularly scheduled meeting of the City Council will be held at 6:30 p.m. on Monday, May 1, 2023, in the Lawndale City Hall Council Chamber, 14717 Burin Avenue, Lawndale, California, 90260.

It is the intention of the City of Lawndale to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, we will attempt to accommodate you in every reasonable manner. Please contact the City Clerk Department (310) 973-3213 prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodation to attend or participate in meetings on a regular basis.

I hereby certify under penalty of perjury under the laws of the State of California that the Agenda for the regular meeting of the City Council to be held on April 17, 2023, was posted not less than 72 hours prior to the meeting.

Yvette Hall, Assistant City Clerk

City of Lawndale
Presentations
April 17, 2023
City Council Meeting

Recognition of Service of Outgoing Committee Members

Senior Citizen Advisory Committee

Oscar Bernal
Teresa Garcia
Doris Hofmann
Edna McQuirter

Presented to
Doris Hofmann
First Lady Emeritus



In Recognition of your Service
Senior Citizen Advisory Committee
July 21, 2014 - February 28, 2023



Presented by the Lawndale City Council
April 17, 2023

Presented to
Teresa Garcia



In Recognition of your Service
Senior Citizen Advisory Committee

August 1, 2011 - February 28, 2023



Presented by the Lawndale City Council

April 17, 2023

Presented to
Oscar Bernal



In Recognition of your Service
Senior Citizen Advisory Committee

June 7, 2010 - February 28, 2023



Presented by the Lawndale City Council

April 17, 2023

City of Lawndale
Certificate of Commendation
Presented To

Edna McQuirter

In Recognition of your Dedicated Service to the
SENIOR CITIZEN ADVISORY COMMITTEE
November 18, 2019 – February 28, 2023

Mayor Robert Pullen-Miles

Mayor Pro Tem Sirley Cuevas

Councilmember Pat Kearney



Councilmember Bernadette Suarez

Councilmember Rhonda Hofmann Gorman

Presented April 17, 2023



CITY OF LAWDALE
14717 BURIN AVENUE, LAWDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: April 17, 2023
TO: Honorable Mayor and City Council
FROM: Yvette Hall, Assistant City Clerk *YH*
SUBJECT: Motion Pertaining to the Reading of Ordinances

BACKGROUND

California Government Code reads, in part, as follows:

"Except when, after reading the title, further reading is waived by regular motion adopted by majority vote, all ordinances shall be read in full either at the time of introduction or passage."

RECOMMENDATION

Staff recommends that the City Council read by title only and waive further reading of all ordinances listed on the agenda.

RESOLUTION NO. CC-2304-017

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF LAWNSDALE, CALIFORNIA
AUTHORIZING CERTAIN CLAIMS AND DEMANDS
IN THE SUM OF \$1,085,455.05**

THE CITY COUNCIL OF THE CITY OF LAWNSDALE, CALIFORNIA, DOES HEREBY
RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That in accordance with Sections 37202 and 37209 of the Government Code,
the Director of Finance, as certified below, hereby attests to the accuracy of these demands and to the
availability of funds for the payment thereof.

SECTION 2. That the following claims and demands have been audited as required by law,
and that appropriations for these claims and demands are included in the annual budget as approved
by the City Council.

SECTION 3. That the claims and demands paid by check numbers 204133 through 204192
for the aggregate total of \$1,085,455.05 are hereby authorized.

Effective Date: April 17th, 2023

Approved by:



Hrant Manuelian, Director of Finance

PASSED, APPROVED AND ADOPTED this 17th day of April 2023.

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawnsdale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council of the City of Lawndale duly approved and adopted the foregoing Resolution No. CC-2304-017 at a regular meeting of said Council held on the 17th day of April 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearney					
Rhonda H. Gorman					
Bernadette Suarez					

Erica Harbison, City Clerk

Claims and Demands Paid By Check:

		Check Number		
Check Date	Beginning		Ending	Aggregate Total
3/30/2023	204133		204160	376,792.03
4/6/2023	204161		204192	708,663.02
Total Checks				1,085,455.05

Claims and Demands Paid By Electronic ACH Transfer:

Date	Name of Payee	Description	Amount
	Total ACH Payments		0.00
	Total Audited Claims and Demands Paid		1,085,455.05

Check Register Report

City of Lawndale

BANK: WELLS FARGO BANK N.A

Date: 03/30/2023

Time: 1:43 pm

Page: 1

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204133	03/30/2023	Printed		8104	AIRPORT MARINA FORD	2023 FORD RANGER FOR MSD	73,276.20
204134	03/30/2023	Printed		8102	JOSE ALVARADO	CONS & DEMO DEPOSIT REFUND	420.00
204135	03/30/2023	Printed		7470	ARAMARK REFRESHMENT SVCS LLC	COFFEE/TEA FOR PWD	458.50
204136	03/30/2023	Printed		7660	ARAMSCO INC	CUSTODIAL SUPPLIES	935.35
204137	03/30/2023	Printed		8045	ART PRINTING SERVICE	3,000 LETTERHEADS	352.80
204138	03/30/2023	Printed		8105	AUTONATION FORD TORRANCE	NEW 2023 FORD RANGER - MSD	40,987.11
204139	03/30/2023	Printed		6608	BELLAGIO CAR WASH	CAR WASH - FEB. 2023	20.00
204140	03/30/2023	Printed		0219	COUNTY OF LA DEPT OF PUBLIC WK	INDUSTRIAL WASTE THRU	14,820.41
204141	03/30/2023	Printed		0218	DEPARTMENT OF JUSTICE	FINGERPRINTING APPS(1)-FEB-23	64.00
204142	03/30/2023	Printed		8101	EMANCIPATE ME	GET READY FOR LIFE EVENT	1,310.00
204143	03/30/2023	Printed		7991	INTERWEST CONSULTING GROUP INC	CONSTRUCTION INSPECTION	11,302.50
204144	03/30/2023	Printed		2307	KALBAN, INC.	ANNUAL ST IMPROV - FY 2021-22	84,849.73
204145	03/30/2023	Printed		7940	MARIPOSA LANDSCAPES, INC	3" MAIN LINE REPAIR - ACROSS	2,891.70
204146	03/30/2023	Printed		6134	JOHN MARTINEZ	PLANNING COMMISSION STIPEND	100.00
204147	03/30/2023	Printed		7227	OCCUPATIONAL HEALTH CENTERS	PREEMPLOY PHYSICAL/DRUG SCREEN	53.00
204148	03/30/2023	Printed		0326	LINDA D. PARSLEY	CC MEETING -MEALS FOR ELECTED	192.11
204149	03/30/2023	Printed		7764	NI KAL S. PRICE	PLANNING COMMISSION STIPEND	50.00
204150	03/30/2023	Printed		6499	RJS CONSTRUCTION SUPPLIES	WHITE MARKING TRAFFIC PAINT	71.94
204151	03/30/2023	Printed		5357	SBCCOG CITY MANAGERS' ASSOC	CITY MANAGER MONTHLY LUNCH	40.00
204152	03/30/2023	Printed		6379	SHI INTERNATIONAL CORP	V7 VIDEO ADAPTERS	13.12
204153	03/30/2023	Printed		2051	MADONNA SITKA	PLANNING COMMISSION STIPEND	100.00
204154	03/30/2023	Printed		6680	SCOTT SMITH	PLANNING COMMISSION STIPEND	50.00
204155	03/30/2023	Printed		0440	SOUTHERN CALIFORNIA GAS CO.	UTILITY GAS CHARGES	523.29
204156	03/30/2023	Printed		7894	SUPERIOR PAVEMENT MARKINGS,INC	CITYWIDE SIGN REPLACEM'T	137,967.55
204157	03/30/2023	Printed		0849	THE SAFEMART OF SO CAL INC	KEYS FOR CITY HALL COFFEE	43.78
204158	03/30/2023	Printed		3672-CSD	U.S. BANK	CREDIT CARD PAYMENT	4,883.13
204159	03/30/2023	Printed		6112	DANIEL URRUTIA	PRSSC MEETING STIPEND	100.00
204160	03/30/2023	Printed		0480	VISTA PAINT	GRAFFITI SUPPLIES	915.81
				Total Checks: 28			Checks Total (excluding void checks): 376,792.03
				Total Payments: 28			Bank Total (excluding void checks): 376,792.03
				Total Payments: 28			Grand Total (excluding void checks): 376,792.03

Check Register Report

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City of Lawndale

BANK: WELLS FARGO BANK N.A

Date: 04/05/2023
 Time: 6:03 pm
 Page: 1

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
WELLS FARGO BANK N.A Checks							
204161	04/06/2023	Printed		7052	AMALEA JOY FISHER, LLC	INSTRUCTOR FEES - SENIOR	1,192.50
204162	04/06/2023	Printed		8045	ART PRINTING SERVICE	BUSINESS CARDS FOR CDD -	209.47
204163	04/06/2023	Printed		8105	AUTONATION FORD TORRANCE	NEW 2023 FORD RANGER - MSD	40,907.11
204164	04/06/2023	Printed		1105	CDW GOVERNMENT, INC.	LAPTOP FOR MAYOR PULLEN-MILES	945.62
204165	04/06/2023	Printed		7889	CHARTER COMMUNICATIONS	INTERNET SERVICES	1,901.59
204166	04/06/2023	Printed		7818	CHILL ENTERTAINMENT	POP-UP ROLLER SKATING RINK -	1,750.00
204167	04/06/2023	Printed		7817	EVER AFTER EVENT PRODUCTIONS	INSTRUCTOR FEES- DANCE CLASSES	1,673.00
204168	04/06/2023	Printed		6636	FRONTIER COMMUNICATIONS	FAX LINE FOR PWD	86.52
204169	04/06/2023	Printed		7801	IGNATIUS LIN	PRSSC MEETING STIPEND	50.00
204170	04/06/2023	Printed		8107	JOANNE LOEZA	PRSSC MEETING STIPEND	100.00
204171	04/06/2023	Printed		0308	LOS ANGELES COUNTY	HEARING OFFICER FEES	560,100.10
204172	04/06/2023	Printed		8106	KENNETH MILLER	PRSSC MEETING STIPEND	100.00
204173	04/06/2023	Printed		7910	MOBILE SCREENING UNIT INC	PET FAIR 2023 - MOBILE HEALTH	600.00
204174	04/06/2023	Printed		7227	OCCUPATIONAL HEALTH CENTERS	PREEMPLOY PHYSICAL/DRUG SCREEN	57.00
204175	04/06/2023	Printed		7890	ODP BUSINESS SOLUTIONS LLC	OFFICE SUPPLIES	507.83
204176	04/06/2023	Printed		8074	PROFESSIONAL DRAINAGE EXPERTS	WATER INTRUSION INSPECTION AT	1,495.00
204177	04/06/2023	Printed		6123	PRUDENTIAL OVERALL SUPPLY	WEEKLY MOP CHARGES	249.72
204178	04/06/2023	Printed		5229	REGISTRAR RECORDER COUNTY CLRK	NOV. 8, 2022 GUBERNATORIAL	49,553.52
204179	04/06/2023	Printed		5895	RICOH USA INC	LEASE CHARGES FOR COPIERS -	1,756.86
204180	04/06/2023	Printed		7575	ROGERS, ANDERSON, MALODY &	CK#203632 WAS CASHED BUT RAMS	4,600.00
204181	04/06/2023	Printed		4582	STATE CONTROLLER'S OFFICE	FY 21/22 ANNUAL STREET REPORT	3,267.91
204182	04/06/2023	Printed		3938	TRANSTECH ENGINEERS INC	PROFESSIONAL SVCS - PWD	21,381.00
204183	04/06/2023	Printed		3672-CCK	U.S. BANK CORPORATE PAYMENT	CREDIT CARD PAYMENT	145.93
204184	04/06/2023	Printed		3672-FLEET	U.S. BANK VOYAGER FLEET SYS	FLEET SERVICES-FUEL	3,099.50
204185	04/06/2023	Printed		3672-ASD	U.S. BANK	CREDIT CARD PAYMENT	108.32
204186	04/06/2023	Printed		3672-CDD	U.S. BANK	CREDIT CARD PAYMENT	745.62
204187	04/06/2023	Printed		3672-CMD	U.S. BANK	CREDIT CARD PAYMENT	5,238.35
204188	04/06/2023	Printed		3672-FIN	U.S. BANK	CREDIT CARD PAYMENT	4,170.82
204189	04/06/2023	Printed		0469	U.S. POSTAL SERVICE	BULK MAIL PERMIT - YOUTH DAY	1,500.00
204190	04/06/2023	Printed		7768	UNITED SITE SERVICES	PORTABLE RESTROOM RENTAL	103.28
204191	04/06/2023	Printed		6697	DANIEL T WOODS	PRSSC MEETING STIPEND	50.00
204192	04/06/2023	Printed		0493	ZUMAR INDUSTRIES, INC	NO PARKING SIGNS	1,016.45

Total Checks: 32

Checks Total (excluding void checks):

708,663.02

Total Payments: 32

Bank Total (excluding void checks):

708,663.02

Total Payments: 32

Grand Total (excluding void checks):

708,663.02

DRAFT - MINUTES
LAWNDALDE CITY COUNCIL REGULAR MEETING
April 3, 2023

A. CALL TO ORDER AND ROLL CALL

Mayor Pullen-Miles called the meeting to order at 6:33 pm. in the City Hall Council Chamber, 14717 Burin Avenue, Lawndale, California.

Councilmembers Present: Mayor Robert Pullen-Miles, Mayor Pro Tem Sirley Cuevas, Councilmember Rhonda Hofmann Gorman, Councilmember Bernadette Suarez, Councilmember Pat Kearney.

Other Participants: City Clerk Erica Harbison, City Manager Sean M. Moore, City Attorney Gregory M. Murphy, Assistant City Clerk Yvette Hall, Community Services Director Mike Estes, Los Angeles County Sheriff's Department Sergeant Justin Smith, Los Angeles County Fire Department Assistant Chief Brian Bennett, Municipal Services Director Michael Reyes, Finance Director Hrant Manuelian

B. CEREMONIALS

Mayor Pro Tem Cuevas led the flag salute. Pastor George Magdalany of Hope Chapel provided the inspiration.

C. PRESENTATION

1. Recognition of Service - Outgoing Planning Commissioner & Beautification Committee Members

Presentation of Certificates of Commendation to Planning Commissioner Erick Escamilla and Beautification Committee Members Luvia Diaz and Kassandra Ferrer

Mayor Pullen-Miles announced the names of the outgoing commission and committee members and thanked them for their service. The recipients were not present.

D. PUBLIC SAFETY REPORT

a. Los Angeles County Sheriff's Department Update

Sergeant Smith summarized the recent law enforcement activities.

Mayor Pro Tem Cuevas asked for information on the store robbery at CVS.

Sergeant Smith provided an update on the incident at CVS.

b. Los Angeles County Fire Department Update

Assistant Fire Chief Bennett summarized the recent local fire emergency activities and announced that Anthony Morrone has been selected as the new Fire Chief. He shared that Battalion Chief Lewis is leaving the department and is being replaced by Battalion Chief Kane.

Assistant Fire Chief Bennett also announced that Local Fire Station 61 has an Advanced Provider Unit 20 (AP20) that assists with low emergency calls.

Councilmember Hofmann Gorman asked what the expected radius of coverage is of the AP20 and how frequent it will be in the surrounding areas.

Assistant Fire Chief Bennett responded that the main service areas for the AP20 are the cities of Lawndale, Hawthorne, and Inglewood.

E. ORAL COMMUNICATIONS - ITEMS NOT ON THE AGENDA (Public Comments)

Michelle Pino, Library Manager, provided information on the upcoming library activities.

Sunny Tamrarar, Resident, expressed concerns about parking citations at the school sites.

Morrison Lucas, Resident, spoke about parking citations at the school sites and showed a photograph of his car to describe how he received a parking citation.

Josh Standifor, Resident, commented that he opposes the Metro C Line (Green) Extension Project and prefers the Hawthorne Boulevard option. He suggested that the City Council contact the City of Redondo Beach to find out their position on the project.

Colleen Villegas, Resident, commented on the City's Draft Environmental Impact Report (DEIR) letter and believes that the right-of-way is not the best option.

John Schreiber, Resident, commented on the City's DEIR letter, and stated that it was very thorough. He prefers the Hawthorne Boulevard option. He also commented on crimes in the City and suggested that they be posted on social media.

Randall Abram, Resident, expressed concerns about parking citations at the school sites and the Metro C Line (Green) Extension Project. He believes more coordination is needed with residents and neighboring Cities.

James Tyler, Resident, commented on the Metro C Line (Green) Extension Project and stated he is in favor of the Hawthorne Boulevard option.

F. COMMENTS FROM COUNCIL

Councilmember Hofmann Gorman thanked everyone that attended and confirmed that the City has met with leaders of the Lawndale Elementary School District (LESD) to address the parking citation concerns that parents and residents have brought up. She asked Sergeant Smith to give his feedback on the resident's social media request.

City Manager Moore gave an update on the Parking and Traffic Solutions Ad Hoc Subcommittee (PTS) meeting between the LESD and the City.

Sergeant Smith stated that he would inquire whether the South Los Angeles Station participates in social media and report back.

Councilmember Kearney concurred with Councilmember Hofmann Gorman's comments as he attended the same meetings. He thanked Library Manager Pino for the updates.

Councilmember Suarez thanked the residents for attending the meeting and asked for a timeframe for the resolution of the parking citations matter. She stated that she will speak with the Redondo Beach City Councilmembers to find out their position on the Metro C Line (Green) Extension Project and shared that the City sent out letters to the residents to make them aware of the project.

City Manager Moore gave an update on the school parking citation issues and commented that the PTS Ad Hoc Subcommittee will meet again in July 2023.

Mayor Pro Tem Cuevas thanked everyone for speaking and announced that there is an application called “Citizen” which she feels works better than NextDoor to keep up to date about City news. She supports discussing the City’s position on the Metro C Line (Green) Extension Project.

Mayor Pullen-Miles thanked the residents for attending the meeting, and asked about the letter that LESD will send to the parents.

City Manager Moore responded that the letter will provide information and educate the parents on the parking citation policies.

Mayor Pullen-Miles indicated that the policy might need to be revised in terms of when a vehicle unintentionally stops and receives a parking citation.

Municipal Services Director Reyes provided further clarification on the parking citation code and shared that they educate the parents during the first two weeks of school.

Mayor Pullen-Miles thanked the residents who spoke on the Metro C Line (Green) Extension Project and encouraged residents to read the City’s DEIR comments. He encourages residents to email the Metro Board of Directors, City of Inglewood Mayor Butts, and Los Angeles County Supervisor Mitchell. He added that he looks forward to working with the neighboring cities to make a stronger impact on the project.

G. CONSENT CALENDAR

Items 2 through 5 will be considered and acted upon under one motion unless a City Councilmember removes individual items for further City Council consideration or explanation.

2. Motion to read by title only and waive further reading of all ordinances listed on the Agenda

Recommendation: that the City Council approve.

3. Accounts Payable Register

Recommendation: that the City Council adopt Resolution No. CC-2304-014 authorizing the payment of certain claims and demands in the amount of \$278,485.81.

4. Minutes of the Lawndale City Council Regular Meeting – March 20, 2023

Recommendation: that the City Council approve.

5. Recommendation of Increase to Bail Amounts for Unlicensed Vending; second reading of Ordinance No. 1198-23 amending the Municipal Code penalties for Unlicensed Vending

Recommendation: that the City Council hold the second reading of and approve Ordinance No. 1198-23.

Municipal Services Director Reyes stated that Consent Calendar Item No. 5 had an amendment to Section 3, page 2, of the ordinance and was distributed to the City Council and public.

City Attorney Murphy clarified that the amendment was a clerical amendment and not substantive.

Councilmembers Suarez requested that Consent Calendar Item No. 5 be considered for a separate vote.

By consensus, Mayor Pullen-Miles pulled Consent Calendar Item No. 5 from the consent calendar for a separate vote.

A motion was made by Councilmember Kearney and seconded by Mayor Pro Tem Cuevas to approve items 2-4 of the Consent Calendar. The motion carried by a vote of 5-0.

5. Recommendation of Increase to Bail Amounts for Unlicensed Vending; second reading of Ordinance No. 1198-23 amending the Municipal Code penalties for Unlicensed Vending

Recommendation: that the City Council hold the second reading of and approve Ordinance No. 1198-23.

This item was considered separately at this point in time.

City Attorney Murphy read the ordinance by title only and waived further reading.

A motion was made by Councilmember Kearney and seconded by Councilmember Hofmann Gorman to hold the second reading of and approve Ordinance No. 1198-23. The motion carried by a vote of 3-2. Mayor Pro Tem Cuevas and Councilmember Suarez voted no.

H. ADMINISTRATION

6. Adopt Resolution No. CC-2304-016 to Approve E-mail Management and Retention Policy and Procedure, and Update the City Council's Records and Information Management Policy

Recommendation: that the City Council adopt Resolution No. CC-2304-016, Updating City Council Policy No. 77-04 with Exhibit A E-mail Management and Retention Policy and Procedure, and find this matter exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15061 (b)(3).

Assistant City Clerk Hall presented the staff report.

A motion was made by Councilmember Suarez and seconded by Councilmember Kearney to adopt Resolution No. CC-2304-016, Updating City Council Policy No. 77-04 with Exhibit A E-mail Management and Retention Policy and Procedure, and find this matter exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15061 (b)(3). The motion carried by a vote of 5-0.

I. CITY MANAGER REPORT

City Manager Moore reported that he visited the encampment sites along the 405 Freeway. He also met with Caltrans to discuss an encroachment permit that will allow the city to manage the encampments and the overgrown landscape. He noted that he observed property violations on 162nd Street and indicated that the City will follow up on the properties. He reported that the first Parking and Traffic Solutions Ad Hoc Subcommittee Meeting between the City and LESD was held to discuss the parking citation issues. He stated that they will regroup in July 2023. City Manager Moore also reported that the City/School District Park Maintenance (CSD PMJU) and Joint Use Ad Hoc Subcommittee Meeting was held between the City and LESD. He said that both the City and LESD want to move forward with a new agreement by June 2023. City Manager Moore stated that both meetings went well and thanked Director of Community Services Estes for taking the lead on the joint use of the parks' maintenance matter. City Manager Moore advised the City Council that it would not be prudent to take any action on the Metro C Line (Green) Extension Project because Metro has not decided on an option yet. He spoke on the robbery incident that occurred at the CVS store and how he observed the Sheriff's Department's helicopter overhead at the scene. He thanked Sergeant Smith and Lieutenant Osburn for their efforts in handling the CVS incident. City Manager Moore invited the Sheriff's Department to take part in the upcoming Youth Day Parade.

J. ITEMS FROM CITY COUNCILMEMBERS

7. **Explore the Idea of the City Constructing and Owning its own Digital Billboards**
Recommendation: that the City Council consider the request from Mayor Pullen-Miles and provide further direction to staff.

Mayor Pullen-Miles presented the staff report.

Councilmember Suarez asked how a City can receive revenue when it is a not-for-profit entity.

Mayor Pullen-Miles explained that the City can create an enterprise project which is different from City services such as tree trimming services.

City Attorney Murphy stated that he would conduct a legal review if the City Council decided to move forward.

Councilmember Kearney provided the history of the existing billboards in the City.

Councilmember Suarez asked about the revenue source and how the process for competitors would work.

Mayor Pro Tem Cuevas indicated she would like to receive more information about this item.

City Manager Moore stated that staff would bring this matter back at a future meeting.

8. **Letter to Los Angeles County Board of Supervisors Opposing The Special Counsel to Sheriff Civilian Oversight Commission's Patrol Rotation Recommendation - February 2023 Report**
Recommendation: that the City Council 1.) Review the draft letter to the Los Angeles County Chair and Board of Supervisors, making any desired revisions, and direct staff in

the City Manager's Department to finalize the letter for City Council signatures and distribution; or 2.) provide direction to staff.

Councilmember Kearney presented the staff report.

Councilmember Suarez stated that she is not in favor of the letter as written because it does not offer an alternative to the proposed patrol rotation recommended by the Special Counsel to Sheriff Civilian Oversight Committee.

Councilmember Kearney stated that he supports the letter because it would prevent the deputies from being moved from their departments overnight.

Mayor Pro Tem Cuevas commented that she is opposed to the changing of the deputies, especially for a small city like Lawndale.

Councilmember Suarez commented that she likes continuity with deputies assigned to the City.

City Manager Moore stated that studies have shown that continuity of an officer is better for the City and that effectiveness is lost when deputies leave.

Councilmember Hofmann Gorman stated that she supports the letter and believes that it moves the City in a positive way with the Sheriff's Department.

Mayor Pullen-Miles supports the letter and would like to see deputies stay longer in the City.

A motion was made by Councilmember Kearney and seconded by Councilmember Hofmann Gorman to send the letter to the Los Angeles County Board of Supervisors, opposing the Special Counsel to Sheriff Civilian Oversight Commission's Patrol Rotation Recommendation. The motion carried by a vote of 4-1. Councilmember Suarez voted no.

9. Mayor/City Councilmembers Report of Attendance at Meetings and/or Events

Councilmember Hofmann Gorman attended the California Contract Cities Association's (CCCA) monthly meeting and the CCCA Legislative Committee meeting, as well as the PTS Ad Hoc Subcommittee meeting for traffic and parking solutions. She also attended the Association of Los Angeles Deputy Sheriffs (ALADS) in which Sheriff Luna was in attendance. She announced the local Eggtravaganza event for children will be held at William Green Park and Jane Addams Park on Saturday and requested Community Services Director Estes to say a few words about the event.

Community Services Director Estes announced the Eggtravaganza event will be held at William Green Park and Jane Addams Park where many activities will be offered on Saturday, April 8, 2023.

Councilmember Kearney stated that he attended the same meetings as Councilmember Hofmann Gorman.

Councilmember Suarez attended the PTS Ad Hoc Subcommittee meeting for traffic and parking solutions.

Mayor Pro Tem Cuevas attended the ALADS' dinner with Sheriff Luna in attendance. She also attended the PTS Subcommittee meeting and thanked staff for preparing the well-written DEIR Metro letter. She thanked resident Chelsea Schreiber for delivering the residents' letters to Metro's office in Los Angeles.

Mayor Pullen-Miles attended a Mayors' meeting convened by Los Angeles County Supervisor Holly Mitchell and in attendance was Los Angeles Mayor Karen Bass. The major topic was the housing shortage. He also attended a meeting with residents who are concerned about the Metro C Line (Green) Extension Project.

K. ADJOURNMENT

Mayor Pullen-Miles announced that Wayne Spencer, Chairman of Board of the South Bay Workforce Investment Board, passed away.

Councilmember Hofmann Gorman announced the passing of long-time resident Thomas Anderson, son-in-law of former Mayor and Councilmember Edward C. Roberts.

Mayor Pullen-Miles also announced that Kenneth Brown, President, El Camino College District Board of Trustees, passed away and requested that the next City Council meeting be adjourned in his memory.

There being no further business to conduct, the Mayor adjourned the meeting at 8:20 p.m. in memory of Wayne Spencer and Thomas Anderson.

Robert Pullen-Miles, Mayor

ATTEST:

Erica Harbison, City Clerk

Approved: 4/17/2023



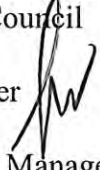
CITY OF LAWNDAL

Back to Agenda

14717 BURIN AVENUE, LAWNDAL, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: April 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager 

PREPARED BY: Raylette Felton, Deputy City Manager/ Human Resources Director 

SUBJECT: **Consideration of Claims for Damage against the City**

BACKGROUND

The City of Lawndale received a claim for property damage filed by Benito Dilag (Claimant) on or about March 21, 2023. The claim filed alleged that they lost power to their residence on February 24, 2023, due to a fallen tree pulling down an electrical wire.

STAFF REVIEW

The City's third-party claims administrator, Carl Warren & Company, reviewed and completed investigation regarding filed claim. Based on an investigation completed, it was determined that the liability for the claim could not be assigned to the City and recommends that the City reject the claim as filed.

LEGAL REVIEW

N/A

RECOMMENDATION

Staff recommends that the City Council reject the claim filed by Benito Dilag and instruct staff to process the appropriate correspondence to the claimant.

Attachments: 1) Claim for Damages to Person or Property and Rejection Notice – Benito Dilag (3044818)

ATTACHMENT 1



CITY OF LAWNDALE
CLAIM FOR DAMAGES TO PERSON OR PROPERTY

Reserve for Filing Stamp

File with the City Clerk
14717 Burin Ave., Lawndale, CA 90260
(310) 973-3200, Fax: (310) 644-4556

23 MAR 21 2:23 PM

Claim No.: _____

Instructions:

1. Claims for death, injury to person or to personal property must be filed not later than six (6) months after the occurrence. (Gov. Code Sec. 911.2)
2. Claims for damages to real property must be filed not later than one (1) year after the occurrence. (Gov. Code Sec. 911.2)
3. Read entire claim form before filing.
4. See page 2 for diagram upon which to locate place of accident.
5. This claim form must be signed on page 2 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
7. Claim must be filed with the City Clerk. (Gov. Code Sec. 915a)

CITY OF LAWNDALE			
Claimant's Name	Benito Dila	Claimant's Occupation	Retired
Claimant's Home Address		Claimant's Home Phone #	
Claimant's Business Address	N/A	Claimant's Business Phone #	N/A

Address and telephone number to which you desire notices or communications to be sent regarding this claim:

15227 Spinning Ave Gardena, CA 90249 310-308-8977

When did DAMAGE or INJURY occur?

Date: 2-24-23

Time: evening

If claim is for Equitable Indemnity, give date claimant served with the complaint:

Date: N/A

Names of any city employees involved in INJURY or DAMAGE

N/A

Where did DAMAGE or INJURY occur? Describe fully, and locate on diagram on reverse side of this sheet. Where appropriate, give street names and address and measurements from landmarks:

4334 W. 154th St Lawndale, CA 90260

Describe in detail how the DAMAGE or INJURY occurred.

Sidewalk tree fell and pulled down the electrical wiring connected to my house - resulting in a power outage

Why do you claim the city is responsible?

The tree was overgrown and electrical wiring was tangled in it.

Describe in detail each INJURY or DAMAGE

- wiring pulled from main electrical power
- weather head was destroyed
- 2 main conductors were severed in load center
- NO power from 2-24-23 PM to 2-27-23 AM

THIS CLAIM MUST BE SIGNED ON PAGE 2

The amount claimed, as of the date of presentation of this claim, is computed as follows:

Damages incurred to date (exact):	\$ 1600.00	Estimated prospective damages as far as known:	\$
Damage to property	\$	Future expenses for medical and hospital care	\$
Expenses for medical and hospital care	\$	Future loss of earnings	\$
Loss of Earnings	\$	Other prospective special damages	\$
Special Damages for	\$	Prospective general damages	\$
		Total estimate prospective damages	\$
General Damages	\$		
Total Damages incurred to date	\$ 1600.00		
Total amount claimed as of date of presentation of this claim			\$ 1600.00

Was damage and/or injury investigated by police? NO If so, what city? _____ File #: _____

Were paramedics or ambulance called? NO If so, name city or ambulance _____

If injured, state date, time, _____

name and address of doctor of your first visit _____

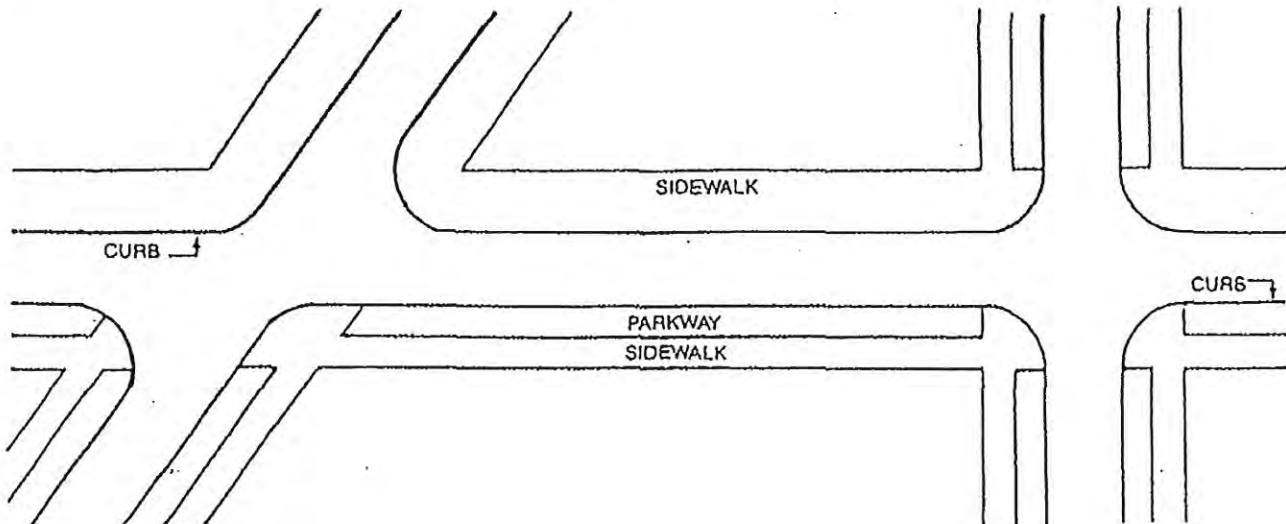
WITNESSES to DAMAGE or INJURY: List all persons and addresses of person known to have information:

Name <u>Edison</u>	Address <u>PO Box 800 Rosemead, CA 91770</u>	Phone <u>800-655-4555</u>
Name <u>Matt Comer</u>	Address <u>19910 Entradero Ave Torrance</u>	Phone <u>310-462-6275</u>
Name <u>Fire Dept</u>	Address _____	Phone <u>911</u>

DOCTORS and HOSPITALS:

Hospital <u>NIA</u>	Address _____	Date of Hospitalization _____
Doctor _____	Address _____	Date of Treatment _____
Doctor _____	Address _____	Date of Treatment _____

For all accident claims place on following diagram names of streets, including North, East, South and West; indicate place of accident by "X" and by showing house numbers or distances to street corners. If city vehicle was involved, designate by letter "A" location of city vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw city vehicle; location of city vehicle at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X". NOTE: if diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Signature of Claimant or person filing on his/her behalf giving relationship to Claimant:

Rose Dilag

Typed/Printed Name

Rose Dilag

Date

3-17-23

March 31, 2023

TO: City of Lawndale

ATTENTION: Raylette Felton

RE: Claim	:	Dilag vs. Lawndale
Claimant	:	Benito Dilag
Member	:	City of Lawndale
Date Rec'd by Mbr	:	3/21/2023
Date of Event	:	02/24/2023
CW File Number	:	3044818

Please allow this correspondence to acknowledge receipt of the captioned claim. Please take the following action:

- **CLAIM REJECTION:** Send a standard rejection letter to the claimant.

Please include a Proof of Mailing with your rejection notice to the claimant. Please provide us with a copy of the Notice of Rejection and copy of the Proof of Mailing. If you have any questions feel free to contact the assigned adjuster or the undersigned claims specialist.

Very truly yours,

Claudia Bray

Claudia Bray
Sr. Claims Examiner
Carl Warren & Company, LLC | A Venbrook Company



CITY OF LAWDALE

14717 BURIN AVENUE, LAWDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

April 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager 

REVIEWED BY: Jared Chavez, Community Development Manager 

PREPARED BY: Jose Hernandez, Associate Planner 

SUBJECT: **CONSIDERATION TO AMEND THE LAWDALE MUNICIPAL CODE ESTABLISHING RULES AND REGULATIONS TO PROVIDE FOR URBAN DWELLING UNITS AND URBAN LOT SPLITS FOR SINGLE FAMILY LOTS IN ACCORDANCE WITH SENATE BILL 9.**

BACKGROUND

On September 16, 2021, the Governor signed into law Senate Bill (SB) 9, which went into effect on January 1st, 2022. SB 9 is part of the State of California Senate Housing package which aims to increase the supply of housing in California. The bill requires ministerial approval of two dwelling units on a parcel zoned for a single-family unit. The bill also allows the subdivision of single-family parcels with a ministerial approval of a parcel map subject to qualifying criteria. In total, the bill allows the creation of four units on a parcel that is regularly zoned for one unit.

Pursuant to SB 9, jurisdictions are allowed to adopt a local ordinance for the purposes of implementing the two-residential developments and urban lot splits on a parcel zoned to allow for a single-family unit. The jurisdiction may impose objective zoning standards, subdivision standards, and design review standards that do not conflict with SB 9. The minimum size of new lots is 1,200 square feet and each lot must be at least 40% of the size of the original lot.

ANALYSIS:

Government Code Section 65852.21(b) allows for jurisdictions to adopt local requirements to regulate development of properties pursuant to SB 9, if the requirements are objective and not in conflict with the provisions of the bill. The provisions included in the draft ordinance under consideration are intended to provide clarity on the City's objective development standards related to projects undertaken pursuant to SB 9. Also, they identify the permitting process for such projects.

Any development standards established by a local government to implement the provisions of SB 9 must be objective (not subject to discretion), written in the municipal code, and cannot be more restrictive than those prescribed in the bill. Staff has identified objective development standards including limitations to number of units, unit size, height limitations, and parking requirements, among others, that have been tailored to the extent possible to maintain the character of existing single-family

neighborhoods. All objective standards included in the draft ordinance are consistent with the limitations set forth in SB 9.

City Staff prepared a draft ordinance which establishes rules and regulations for the purpose of implementing two-unit residential developments and urban lot splits on a parcel zoned to allow single-family residential units within the City of Lawndale.

Staff has reviewed Senate Bill 9 and has prepared a draft Ordinance which will establish requirements for the addition of second units on single family zoned parcels:

- Second units will be limited to 800 sq. Ft.
- Private and common open space shall be provided for each unit.
- Provide a one-car garage per unit.
- Second units must be affordable.
- Require an affordable housing agreement.
- Must meet all design standards.
- Must provide guest parking at a ratio of 0.5 parking spaces per unit.

The following requirements will need to be met to qualify for a single-family zoned lot subdivision resulting in parcels that are smaller than the minimum lot size on the designated zone.

- One of the lots must be owner occupied.
- A restrictive use covenant is required.
- A reciprocal access easement must be recorded.
- Minimum street frontage must be 50 ft.

ENVIRONMENTAL ASSESSMENT

The proposed Ordinance No. 1199-23 is exempt from the requirements of the California Environmental Quality Act (CEQA) under the general rule of CEQA Guidelines, Section 15061 (b)(3), that there is no possibility that the proposed ordinance may have a negative physical impact on the environment.

LEGAL REVIEW

The City Attorney has reviewed draft ordinance no. 1199-23 and has approved it as to form.

PUBLIC REVIEW

The Notice of public hearing was posted on the City's notice board located outside City Hall and published in the *Daily Breeze* on March 31, 2023.

COMMISSION REVIEW

On March 22, 2023, the Planning Commission held a public hearing, reviewed, and approved Resolution No. 23-07, recommending that the City Council approve Ordinance No. 1199-23.

FISCAL IMPACT

No additional funding required.

RECOMMENDATION

Staff recommends that the City Council do the following;

- A. Conduct a public hearing;
- B. Determine that draft Ordinance No. 1199-23 is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Section 15061(b)(3) of the CEQA Guidelines; and
- C. Introduce for first reading by title only Ordinance No. 1199-23, an ordinance amending the Lawndale Municipal Code regarding Single Family developments and subdivisions to reflect recent changes in state law to comply with Senate Bill 9, and waive further reading.

Attachments:

- A. Draft Ordinance No. 1199-23
- B. PC Resolution 23-07

Attachment A.
Draft Ordinance No. 1199-23

ORDINANCE NO. 1199-23

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
LAWNDALE, CALIFORNIA AMENDING THE LAWNDALE
MUNICIPAL CODE TO ADD CHAPTERS 16.05 AND AMEND
ARTICLE VII OF CHAPTER 17.48, ESTABLISHING RULES AND
REGULATIONS TO PROVIDE FOR URBAN DWELLING UNITS
AND URBAN LOT SPLITS UNDER THE R-1 ZONE AND A
FINDING OF CATEGORICAL EXEMPTION FROM CEQA.**

-DRAFT-

SUMMARY: This ordinance establishes City's rules and regulations to ministerially approve urban lot splits and the construction of up to two residential units (Dwelling Units) within "Urbanized Areas" of the City, as designated by the US Census Bureau, subject to certain limitations.

WHEREAS, the Lawndale Municipal Code (LMC) currently contains no regulations regarding the urban lots splits and construction of up to two residential units within single-family residential (R-1) zones within City of Lawndale (City) limits; and

WHEREAS, the City has the authority under its police power, to enact regulations for the public peace, morals, and welfare of the City; and

WHEREAS, during the 2021 legislative session, the State of California and the Governor signed Senate Bill 9 (SB 9), which added Sections 65852.21 and 66411.7 to the Government Code to require local agencies to ministerially approve urban lot splits and development of two residential lot provided the projects meet certain conditions; and

WHEREAS, the City desires to adopt an ordinance that addresses the procedures for such Urban Dwellings and Urban Lot Splits, and provides objective standards, in accordance with State law.

WHEREAS, the proposed amendment was duly noticed and agendized for discussion and public hearing before the Planning Commission on March 10, 2023; and

WHEREAS, at the meeting of the Planning Commission on March 22, 2023, the Planning Commission recommended that the City Council approve the proposed ordinance amendment; and

WHEREAS, the proposed ordinance amendment was duly noticed and agenized for discussion and public hearing before the City Council on March 31, 2023; and

WHEREAS, the City Council, after notice duly given as required by law, held a public hearing on April 17, 2023 in the City Hall council chamber located at 14717 Burin Avenue, Lawndale, California, to consider this matter.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAWNDALE, CALIFORNIA,
DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council finds and determines that the recitals above are true and correct, and are hereby incorporated by reference.

SECTION 2. The proposed amendment to the Lawndale Municipal Code, as described below, are consistent with the goals and objectives of the adopted General Plan.

SECTION 3. Title 16 (Subdivisions) is amended to add Chapter 16.04.____ (Urban Lot Splits) to the Lawndale Municipal Code to read, in its entirety, as follows (deletions marked in ~~strike through~~, additions in ***bold and italics***):

“Chapter 16.05 Urban lot splits

16.05.010 Purpose

16.05.020 Definitions

16.05.030 General Requirements

16.05.040 Denials

16.05.010 Purpose

This Chapter applies to urban lot splits in single family zones in accordance with Government Code section 66411.7.

16.05.020 Definitions

“Single-Family zone” shall mean any parcel of land that is zoned R-1.

“Urban lot split” shall mean a parcel map subdivision permitted pursuant to SB 9 which creates two parcels.

“Urban dwelling unit” shall mean a second unit permitted pursuant to SB 9. An urban dwelling unit shall not mean an Accessory Dwelling Unit or a Junior Accessory Dwelling unit.

16.05.030 General Requirements

An urban lot split shall comply with the following requirements:

A. All requirements in Government Code section 66411.7.

B. All applicable objective requirements of the Subdivision Map Act (Division 2 (commencing with Section 66410)), except as expressly provided in this Chapter.

C. All requirements of the Lawndale Municipal Code, except that requirements imposed by this Chapter shall take precedence over other conflicting requirements.

D. The rental of any unit created by an urban lot split must be for a term longer than 30 days.

E. The property owner must agree to an unannounced inspection every year for the first three years to ensure the property owner is living onsite. A restrictive use covenant must be recorded. The property owner must pay the special inspection fee as set forth in the City's fee and fine resolution.

F. Objective Development Standards: The following objective development standards apply to urban lot splits:

1. Size and Number: The parcel map subdividing an existing parcel must create no more than two new parcels of approximately equal lot area provided that one parcel shall not be smaller than 40 percent of the lot area of the original parcel proposed for subdivision. The subdivision must not be done in a manner that leaves one lot with more than two units including existing and proposed main dwellings, ADUs, and JADUs. No more than four total units may exist on the two new parcels.

2. Minimum Size: Both newly created parcels created by an urban lot split must be no smaller than 1,200 square feet.

3. Setbacks:

a. Existing Structures: No setback is required for an existing, permitted structure or a structure constructed in the same location and to the same dimensions as an existing, permitted structure.

b. New Structures and Additions: The minimum setback from the side and rear property line is four feet.

4. Building Separation: The units or structures involved in an urban lot split may be attached or detached provided that the structures meet building code safety standards and are sufficient to allow separate conveyance. A six (6) foot separation is required for detached structures.

5. Frontage: Both resulting parcels shall have a minimum frontage of 50 feet. If each parcel cannot accommodate a frontage of 50 feet, then the access strip shall not be less than 20 feet in width.

6. Conjunction with Urban Dwellings: Only structures that meet the requirements of urban dwellings are allowed on urban lot splits.

7. Lot Configuration Standards: Urban lot splits must comply with the Urban Dwelling and Urban Lot Split Configuration Standards adopted by City Council Resolution and incorporated herein by reference.

8. An easement must be provided over the front parcel to the rear parcel for access to the public right of way, providing public services and facilities, maintenance of utilities, and (if required) fire department access.

G. Demolition and Alteration: A proposed urban lot split must not require demolition or alteration of any of the following types of housing:

- 1. Housing that is subject to a recorded covenant, ordinance, or law that restricts rents to levels affordable to persons and families of moderate, low, or very low income.***
- 2. Housing that is subject to any form of rent or price control through a public entity's valid exercise of its police power.***
- 3. Housing that has been occupied by a tenant in the last three years.***

H. Disclosures: At the time of sale, a site with an urban dwelling must disclose to the seller:

- 1. The site must not be used for short term rentals;***
- 2. The property owner must agree to an unannounced inspection every year for the first three years to ensure the property owner is living onsite. The property owner must pay the special inspection fee in the City's fee and fine resolution;***
- 3. The property owner must provide a copy of the Restrictive Use Covenant.***
- 4. The property owner must provide all necessary information to the City required in the annual housing element report; and***
- 5. The site cannot be the subject of future urban lot splits.***

16.05.040 Denials

A. The Community Development Director may deny an application for an urban lot split upon making both of the following findings in writing based upon a preponderance of evidence.

- 1. The proposal would have significant, adverse impact upon the public health and safety or the physical environment as defined and determined in Government Code Section 65589.5(d)(2).***
- 2. There is no feasible method to satisfactorily mitigate or avoid the specific impact."***

SECTION 4. Title 17 (Zoning), Chapter 17.48 (Residential Zones) is amended to add Article VII (Single-Family Lot Subdivisions) to the Lawndale Municipal Code to read, in its entirety, as follows (deletions marked in ~~strikethrough~~, additions in ***bold and italics***):

"Article VII Single-Family Lot Subdivisions"

- 17.48.450 Purpose***
17.48.460 Definitions

17.48.470 General Requirements

17.48.480 Denials

17.48.450 Purpose

This Chapter applies to urban dwellings in single family zones in accordance with Government Code section 65852.21.

17.48.460 Definitions

For the purposes of this chapter, the following terms, phrases, words and their derivations shall have the meanings ascribed to them in this chapter.

“Single-Family zone” shall mean any parcel of land that is zoned R-1.

“Urban lot split” shall mean a parcel map subdivision permitted pursuant to SB 9 which creates two parcels.

“Urban dwelling unit” shall mean a second unit permitted pursuant to SB 9. An urban dwelling unit shall not mean an Accessory Dwelling Unit or a Junior Accessory Dwelling unit.

17.48.470 General Requirements

A. A property owner seeking approval of an urban dwelling unit shall comply with all of the following general requirements:

- 1. The maximum size of an urban dwelling unit shall not exceed 800 sq. ft. in size.*
- 2. The minimum size of an urban dwelling unit shall not be less than 500 sq. ft.*
- 3. Both units shall conform to all the development standards and design guidelines of the Lawndale Municipal Code.*
- 4. The urban dwelling unit shall be designated an affordable unit of very low, or low affordability level.*
- 5. Demolition and Alteration: A proposed urban dwelling may not require demolition or alteration of any of the following types of housing:*
 - i. Housing that is subject to a recorded covenant, ordinance, or law that restricts rents to levels affordable to persons and families of moderate, low, or very low income.*
 - ii. Housing that is subject to any form of rent or price control through a public entity’s valid exercise of its police power.*
 - iii. Housing that has been occupied by a tenant in the last three years.*

6. The rental of any urban dwelling must be for a term longer than 30 days.

7. The parcel for the proposed urban dwelling must contain no more than two units after construction of any urban dwelling. Existing and proposed ADUs and JADUs will be counted toward the maximum number of units. An urban dwelling development contains two residential units if the development proposes no more than two new units or if it proposes to add one new unit to one existing unit.

8. Setbacks:

i.Existing Structures: No setback is required for an existing, permitted structure or a structure constructed in the same location and to the same dimensions as an existing, permitted structure.

ii.New Structures and Additions: The minimum setback from the side and rear property line is four feet.

9. Height: 16 foot height limit.

10. Parking: A parking space within a garage is required for all new dwellings under the urban lot split.

17.48.480 Denials

A. The Community Development Director may deny an application for an urban dwelling unit upon making both of the following findings in writing based upon a preponderance of evidence.

1. The proposal would have significant, adverse impact upon the public health and safety or the physical environment as defined and determined in Government Code Section 65589.5(d)(2).

2. There is no feasible method to satisfactorily mitigate or avoid the specific impact. “

SECTION 5. This Ordinance is exempt from the California Environmental Quality Act (“CEQA”) pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines section 15282(h). These sections statutorily exempt the adoption of an ordinance implementing provisions of Government Code Section 65852.1 and 65852.2. This ordinance would allow for the single-family residential subdivisions consistent with and as required by state law. Additionally, this ordinance is exempt from CEQA under Section 15061(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. Where, as here, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

SECTION 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the each and every section, subsection, sentence, clause and phrase thereof not declared invalid or remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and

unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 7. The City Clerk shall certify the passage and adoption of this ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be posted and published in a newspaper of general circulation in the manner required by law.

PASSED, APPROVED, AND ADOPTED this ____ day of _____, 2023.

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council duly approved and adopted the foregoing Ordinance No.1199-23 at its regular meeting held on the 17th day of April, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearney					
Bernadette Suarez					
Rhonda Hofmann Gorman					

Erica Harbison, City Clerk

Date

APPROVED AS TO FORM:

Gregory M. Murphy, City Attorney

Attachment B.
PC Resolution No. 23-07

RESOLUTION NO. 23-03

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LAWDALE, CALIFORNIA RECOMMENDING THAT THE CITY COUNCIL ADOPT AN ORDINANCE ESTABLISHING RULES AND REGULATIONS TO PROVIDE FOR URBAN DWELLING UNITS AND URBAN LOT SPLITS IN THE R-1 ZONE. AND A FINDING OF CATEGORICAL EXEMPTION FROM CEQA.

WHEREAS, the Governor signed into law, Senate Bill (SB) 9 and as part of the State of California Senate Housing package that is aimed to increase the supply of housing in California; and

WHEREAS, the Planning Commission for the City of Lawndale is charged with the responsibility of reviewing proposed amendments to the Lawndale Municipal Code; and

WHEREAS, it is necessary from time to time to update the zoning ordinance to bring it into conformity with State law and to address public health, safety, and welfare concerns; and

WHEREAS, the Planning Commission of the City of Lawndale now desires to recommend to the City Council that the City amend the Lawndale Municipal Code to establish land use regulations for two unit residential developments and urban lot splits of Single-Family Residential (R-1) zoned lots in the City of Lawndale; and

WHEREAS, Government Code Section 66411.7(a) limits eligibility of urban lot splits by size and proportionality; and

WHEREAS, Government Code Sections 65852.21(a)(2) and 66411.7(a)(3)(C) limit such urban lot splits and construction to sites that are not located on or within certain farmland, wetlands, very high fire hazard severity zones, hazardous waste sites, earthquake fault zones, special flood hazard areas, regulatory floodways, lands identified for conservation, habitats for protected species, and historic properties; and

WHEREAS, Government Code Sections 65852.21(a)(3) through (a)(5), limit eligibility of such construction of secondary units that proposes to demolish or alter housing subject to affordability restrictions, housing subject to rent or price controls, housing that has been occupied by a tenant in the last three years, housing that has been withdrawn from rent or lease within the past 15 years, and housing that requires demolition of existing structural walls unless authorized by local ordinance or has not been tenant-occupied within the past 3 years; and

WHEREAS, Government Code Sections 65852.21(a)(6) and 66411.7(a)(3)(E) allow a city to deny an urban lot split for properties within an historic district or listed on the State's Historic Resource Inventory or within a site that is designated or listed as a city or county landmark or historic property or district pursuant to a city or county ordinance; and

WHEREAS, Government Code Sections 65852.21(b) and 66411.7(c) allow a city to establish objective zoning standards, objective subdivision standards, and objective design review standards, if it does not conflict with state law; and

WHEREAS, such objective zoning standards, objective subdivision standards, and objective design review standards may not have the effect of "precluding the construction of two units on either of the resulting parcels or that would result in a unit size of less than 800 square feet"; and

WHEREAS, Government Code Sections 65852.21 and 66411.7 allow a city to deny a proposed housing development or urban lot split if the project would have a specific, adverse impact, as defined and determined in paragraph (2) of subdivision (d) of Section 65589.5, upon public health and safety or the physical environment and for which there is no feasible method to satisfactorily mitigate or avoid the specific, adverse impact; and

WHEREAS, the proposed amendment was duly and properly noticed for discussion and public hearing before the Planning Commission on March 22, 2023; and

WHEREAS, evidence was heard and presented from all persons interested in affecting said proposal, from all persons protesting the same and from members of the City staff, and the Planning Commission, having reviewed, analyzed and studied said proposal.

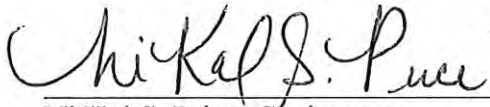
NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF LAWDALE, CALIFORNIA DOES HEREBY RESOLVE AND RECOMMEND AS FOLLOWS:

Section 1. The Planning Commission finds and determines that the recitals above are true and correct and are hereby incorporated herein.

Section 2. The Planning Commission finds that after careful consideration of text, facts, exhibits, testimony, staff reports and public comments, the Planning Commission recommends that City Council:

1. Find and determine that the draft ordinance is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15061(b)(3) of the CEQA Guidelines and Division 13 (commencing with Section 21000) of the Public Resources Code; and
2. Recommend that the City Council adopt the draft Ordinance, attached hereto as Attachment "B".

PASSED, APPROVED AND ADOPTED THIS 22nd DAY OF MARCH 2023



Ni Kal S. Price, Chairperson
Lawndale Planning Commission

ATTEST

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF LAWNDALE)

I, Jared Chavez, Community Development Manager for the City of Lawndale, California, do hereby certify that the foregoing **Resolution No. 23-03** was duly approved by the Planning Commission of the City of Lawndale at a regular meeting of said Commission held on the **22nd day of March, 2023** by the following roll call vote:

AYES: Martinez, Sitka, Urrutia

NOES:

ABSENT: Price, Smith

ABSTAINED:



Jared Chavez,
Community Development Manager



CITY OF LAWDALE

[Back to Agenda](#)

14717 BURIN AVENUE, LAWDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: April 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager 

PREPARED BY: Jared Chavez, Community Development Manager 

SUBJECT: **Community Development Flatwork/Landscaping permit and Fence permit Fee update.**

SUMMARY

On February 6, 2023, the City Council discussed an item on the City's History of planning applications including Fence and Flatwork/Landscaping permit fees. City Council gave Staff direction on updating the Fence and Flatwork/Landscaping fees.

BACKGROUND

Fence Permits

In 1994 the City Council directed staff to draft an Ordinance that required zoning permit approval before the installation of a fence or wall within residential areas. At the time, it was determined that fence permits were needed because it was common that residential fences were installed without meeting zoning regulations. To resolve the issue and prevent timely and costly measures to correct zoning violations, the City decided to require a fence permit when installing fences in residential areas. The initial fence permit fee in 1991 was \$50 to review the application and plans. In 1994, when the new Ordinance requiring fence permits was adopted, a new and lower fee of \$30 was also adopted. At this time the City Council decided it would be a more appropriate cost for the permit.

In 2017 Community Development Staff conducted research on the Planning Department's fee schedule and found that the fees were outdated and did not cover the entire cost of staff time in processing the permits covered by the fees. While this is legal, it resulted in the City using General Fund money to subsidize development, diverting General Fund monies away from much needed City services such as public safety. Staff completed a study on fees and calculated an hourly rate for a range of tasks. On December 4, 2017, Staff brought Resolution No. CC-1712-59 to the City Council recommending the fee be increased from \$30 to \$324.25 to eliminate the General Fund subsidy. The City Council adopted the resolution based on Staff's findings and recommendations.

Flatwork/ Landscaping permits

On September 19, 2005, the City Council adopted Urgency Ordinance No. 955-05 (First Ordinance) prohibiting the installation of flatwork in residential front setback areas. On October 17, 2005 the City Council rescinded the First Ordinance and adopted Interim Urgency Ordinance No. 956-05 (Second Ordinance) to require a permit for a flatwork installation in residential zones, to establish a walkway and driveway standards, and to direct the Planning Commission to study flatwork issues and make

City Council Meeting – April 17, 2023
Community Development Fence and Flatwork/Landscaping Permit Fees

recommendations to the City Council regarding how much flatwork should be allowed on the front setback as well as what design standards should be imposed.

On December 17, 2007 the City Council recommended adopting resolution number 1006-07 approving requirements to submit a permit application and plot plan for flatwork and/or landscaping within the front yard for review by the Community development department. At that time many residents were removing their front yard landscaping area to install concrete and park their cars. This caused drainage problems when it rained and became a public nuisance. It also deteriorated the look of the neighborhood potentially creating a less desirable area to live in and potentially reducing property values.

The City also added regulations to require a 50% minimum for live landscaping in the front yard setback area as well as regulations for parking pads for those who had nonconforming parking and needed additional parking areas. The flatwork permit was established to make sure that those who wanted to install flatwork or new landscaping would comply with the code and at the same time protecting the community's health welfare and safety. These permits initially had a cost of \$0.00.

In 2017 Community Development Staff conducted research on the Planning Department's fee schedule and found that the fees were outdated and did not cover the entire cost of staff time in processing the permits covered by the fees. Again, this is legal, it but it does result in the City subsidizing development through the General Fund. On December 4, 2017, Staff brought Resolution No. CC-1712-59 to the City Council recommending the Flatwork/Landscaping permit fee be increased from \$0 to \$236.75 to eliminate the General Fund subsidy.

In FY 2020-2021 the Finance Department, along with support from a consulting firm, conducted a fee study which provided an updated analysis of the City's costs during FY 2020/2021 of providing fee-related services. Planning fees, such as entitlement reviews and compliance with zoning code reviews were examined in the study and new fees were proposed for these services. On April 5, 2021 the City Council adopted Resolution 2104-017. This allows the City to recover costs for staff to process, handle, and oversee development projects without taking away funding or resources away from the general fund for essential services that service the community. The fee study was conducted to bring the fees up to date with the current market and to make sure the fees were consistent with the surrounding cities. The City Council recommending the fee be increased from \$324.25 to \$420 and the Flatwork/Landscaping from \$236.75 to \$390.

On February 6, 2023, the City Council discussed and gave Staff direction to bring back the Fence and Flatwork/Landscaping permits with a proposed fee reduction for Council Consideration. If adopted, the fee reduction would restore the General Fund subsidy for these permits. This is a policy decision within the jurisdiction of the City Council, and it is consistent with the Council's legal authority. During the public hearing it was proposed that the new fees for the applications be modified as follows:

Permit Name	Current Fee	Proposed Fee
Fence Permit	\$420.00	\$50.00
Flatwork/ Landscaping Permit	\$390.00	\$75.00

City Council Meeting – April 17, 2023
Community Development Fence and Flatwork/Landscaping Permit Fees

CEQA

The adoption of fees is not a “project” under the California Environmental Quality Act (“CEQA”) as defined in Section 15378(b)(4) of the CEQA Guidelines.

LEGAL REVIEW

The City Attorney has reviewed Resolution No CC-2304-018 and approved it as to form.

PUBLIC REVIEW

The Notice of public hearing was posted on the City’s notice board located outside City Hall and published in the *Daily Breeze* on April 8, 2023.

RECOMMENDATION

It is recommended that the City Council:

- a) Conduct a public hearing, and;
- b) Adopt Resolution No. CC-2304-018 approving the proposed fee reduction for the Planning Department Fence and Flatwork/Landscaping application fees.

ATTACHEMENTS:

- a) Resolution No. CC-2304-018

Attachment “A”

RESOLUTION NO. CC-2304-018

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF LAWNDAL, CALIFORNIA
ESTABLISHING THE AMOUNT OF ADMINISTRATIVE FEES PURSUANT TO
CHAPTER 3.32 OF THE CITY OF LAWNDAL MUNICIPAL CODE**

WHEREAS, the City Council desires to provide reasonably affordable permit costs and fees for the residents of Lawndale; and

WHEREAS, on the February 6, 2023 City Council meeting, Planning Fence and Flatwork/Landscaping applications and their associated fees were reviewed; and

WHEREAS, the City Council gave Staff direction to bring back the applications with reduced fees for Council consideration; and

WHEREAS, the City Council has reviewed the update proposed fence and flatwork/landscaping fees and finds the proposed fees are consistent with the requirements of State Law and the Lawndale Municipal Code and would benefit the residents by making the fees more affordable for categories of work that are often done by residents as opposed to developers; and

WHEREAS, a notice of public hearing for this matter was published in the Daily Breeze on April 8, 2023; and

WHEREAS, a public hearing was held by the City Council at its regular meeting on April 17, 2023, and all interested parties were given an opportunity to be heard regarding this matter; and

WHEREAS, in adopting this Resolution, the City Council is taking action only on those fees for Fence and Flatwork/Landscaping permits, set forth in Exhibit "A" which have been modified from prior resolutions of the City Council. The remaining fees that have not been modified from prior resolutions shall remain in full force and effect.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAWNDAL, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council finds and determines that the recitals above are true and correct and incorporated herein by this reference.

Section 2. That, effective June 18, 2023 the administrative fees set forth in Exhibit "A" attached hereto and incorporated herein, are hereby established pursuant to Section 3.32.030 of the Lawndale Municipal Code and the California Government Code Sections 66000 et seq..

Section 3. That the City Council finds and determines that the imposition of fees is not a “project” under the California Environmental Quality Act (“CEQA”) as defined in Section 15378(b)(4) of the CEQA Guidelines.

Section 4. That the fees established by this Resolution shall supersede all previously established fees for the same service.

Section 5. That for the reasons described above, the City Council does hereby further approve the revised fee schedule, attached to this Resolution as Exhibit “A”, and incorporated herein by this reference.

PASSED, APPROVED, AND ADOPTED this ____ day of ____, 2023.

Robert Pullen-Miles, Mayor

ATTEST:

State of California)
County of Los Angeles) SS
City of Lawndale)

I, Erica Harbison, City Clerk of the City of Lawndale, California, do hereby certify that the City Council duly approved the foregoing Ordinance No. CC-2304-018 at its regular meeting held on the 17th day of April, 2023, by the following roll call vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Robert Pullen-Miles, Mayor					
Sirley Cuevas, Mayor Pro Tem					
Pat Kearney					
Bernadette Suarez					
Rhonda Hofmann Gorman					

Erica Harbison, City Clerk

APPROVED AS TO FORM:

Gregory M. Murphy, City Attorney

Exhibit “A”
Proposed Planning Department Fees

<u>Fee Type</u>	<u>(Current Fee)</u>	<u>Proposed Fee</u>
Flat Work Permit/Inspection	\$390.00	\$75.00
Fence Plan/Inspection	\$420.00	\$50.00



CITY OF LAWDALE

[Back to Agenda](#)

14717 BURIN AVENUE, LAWDALE, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: April 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager 

PREPARED BY: Hrant Manuelian, Director of Finance/City Treasurer 

SUBJECT: Quarterly Investment Report for the Quarter Ended March 31, 2023

BACKGROUND

The attached Quarterly Investment Report for the quarter ended March 31, 2023, is provided to City Council per the City of Lawndale's Investment Policy and State of California's Government Code Section 53646.

STAFF REVIEW

As of March 31, 2023, the City had total cash and investments (cost basis) of \$47,095,201 plus \$2,308,508 cash with fiscal agent held in a trust for the Lawndale Redevelopment Agency's Tax Allocation Bond 2009 issue, \$1,150 in petty cash and, as of February 2023, \$707,245 maintained in two retirement enhancement plans.

Interest rates have continued to rise through Q1 2023. The State Local Agency Investment Fund (LAIF) had an interest rate of 0.99% on June 30, 2022, and has gone up to 2.88% as of March 31, 2023. Rates in general have been increasing as the Federal Funds rate has also continued to increase. During the quarter the city purchased 2 government agency bonds for \$500,000 each. These bonds are backed by the full faith and credit of the US Government and are considered to be risk free investments. The rates on these are more favorable than rates being offered on CD's. We are also able to invest more than the maximum \$250,000 FDIC limit. We continue to maintain a majority of cash in LAIF and the City's checking account. For the quarter ending March 31, 2023 the City has remained liquid with 88% of our portfolio in on-demand accounts. The remainder of the portfolio includes 2.10% short-term (maturing in less than one year), 8.43% mid-term (one to three years maturity), and 1.57% long-term (maturing from three to five years) investments.

As interest rates continue to rise, we look for opportunities to maximize returns on City funds. As the market continues to change we will keep a close watch and take advantage of any upcoming investments. Cash in bank will be monitored and is expected that more will be used to purchase either bonds or CD's to take advantage of interest to the extent possible. The goal is to maintain a healthy balance of cash while maximizing returns.

The investment program provides sufficient liquidity to meet six months of estimated expenditures. All investments are in compliance with California state code 503600 and the City of Lawndale Investment policy.



CITY OF LAWDALE INVESTMENT REPORT

Summary of Investments
 For Quarter Ended March 31, 2023

	Adjusted Cost Basis	Category Total	Percent of Portfolio
<u>On Call Deposits</u>			
Checking Accounts	17,650,520		
LAIF State Pool	23,744,681	41,395,201	87.90%
<u>Short-Term Investments (1 Year or Less)</u>			
Time Deposits FDIC Insured	991,000	991,000	2.10%
<u>Medium-Term Investments (1 to 3 Years)</u>			
Time Deposits FDIC Insured	2,968,000		
US Government Agency Securities	1,000,000	3,968,000	8.43%
<u>Long-Term Investments (3 to 5 Years)</u>			
Time Deposits FDIC Insured	741,000		
US Government Agency Securities	-	741,000	1.57%
Total Cash and Investments		47,095,201	100.00%

LEGAL REVIEW

Not applicable.

FISCAL IMPACT

Not applicable.

RECOMMENDATION

Staff recommends that the City Council receive and file the Quarterly Investment Report for the quarter ended March 31, 2023.

Attachments: Quarterly Investment Report for the quarter ended March 31, 2023.

ATTACHMENT 1



**CITY OF LAWNDALE
TREASURY REPORT
For Quarter Ended March 31, 2023**

Cash		17,650,520
Investments		29,444,681
Petty Cash		1,150
Public Agency Retirement Services (PARS)- Retirement Enhancement Plan	690,355	
PARS/ City of Lawndale Excess Benefit Trust - US Bank	<u>16,890</u>	<u>707,245</u>
Total Cash and Investments		<u><u>47,803,597</u></u>

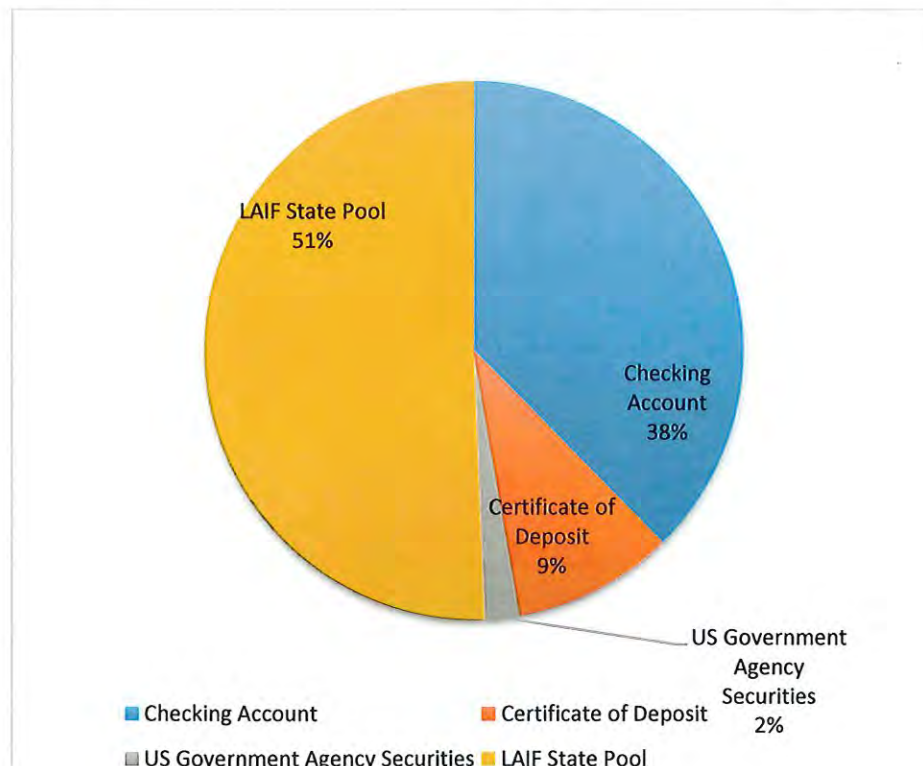


CITY OF LAWDALE INVESTMENT REPORT

Portfolio Statistics
For Quarter Ended March 31, 2023

Portfolio Composition

<u>Investment Type</u>	<u>Market Value</u>
Checking Account	17,650,520
Certificate of Deposit	4,495,638
US Government Agency Securities	1,004,927
LAIF State Pool	23,744,681
TOTAL	46,895,766



CITY OF LAWNDAL
DETAIL OF INVESTMENTS
For Quarter Ended March 31, 2023

	Par Value	Coupon Rate	Moody's/ S&P Rating	Purchase Date	Maturity/ Called Date	Days to Maturity	Yield to Maturity	Cost Basis	Category total	(memo only) Market Value
On Call Deposits										
Checking Account- Wells Fargo	17,215,453	N/A	N/A		Demand	1	None	17,215,453		17,215,453
Municipal Investment Account - US Bank	435,067	N/A	N/A		Demand	1	None	435,067		435,067
Local Agency Investment Fund- City of Lawndale	23,743,211	N/A	N/A		Demand	1	0.20%	23,743,211		23,743,211
Local Agency Investment Fund- Lawndale Housing Authority	1,470	N/A	N/A		Demand	1	0.20%	1,470		1,470
On Call Deposits	41,395,201								41,395,201	41,395,201
Short-Term Investments (1 Year or Less)										
<i>Time Deposits:</i>										
Morgan Stanley Bank NA	247,000	2.20%	FDIC	7/19/2019	7/11/2023	102	2.20%	247,000		245,006
Century Next Bank	249,000	2.00%	FDIC	7/19/2019	7/17/2023	108	2.00%	249,000		246,749
Farmers Insurance Group Fed	249,000	5.00%	FDIC	1/23/2023	1/18/2024	293	5.00%	249,000		248,681
Goldman Sachs Bank USA	246,000	3.00%	FDIC	7/22/2022	3/13/2024	348	3.00%	246,000		241,175
Short-Term Investments (1 Year or Less)	991,000								991,000	981,611
Medium-Term Investments (1 to 3 Years)										
<i>Time Deposits:</i>										
Beal Bank USA	246,000	3.05%	FDIC	7/22/2022	7/10/2024	467	3.05%	246,000		239,875
Morgan Stanley Private Bank	247,000	2.30%	FDIC	7/19/2019	7/11/2024	468	2.30%	247,000		238,588
Merrick Bank	249,000	2.10%	FDIC	7/19/2019	7/12/2024	469	2.10%	249,000		239,826
Commercial Bank Harrogate Tenn	249,000	2.00%	FDIC	7/19/2019	7/15/2024	472	2.00%	249,000		239,461
Washington Federal	249,000	1.95%	FDIC	8/19/2019	8/28/2024	516	1.95%	249,000		238,505
First Bank Puerto Rico	249,000	1.90%	FDIC	9/19/2019	9/6/2024	525	1.90%	249,000		238,187
Capital One NA	245,000	3.45%	FDIC	9/22/2022	9/16/2024	535	3.45%	245,000		239,545
First Financial Bank USA	249,000	3.00%	FDIC	7/22/2022	1/10/2025	651	3.00%	249,000		240,576
Baxter Credit Union	249,000	4.80%	FDIC	1/23/2023	1/24/2025	665	4.80%	249,000		248,219
Keybank NA OH	243,000	5.00%	FDIC	3/23/2023	3/17/2025	717	5.00%	243,000		243,185
Discover Bank	246,000	3.25%	FDIC	7/22/2022	7/14/2025	836	3.25%	246,000		236,937
Toyota Financial Savings CD	247,000	0.70%	FDIC	8/21/2021	8/26/2025	879	0.70%	247,000		223,271
	2,968,000									2,866,176
<i>US Government Agency Securities:</i>										
Federal Home Loan Banks	500,000	5.375%	Aaa/AA+	3/23/2023	6/27/2024	454	5.375%	500,000		503,104
Federal Home Ln Mtg Corp	500,000	5.750%	Aaa/AA+	3/23/2023	3/20/2025	720	5.750%	500,000		501,824
	1,000,000									1,004,927
Medium-Term Investments (1 - 3 Years)	3,968,000								3,968,000	3,871,103
Long-Term Investments (3 to 5 Years)										
<i>Time Deposits:</i>										
Synchrony Bank Draper UT CD	247,000	0.90%	FDIC	8/21/2021	8/27/2026	1,245	0.90%	247,000		216,831
Medallion Bank UT CD	247,000	0.85%	FDIC	8/21/2021	8/31/2026	1,249	0.85%	247,000		215,215
UBS Bank USA CD	247,000	0.95%	FDIC	9/21/2021	9/9/2026	1,258	0.95%	247,000		215,805
Long-Term Investments (3 to 5 Years)	741,000								741,000	647,852
Total Cash and Investments	47,095,201								47,095,201	46,895,766



CITY OF LAWNDAL

[Back to Agenda](#)

14717 BURIN AVENUE, LAWNDAL, CALIFORNIA 90260
PHONE (310) 973-3200 ♦ www.lawndalecity.org

DATE: April 17, 2023

TO: Honorable Mayor and City Council

FROM: Sean M. Moore, City Manager

PREPARED BY: Jared Chavez, Community Development Manager *JC*

SUBJECT: **Keeping of chickens, hens, and/or fowl in Residential Areas**

SUMMARY

This report has been put together to provide the City Council a briefing on the history of keeping chickens or fowl in residential zones throughout the city.

BACKGROUND

Staff completed extensive research into the historical regulations of chickens in the City of Lawndale. As Lawndale transformed from a rural town into a highly populated jurisdiction, the City's regulations became more restrictive gradually.

1959 LA County Zoning Ordinance

The City of Lawndale was incorporated in December of 1959. Before its incorporation, the city used the Los Angeles (LA) County Zoning Ordinance. Lawndale started as a predominantly agriculturally based town with crops, sheep and poultry being raised on small farms. During this time, the city had agriculturally zoned properties. The zoning code allowed several farming uses in the agriculture zone but had strict regulations on how close they could be to residential zones.

December 28, 1959 – Ordinance No. 1

The city adopted Ordinance No. 1, which was the first municipal ordinance for the city. In this ordinance the city elected to adopt the LA County Zoning Ordinance by reference along with an interim zoning map for the city.

August 15, 1960 – Ordinance No. 28

The city amended Chapter 6 of the Lawndale Municipal Code to add sections related to animals, poultry, pigeons, doves, etc. The new ordinance established rules and regulations prohibiting the keeping, maintaining, or permitting in any parcel or lot of land of animals or fowl that would by sound, bark, cry, or disturb the peace of the neighboring inhabitants. It also prohibited the ownership of chickens and other fowl or poultry within 150 feet of residential dwellings (Attached).

1985 Lawndale Zoning Code

The city outright allowed "Poultry dealer or broker, wholesale (no slaughtering)" in the Commercial Manufacturing, Light Industrial and Heavy Industrial zones, which also outright allowed to have

“Poultry and rabbits, wholesale and retail sale of poultry and rabbits, including slaughtering and dressing within a building.” Residential keeping of chicken coupes or raising poultry was no longer permitted at this time.

September 2, 1986 – Ordinance 509-86

The city codified their own zoning ordinance and compiled all the amendments adopted since the incorporation of the city. This included residential design guidelines as well as animal control regulations. The code that prohibited fowl in residential was adopted under Title 6.

1989 Ordinance 626-89 Amending provisions to control excessive noise from animals

The ordinance was amended, and specific animals were removed from the code and a more generic code was composed to include all animals that may make any noise that can cause a disturbance in the neighborhoods.

Current City of Lawndale Zoning Code

The original Ordinance prohibiting fowl from being closer than 150 feet from any residential dwelling evolved into code section 6.04.020 - Excessive animal noise. Along with this code section, LA County Health and Safety Section 11.16.090 states “A person shall not keep any animal, fowl, or bird, wild or domestic, other than cats, dogs, canaries, or birds of the psittacine family, within 35 ft. of any restaurant food establishment, residence, dwelling, or other building used of the habitation of human beings, or within 100 ft. of any school building, hospital building or similar institution building. It is unlawful to keep or maintain a premises, yard, coop or building in which fowl or animals are maintained in a foul or insanitary condition. The provisions of this section regarding distances shall not apply to accredited laboratories regulated by the California Department of Health Services.”

ANALYSIS

Staff conducted a study and reviewed other nearby cities in the South Bay to look at their regulations for keeping fowl or poultry in the residential areas. Staff reviewed regulations for Redondo Beach, Manhattan Beach, Hawthorne, and Torrance.

Redondo Beach

The City of Redondo Beach requires permits for nondomestic and exotic animals. Hens would be considered nondomestic.

- a) A permit is required and must be reviewed by the Permit administrator.
- b) Administrative permits to be evaluated by the Permit administrator for potential public nuisances.
- c) No Limit on number of Hens or conditions imposed.
- d) May not exceed noise levels allowed.

Manhattan Beach

The City of Manhattan Beach allows Hens as pets but not roosters.

- a) No limit
- b) No permit required
- c) Must not be a nuisance.

Hawthorne

The City of Hawthorne allows the keeping of hens with a limit.

- a) Not more than 4 are allowed in residential areas.
- b) Must not be within 35 ft. of any habitable dwelling unless a special administrative permit is obtained from the Director of animal services.
- c) No roosters allowed.

Torrance

The City of Torrance allows 4 hens per property.

- a) Requires a Special animal permit for land used for single-family residential.
- b) Must meet conditions of approval.
- c) Roosters not allowed.

CONCLUSION

There are no agriculturally zoned parcels left under the City's current zoning code. As the City developed into a robust and urbanized city, poultry regulations increased gradually along with the transformation of the City from an agriculturally small town into a highly populated city. Therefore, staff has concerns with allowing chickens/poultry/hens in the city for the following issues/concerns:

- Housing densities.
- High level population.
- Incompatibility with development patterns (highly urbanized and built out environment).
- Impacts to residents.
- Additional complaints and calls for services on the Municipal Services Department (MSD).
- Financial impacts to the City general fund regulating chickens/poultry.

The City of Lawndale is one of the most densely populated cities in California with a population of about 17,262 people per square miles (1.9 square miles in size) a total of 32,799. Thus, Staff is concerned with the City being able to implement and regulate chickens/poultry/hen requirements successfully.

LEGAL REVIEW

N/A

RECOMMENDATION

Staff recommends that the City Council receive the report, provide staff comments and consider the following options:

- a) Keep the zoning code as is, not allowing chicken/poultry/hens within residential areas; or
- b) Direct staff to draft chicken/poultry/hen regulations to be brought forward for consideration by the City Council; or
- c) Provide alternative direction to staff.

Attachments:

- a) South Bay cities hen/ fowl regulations.

Attachment A

South Bay cities hen/ fowl regulations.

ORDINANCE NO. 3801

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, AMENDING SECTIONS 41.1.1 AND 41.1.2 OF THE TORRANCE MUNICIPAL CODE, AMENDING ARTICLE 11 OF CHAPTER 1 OF DIVISION 4 OF THE TORRANCE MUNICIPAL CODE, AND ADDING ARTICLE 14 TO DIVISION 4 OF THE TORRANCE MUNICIPAL CODE, TO ALLOW THE KEEPING OF HENS FOR SINGLE FAMILY RESIDENCES, ESTABLISH STANDARDS FOR THE KEEPING OF HENS, AND ESTABLISH A REVIEW PROCESS FOR HEN KEEPING APPLICATIONS FOR SINGLE FAMILY RESIDENCES.

WHEREAS, on April 5, 2016, the City Council directed staff to prepare an Ordinance to allow the keeping of hens for single family residences within the City;

WHEREAS, the keeping of hens for single family residences is Categorically Exempted by the Guidelines for Implementation of the California Environmental Quality Act; Article 19, Sections 15303 and 15308;

WHEREAS, the City desires to regulate the keeping of hens to avoid hen keeping from becoming a public nuisance, or otherwise endanger public health, safety, property, or general welfare;

THE CITY COUNCIL OF THE CITY OF TORRANCE DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1

Sections 41.1.1 and 41.1.2 of the Torrance Municipal Code are amended to read in their entirety as follows:

"41.1.1 DEFINITIONS.

- a) "Animal" means any living being that is not human or vegetable.
- b) "Small animal" as used in this Article means a cat, dog or rabbit.
- c) "Unusual pets" as used in this Article means any animal not including cat, dog, rabbit, hamster, guinea pig, white rat, mouse, squirrel, canary, parakeet, cockatoo, or any animal usually considered a pet, provided that farm type animals will not be considered as pets, with the exception of hens with the approval of a Special Animal Permit as provided for in 41.11.1. Roosters are farm type animals and will not be considered as pets.
- d) For the purpose of this Chapter, "tethering" is defined as the tying by rope or chain, or the like by which an animal is so fastened to a stake, pole, tree or otherwise, so that it can range only within certain limits.

41.1.2 ANIMALS KEPT ON RESIDENTIAL PROPERTY.

The following uses are unlawful and a public nuisance:

- a) Keeping or maintaining more than three small animals of any one kind or an aggregate total of four small animals which are kept harbored or maintained after the weaning period of not to exceed nine weeks on property used for residential purposes except as otherwise permitted in this Code and except with a Special Permit from the Director of Community Development as provided in Section 41.11.010.
- b) Keeping or maintaining animals which create objectionable odors or noises, if said odors or noises are substantially detrimental to adjacent residential units or properties. Such maintaining or keeping will be substantially detrimental to residential units or properties if:
 - 1) Said odors or noises if they in fact unreasonably interfere with the comfortable or peaceful use of said property; or
 - 2) Cause a substantial diminution to adjoining property value or prevent its development; or
 - 3) Constitute a health hazard because of its generation, attraction or perpetuation of bacteria or vermin.
- c) Keeping or maintaining farm type animals, with the exception of hens with the approval of a Special Animal Permit as provided for in 41.11.1. Roosters are farm type animals and are not exempt from this provision."

SECTION 2

Article 11 of Chapter 1 of Division 4 of the Torrance Municipal Code is amended to read in its entirety as follows:

"41.11.010 – Requirements for Special Animal Permits

- a) A Special Animal Permit may be granted to: keep more than three small animals of any one specie; keep more than four pigeons and doves; keep an aggregate of more than four small animals; keep bees; or keep hens, if the following requirements are met:
 - 1) The applicant must show that a hardship exists such as prior ownership, family size, etc., or that extra animals will be used for educational or hobby purposes. The keeping of animals for commercial purposes is prohibited.
 - 2) The keeping of bees must comply with the provisions of Article 10 of Chapter 1 of Division 4 of this Code.
 - 3) The keeping of hens must comply with the provisions of Article 14 of Chapter 1 of Division 4 of this Code.
 - 4) The yard area, fences, coops, hives, etc., must be sufficient to accommodate the proposed animals or bees in a safe and sanitary manner and in a manner to prevent nuisances caused by noise, odors or other causes to neighboring property owners or occupants. Special conditions may be imposed to mitigate possible nuisances.
 - 5) Upon receipt of a completed application for a Special Animal Permit to keep extra pigeons or doves, the Director of Community Development will notify, in writing, the residents, and owners if not residing on the property, within a 300

foot radius of the exterior boundaries of the property for which the Special Animal Permit is sought to keep extra pigeons or doves.

- 6) Upon receipt of a completed application for a Special Animal Permit to either keep extra small animals or keep bees, the Director of Community Development will notify, in writing, the residents and owners on two lots or parcels on either side of the subject property and the two lots or parcels nearest behind the subject property for which a Special Animal Permit is sought to keep extra other small animals, bees, or hens. Those notified will have ten calendar days in which to protest the application in writing.
- 7) An application for a Special Animal Permit to keep hens is not subject to notification.
- 8) The applicant must make the property available at all reasonable times for an inspection by the Director of Community Development or his designee to insure compliance with Code and special provisions that may be placed upon the Special Animal Permit. The Special Animal Permit may be revoked by the Director of Community Development Department if it can be shown that a nuisance to neighboring property owners or occupants exists or if provisions of the Special Animal Permit are not complied with.
- 9) A fee of \$25.00* will be charged for a Special Animal Permit to obtain the fourth animal of any one specie. A fee of \$80.00* will be charged for a Special Animal Permit to keep more than four pigeons or doves, or to keep bees, or to keep hens.
- 10) A written objection in response to the notification of the Director of Community Development as provided in subsection (a)(6) of this Section, within the noted ten calendar days of the date shown on the notification, will automatically deny the Special Animal Permit application.
- 11) Any applicant who has been denied, or has been granted a Special Animal Permit with conditions (to keep extra pigeons or doves, to keep extra small animals, or to keep bees), or any other interested person may appeal the denial or granting of the Special Animal Permit (to keep extra pigeons or doves, to keep extra small animals, or to keep bees) by the Director of Community Development to the Environmental Quality and Energy Conservation Commission. The appeal must be made in writing to the City Clerk within 15 days of the determination of the Community Development Director. The fee for such appeal, which must accompany the appeal, will be the same as for an appeal to the City Council not involving a public hearing, nor advertising. Notice of the time and place of the appeal hearing will be made to the proponent and any person appealing.
- 12) A Special Animal Permit to keep hens is not subject to appeal.
- 13) The decision of the Environmental Quality and Energy Conservation Commission will be appealable to the City Council pursuant to the provisions of Article 5 of Chapter 1 of Division 1 of this Code commencing at Section 11.5.1.

*Fees increased/decreased by future City-wide fee resolutions"

SECTION 3

Article 14 of Chapter 1 of Division 4 is added to the Torrance Municipal Code to read in its entirety as follows:

"ARTICLE 14 – KEEPING OF HENS

SECTION 41.14.010. – APPLICABILITY

The keeping of hens will be permitted on land which is used as a single family residence provided:

- a) A Special Animal Permit for keeping hens must first have been issued by the Director of Community Development, pursuant to reasonable rules for application as may be established, and subject to any conditions imposed.
- b) There will be a maximum of no more than four hens per property.
- c) The hens will be properly housed and cared for to ensure healthy hens and a safe and sanitary environment.
- d) Hens will be kept in a chicken coop or in any cage or other enclosure situated in the rear yard of the property and no nearer than 15 feet from the rear property line, and no nearer than 10 feet from a side property line, and if such structures do not preempt the required open space and land coverage requirements.
- e) Hens and all activities related to the keeping of hens will be limited to the rear yard of the property, and the hens will not be allowed to run at large unattended.
- f) Any chicken coop or cage or other enclosure in which hens are kept will be maintained and cleaned on a regular basis to ensure a sanitary environment. The chicken coop or cage or other enclosure will not exceed 60 square feet in size.
- g) The rear yard area and all other areas related to the keeping of hens will be maintained and cleaned on a regular basis to ensure a clean and sanitary environment, and prevent nuisances. The accumulation of manure and debris is unlawful and a public nuisance.
- h) The miscellaneous activities related to the keeping of hens, such as storing feed, straw, or wood shavings, will be conducted in such a manner to prevent the attraction or perpetuation of bacteria, disease, pests, and vermin.
- i) Unhealthy and/or diseased hens will be provided with immediate medical attention to prevent the spread of disease and sickness. Severely unhealthy and/or diseased hens will be properly disposed of, in accordance with all applicable City, County, and State laws, guidelines, and requirements. Keeping unhealthy and/or diseased hens is unlawful and a public nuisance.
- j) In the event complaints are received concerning the manner of keeping the hens, health or safety hazards caused by the hens or the activities related to the keeping of hens, or a nuisance caused by the hens, the matter will be reviewed by the Director of the Community Development Department, and the Special Animal Permit will be subject to either modification, abatement as provided for in Section 41.1.3, and/or revocation.
- k) Roosters are farm type animals and will not be considered as pets. The keeping of roosters is unlawful and a public nuisance.

SECTION 41.14.020. – APPLICATION REQUIREMENTS

- a) An application for a Special Animal Permit for keeping hens pursuant to Article 11 of Chapter 1 of Division 4 of the Torrance Municipal Code, must be filed with the Community Development Director on a form provided by the Community Development Director with the applicable fee. The form must be fully completed and executed and returned to the Community Development Department. The application must include the following:
- 1) Complete applicant information including address, telephone number, and e-mail address;
 - 2) Scaled plot plan indicating all site improvements and the location of proposed coop;
 - 3) Details of the coop itself, including dimensions.

SECTION 41.14.030. – PERMIT ISSUANCE

If all requirements of this Article are satisfied, the Community Development Director will issue a Special Animal Permit within 30 days of the filing of the application. If a Special Animal Permit is not issued, the Community Development Director will notify the applicant in writing.

SECTION 41.14.040. – REVOCATION

The Community Development Director may revoke a Special Animal Permit for keeping hens upon notice and hearing for any violation of this Article.

SECTION 41.14.050. – NUISANCE

- a) The keeping of hens is unlawful and a public nuisance when any of the following occurs:
- 1) When the keeping of hens creates objectionable odors, noises, or hazards pursuant to Section 41.1.2(b); or
 - 2) When the chicken coop or cage or other enclosure in which hens are kept and/or the rear yard area and all other areas related to the keeping of hens are not maintained and cleaned on a regular basis, resulting in a dirty and unsanitary environment; or
 - 3) Unattended and/or unsupervised hens running at large; or
 - 4) Unhealthy and/or diseased hens.
- b) If it is determined that a nuisance exists, the Special Animal Permit for keeping hens may be modified, may be subject to abatement per Section 41.1.3, or revoked per Section 41.14.040.
- c) It is unlawful and declared a public nuisance for any person to violate any provision of this Article. Any person in violation will be subject to civil action and/or criminal prosecution. Each day in which a violation is committed will constitute a new and separate offense. In addition, the keeping of hens considered a public nuisance may be abated or summarily abated by the City in any manner by this Code or otherwise by law for the abatement of public nuisances. Pursuant to Government Code Section 38773, all expenses incurred by the City in connection with any action to abate a public nuisance will be chargeable to the persons creating, causing, committing, or maintaining the public nuisance."

SECTION 4

Any provisions of the Torrance Municipal Code or its appendices, or any other ordinances of the City inconsistent with this ordinance to the extent of the inconsistencies and no further, are repealed.

SECTION 5

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision will not affect the validity of the remaining portions of the ordinance. The City Council declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase irrespective of the fact that any one or more sections, subsections, sentence, clauses or phrases are declared invalid or unconstitutional.

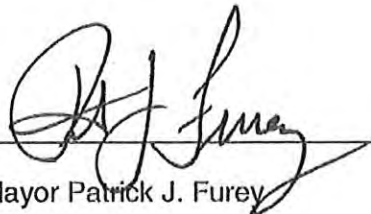
SECTION 6

This ordinance will take effect thirty days after the date of its adoption. Within fifteen days following adoption, this ordinance or a summary of this ordinance, if authorized by the City Council, will be published at least once in the Daily Breeze, a newspaper of general circulation, published and circulated in the City of Torrance.

INTRODUCED and **APPROVED** this 17th day of May, 2016.

ADOPTED and **PASSED** this 24nd day of May, 2016.

APPROVED AS TO FORM:



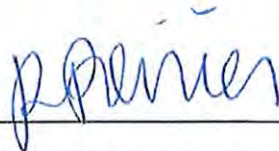
Mayor Patrick J. Furey

JOHN L. FELLOWS III, City Attorney

ATTEST:

by  _____

Patrick Q. Sullivan, Assistant City Attorney



City Clerk Rebecca Poirier, MMC

City Clerk Rebecca Poirier, MMC

TORRANCE CITY COUNCIL ORDINANCE NO. 3801

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)
CITY OF TORRANCE) ss

I, Rebecca Poirier, City Clerk of the City of Torrance, California, do hereby certify that the foregoing Ordinance was duly introduced and approved by the City Council of the City of Torrance at a regular meeting held on the 17th day of May and adopted and passed by said Council at a regular meeting held on the 24nd day of May by the following roll call vote:

AYES: COUNCILMEMBERS: Barnett, Goodrich, Griffiths, Rizzo, Weideman and
Mayor Furey.

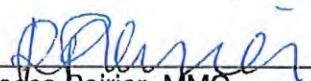
NOES: COUNCILMEMBERS: Ashcraft.

ABSTAIN: COUNCILMEMBERS: None.

ABSENT: COUNCILMEMBERS: None.

This ordinance was duly published in accordance with State law (GC 40806).

Date: 5/31/14



Rebecca Poirier, MMC
City Clerk of the City of Torrance

Title 6 ANIMALS

Chapter 6.24 ANIMAL CARE AND KEEPING ANIMALS

6.24.010 Keep defined.

6.24.015 Animal care—Requirements for owners and animal establishments.

6.24.020 Keeping of certain animals—Permit—Appeal.

6.24.030 Keeping of certain animals closer than thirty-five feet to any habitable dwelling.

6.24.040 Animal permits.

6.24.050 Keeping of crowing roosters, domestic fowl and rabbits on residential property.

6.24.060 Keeping of bees.

6.24.070 Cleanliness of premises where animals are kept.

6.24.080 Keeping of manure.

6.24.090 Manure bins and removal of manure.

6.24.100 Health officer may order premises and manure bins cleaned and disinfected.

6.24.010 Keep defined.

Whenever the word "keep" is used in Chapters 6.16 through 6.28, it means and includes keeping, maintaining, harboring, exercising, grazing and allowing to run at large. (Ord. 1102 § 1, 1975; prior code § 9-200.)

6.24.015 Animal care—Requirements for owners and animal establishments.

Every person, within the city of Hawthorne, who owns any animal or who owns, conducts, manages or operates any animal establishment for which a license is required by this provision, shall comply with each of the following conditions:

- A. Housing facilities for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from injury, to contain the animals and to restrict the entrance of other animals.
- B. All animals shall be supplied with sufficient good and wholesome food and water as often as the feeding habits of the respective animals require.
- C. All animals and all animal buildings or enclosures shall be maintained in a clean and sanitary condition.
- D. All animals shall be so maintained as to eliminate excessive and nighttime noise.
- E. No animals shall be without attention more than twelve consecutive hours. Whenever an animal is left unattended at a commercial animal facility, the telephone number of the bureau of animal services, or the name, address and telephone number of the responsible person, shall be posted in a conspicuous place at the front of the property.
- F. Every reasonable precaution shall be used to insure that animals are not teased, abused, mistreated, annoyed, tormented or in any manner made to suffer by any person or means.
- G. No condition shall be maintained or permitted that is or could be injurious to animals.
- H. Animal buildings and enclosures shall be so constructed and maintained as to prevent escape of animals. All reasonable precautions shall be taken to protect the public from the animals and the animals from the public.
- I. Every animal establishment shall isolate sick animals sufficiently so as not to endanger the health of other animals. Sick animals shall be at all times be isolated from the other animals.
- J. Every building or enclosure wherein animals are maintained shall be constructed of material easily cleaned and shall be kept in a sanitary condition. The building shall be properly ventilated to prevent drafts and to remove odors. Heating and cooling shall be provided as required, according to the physical need of the animals, with sufficient light to allow observation of animals and sanitation.
- K. Such person shall take any animal to a veterinarian for examination or treatment, if the director finds this is necessary in order to maintain the health of the animal and orders the owner or custodian to do so.
- L. All animal rooms, cages, kennels and runs shall be of sufficient size to provide adequate and proper accommodations for the animals kept therein.
- M. Every violation of an applicable regulation shall be corrected within a reasonable time to be specified by the director.
- N. Such person shall provide proper shelter and protection from the weather at all times.
- O. Such person shall not give an animal any alcoholic beverage, unless prescribed by a veterinarian.

P. Such person shall not allow animals which are natural enemies, temperamentally unsuited, or otherwise incompatible, to be quartered together, or so near each other as to cause injury, fear or torment. If two or more animals are so trained that they can be placed together and to not attack each other or perform or attempt any hostile act to the others, such animals shall be deemed not to be natural enemies.

Q. Such person shall not allow the use of any tack, equipment, device, substance or material that is or could be, injurious or cause unnecessary cruelty to any animal.

R. Such person shall give working animals proper rest periods. Confined or restrained animals shall be given exercise proper for the individual animal under the particular conditions.

S. Such person shall not work, use or rent any animal which is overheated, weakened, exhausted, sick, injured, diseased, lame or otherwise unfit.

T. Such person shall not allow any animal which the bureau of animal services has suspended from use to be worked or used until released by the bureau of animal services.

U. Such person shall not display animals bearing evidence of malnutrition, ill health, unhealed injury or having been kept in an unsanitary condition.

V. Such person shall not display any animal whose appearance is or may be offensive or contrary to public decency.

W. Such person shall not allow any animal to constitute or cause a hazard, or be a menace to the health, peace or safety of the community.

X. Such person shall not violate any condition imposed by the director of animal services or the director of licensing and code enforcement. (Ord. 1730 § 1, 2002.)

6.24.020 Keeping of certain animals—Permit—Appeal.

A. No person shall keep any animal other than a household pet (dog, cat, canary, parrot, or similar animal or bird) on any real property except by special permit issued by the director of animal services or the director of licensing and code enforcement upon written application setting forth the exact nature and numbers of such animals desired to be kept, the reason for the request of issuance of such special permit, a description of the area and facilities where and within which such animals are proposed to be kept and housed, and such other information as may be requested by the director of animal services or the director of licensing and code enforcement. For purposes of this section the word "dog" shall not include any dog trained or with a proven propensity to attack humans or other animals. A permit may be issued only if after a consideration of the place and manner in which the animal will be kept it can be determined that keeping the animal will not jeopardize the public health, safety and welfare; provided, however, that no permit shall be issued if the applicant has had a permit required under this chapter revoked within one year prior to the date of the current application. The director of animal services or the director of licensing and code enforcement may impose such conditions on the grant of the permit as will protect the public health, safety and welfare. The director of animal services or the director of licensing and code enforcement may, in his discretion call for a public hearing on such application before the city council at any regular meeting thereof.

B. An appeal may be taken from a denial or other decision by the director of animal services or the director of licensing and code enforcement in accordance with the appeal procedure delineated in Section 6.04.100 et seq. (Ord. 1730 § 1, 2002; Ord. 1337 § 2, 1985.)

6.24.030 Keeping of certain animals closer than thirty-five feet to any habitable dwelling.

A. No person shall keep any animal, fowl or bird, wild or domestic, other than dogs, cats, canaries or not more than four birds of the Psittacinac family, within thirty-five feet of any habitable dwelling, except by special permit issued by the director of animal services or the director of licensing and code enforcement upon written application setting forth the exact nature and number of such animals desired to be kept, the reason for the request for issuance for such special permit, a description of the area and facilities where and within which such animals are proposed to be kept and housed, and such other information as may be requested by the director of animal services or the director of licensing and code enforcement. The director of animal services may deny such application for such permit summarily and without hearing, may grant same upon such terms and conditions and for such period of time as in his sole discretion may seem appropriate.

B. An appeal may be taken from a denial or other decision by the director of animal services or the director of licensing and code enforcement in accordance with the appeal procedure delineated in Section 6.04.100 et seq.

C. All such permits are subject to revocation or cancellation by the director of animal services. An appeal may be taken from a revocation or cancellation of such permit in accordance with the appeal procedure delineated in Section 6.04.100, et seq. No person shall be prosecuted for any violation of this section occasioned by keeping any animal previously authorized by permit issued by the director of animal services when such permit has been revoked or cancelled unless notice of such revocation or cancellation has been given to such person in writing. For this purpose, it is sufficient if notice of such revocation or cancellation is mailed to the permit holder at the address for which such permit was originally issued. (Ord. 1735 § 2, 2002; Ord. 1730 § 1, 2002; Ord. 1102 § 1, 1975; prior code § 9-202.)

6.24.040 Animal permits.

A.1. Revocation of Permit. All permits issued under this chapter may be revoked by the director of animal services or the director of licensing and code enforcement whenever the holder of any permit fails to comply with any law, including but not limited to violations of this title, regulating the keeping of animals or the removal of manure or any condition of the permit. Whenever the holder of any permit issued under this chapter fails to comply with any law, including but not limited to violations of this title, regulating the keeping of animals or the removal of manure it shall be conclusively presumed that the keeping of such animal on such real property constitutes a public nuisance and endangers the public health and the director of animal services or the director of licensing and code enforcement may revoke the animal permit, after five days written notice to the permit holder and a hearing before the director of animal services or the director of licensing and code enforcement.

2. An appeal may be taken to the city council from a revocation of the special permit referred to in subsection A of this section or from any decision reached as a result of the hearing referred to in subsection (A)(3) of this section. Such appeal shall be filed in writing with the city clerk within ten days after the date of the decision being appealed. The city clerk shall schedule such appeal on the agenda for the next regular city council meeting following the date of filing thereof. The decision of the city council shall be final.

3.a. Every animal kept or found under conditions which constitute a violation of this chapter and every animal which shall have bitten a human or another animal may be impounded by the director of animal services. After five days written notice to the owner and a hearing before the director of animal services the owner may be required as a condition of the release of the animal, in addition to paying all costs of impoundment, to sign an agreement containing such conditions, but not limited to, the following:

- i. To keep the animal confined in his premises in an enclosure approved by the director of animal services;
- ii. To keep the animal securely muzzled, leashed and under the control of a person eighteen years of age or older, and who is physically capable of restraining the animal when the animal is off his property;
- iii. To prove financial responsibility by posting a bond or certificate of insurance for the amount of one hundred thousand dollars or more; and

iv. To immediately inform any city, county, postmaster, utility company meter readers, and anyone else that comes on the property with implied consent or peaceably and lawfully of the animal's viciousness and to inform again if the animal is moved to another location.

Any location of this agreement as prescribed by this chapter is a misdemeanor.

b. If any animal owner fails or refuses to obtain the release of any animal impounded pursuant to this subsection within forty-five days of impoundment, such animal shall be considered abandoned and may be disposed of in the same manner as unclaimed stray dogs. Nothing contained in this section shall be deemed to affect any provision of law pertaining to the disposal of any animal.

B. Permit Not Transferable. No permit granted under this chapter shall be in any manner assignable or transferable, nor shall it authorize the keeping of any animal other than the one therein mentioned, nor shall it authorize the keeping of such animal upon any real property other than the real property therein mentioned.

C. Permit Fees. The city council may establish by resolution fees for any permit issued under this chapter. (Ord. 1730 § 1, 2002; Ord. 1337 § 4, 1985.)

6.24.050 Keeping of crowing roosters, domestic fowl and rabbits on residential property.

No person shall keep any crowing roosters or more than ten domestic fowl or birds, or more than five rabbits on any real property, the use of which is restricted to residential purposes, church purposes or educational purposes by this code or any other ordinance of the city. (Ord. 1730 § 1, 2002; Ord. 1102 § 1, 1975; prior code § 9-204.)

6.24.060 Keeping of bees.

No person shall keep any hive or swarm of bees within two hundred feet of any residence, hospital, sanitarium, public eating place, school, church, office building, store, home, apartment house, rooming house, or any other place of habitation. This section shall not apply to the keeping of bees within an educational institute for study or observation, or within a physician's office or laboratory for medical research, treatment, or other scientific purposes, provided they are not permitted to fly at large. (Ord. 1102 § 1, 1975; prior code § 9-205.)

6.24.070 Cleanliness of premises where animals are kept.

Every person owning or occupying premises where any animal, fowl or bird is kept shall at all times keep the stable, barn, stall, pen, coop, building or place in which such animal is kept in a clean and sanitary condition. (Ord. 1102 § 1, 1975; prior code § 9-206.)

6.24.080 Keeping of manure.

No person shall keep any manure within forty-five feet of any window or door of any inhabited structure, or within one hundred feet of any church, school, hospital or place where food products are kept, stored, manufactured or served to the public. (Ord. 1102 § 1, 1975; prior code § 9-207.)

6.24.090 Manure bins and removal of manure.

Every person owning or occupying premises where manure from any horse, pony, mule, cow or other animal accumulates shall provide for the removal of manure daily. Unless all manure accumulated on any premises be removed daily, boxes, bins or receptacles of a design and construction acceptable to the health officer shall be provided by the owner or occupant of such premises, and such boxes, bins or receptacles shall be used only for the purpose of containing the accumulation of manure, and shall be kept tightly closed at all times except when manure shall be placed therein or removed therefrom, and in no instance shall manure be so placed in such boxes or receptacles in such a manner as to prevent the tight closing of a lid; provided however, that nothing contained herein shall apply to manure which is spread as fertilizer over or around cultivated plants, vines, vegetables, lawns, bushes, shrubs or trees, or to manure kept by any nursery for commercial fertilizer purposes, unless such manure creates a nuisance either from fly breeding or excessive, obnoxious odors. The boxes, bins or receptacles shall be constructed of brick, stone, concrete, metal, or wood lined with metal or other sound material, and shall be proof against access to the contents thereof of flies. The contents of the boxes, bins and receptacles shall be removed once a week. (Ord. 1102 § 1, 1975; prior code § 9-208.)

6.24.100 Health officer may order premises and manure bins cleaned and disinfected.

No person who is ordered by the health officer or the bureau of animal services to clean or disinfect any stable, barn, stall, pen, coop, building or place in which any horse, pony, mule, cow or other animal is kept, or who is ordered by such officer to clean or disinfect any box, bin or receptacle used for the accumulation of manure, shall fail, neglect or refuse to clean and disinfect such stable, barn, stall, pen, coop, building, place, box bin or receptacle. (Ord. 1730 § 1, 2002; Ord. 1102 § 3, 1975; prior code § 9-209.)

Contact:

City Clerk: 310-349-2915

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Title 6 ANIMALS

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Whenever the word “keep” is used in Chapters 6.16 through 6.28, it means and includes keeping, maintaining, harboring, exercising, grazing and allowing to run at large. (Ord. 1102 § 1, 1975; prior code § 9-200.)

6.24.015 Animal care—Requirements for owners and animal establishments.

Every person, within the city of Hawthorne, who owns any animal or who owns, conducts, manages or operates any animal establishment for which a license is required by this provision, shall comply with each of the following conditions:

- A. Housing facilities for animals shall be structurally sound and shall be maintained in good repair, to protect the animals from injury, to contain the animals and to restrict the entrance of other animals.
- B. All animals shall be supplied with sufficient good and wholesome food and water as often as the feeding habits of the respective animals require.
- C. All animals and all animal buildings or enclosures shall be maintained in a clean and sanitary condition.
- D. All animals shall be so maintained as to eliminate excessive and nighttime noise.
- E. No animals shall be without attention more than twelve consecutive hours. Whenever an animal is left unattended at a commercial animal facility, the telephone number of the bureau of animal services, or the name, address and telephone number of the responsible person, shall be posted in a conspicuous place at the front of the property.
- F. Every reasonable precaution shall be used to insure that animals are not teased, abused, mistreated, annoyed, tormented or in any manner made to suffer by any person or means.
- G. No condition shall be maintained or permitted that is or could be injurious to animals.
- H. Animal buildings and enclosures shall be so constructed and maintained as to prevent escape of animals. All reasonable precautions shall be taken to protect the public from the animals and the animals from the public.
- I. Every animal establishment shall isolate sick animals sufficiently so as not to endanger the health of other animals. Sick animals shall be at all times be isolated from the other animals.
- J. Every building or enclosure wherein animals are maintained shall be constructed of material easily cleaned and shall be kept in a sanitary condition. The building shall be properly ventilated to prevent drafts and to remove odors. Heating and cooling shall be provided as required, according to the physical need of the animals, with sufficient light to allow observation of animals and sanitation.
- K. Such person shall take any animal to a veterinarian for examination or treatment, if the director finds this is necessary in order to maintain the health of the animal and orders the owner or custodian to do so.
- L. All animal rooms, cages, kennels and runs shall be of sufficient size to provide adequate and proper accommodations for the animals kept therein.
- M. Every violation of an applicable regulation shall be corrected within a reasonable time to be specified by the director.
- N. Such person shall provide proper shelter and protection from the weather at all times.
- O. Such person shall not give an animal any alcoholic beverage, unless prescribed by a veterinarian.

P. Such person shall not allow animals which are natural enemies, temperamentally unsuited, or otherwise incompatible, to be quartered together, or so near each other as to cause injury, fear or torment. If two or more animals are so trained that they can be placed together and to not attack each other or perform or attempt any hostile act to the others, such animals such be deemed not to be natural enemies.

Q. Such person shall not allow the use of any tack, equipment, device, substance or material that is or could be, injurious or cause unnecessary cruelty to any animal.

R. Such person shall give working animals proper rest periods. Confined or restrained animals shall be given exercise proper for the individual animal under the particular conditions.

S. Such person shall not work, use or rent any animal which is overheated, weakened, exhausted, sick, injured, diseased, lame or otherwise unfit.

T. Such person shall not allow any animal which the bureau of animal services has suspended from use to be worked or used until released by the bureau of animal services.

U. Such person shall not display animals bearing evidence of malnutrition, ill health, unhealed injury or having been kept in an unsanitary condition.

V. Such person shall not display any animal whose appearance is or may be offensive or contrary to public decency.

W. Such person shall not allow any animal to constitute or cause a hazard, or be a menace to the health, peace or safety of the community.

X. Such person shall not violate any condition imposed by the director of animal services or the director of licensing and code enforcement. (Ord. 1730 § 1, 2002.)

6.24.020 Keeping of certain animals—Permit—Appeal.

A. No person shall keep any animal other than a household pet (dog, cat, canary, parrot, or similar animal or bird) on any real property except by special permit issued by the director of animal services or the director of licensing and code enforcement upon written application setting forth the exact nature and numbers of such animals desired to be kept, the reason for the request of issuance of such special permit, a description of the area and facilities where and within which such animals are proposed to be kept and housed, and such other information as may be requested by the director of animal services or the director of licensing and code enforcement. For purposes of this section the word "dog" shall not include any dog trained or with a proven propensity to attack humans or other animals. A permit may be issued only if after a consideration of the place and manner in which the animal will be kept it can be determined that keeping the animal will not jeopardize the public health, safety and welfare; provided, however, that no permit shall be issued if the applicant has had a permit required under this chapter revoked within one year prior to the date of the current application. The director of animal services or the director of licensing and code enforcement may impose such conditions on the grant of the permit as will protect the public health, safety and welfare. The director of animal services or the director of licensing and code enforcement may, in his discretion call for a public hearing on such application before the city council at any regular meeting thereof.

B. An appeal may be taken from a denial or other decision by the director of animal services or the director of licensing and code enforcement in accordance with the appeal procedure delineated in Section 6.04.100 et seq. (Ord. 1730 § 1, 2002; Ord. 1337 § 2, 1985.)

6.24.030 Keeping of certain animals closer than thirty-five feet to any habitable dwelling.

A. No person shall keep any animal, fowl or bird, wild or domestic, other than dogs, cats, canaries or not more than four birds of the Psittacinac family, within thirty-five feet of any habitable dwelling, except by special permit issued by the director of animal services or the director of licensing and code enforcement upon written application setting forth the exact nature and number of such animals desired to be kept, the reason for the request for issuance for such special permit, a description of the area and facilities where and within which such animals are proposed to be kept and housed, and such other information as may be requested by the director of animal services or the director of licensing and code enforcement. The director of animal services may deny such application for such permit summarily and without hearing, may grant same upon such terms and conditions and for such period of time as in his sole discretion may seem appropriate.

B. An appeal may be taken from a denial or other decision by the director of animal services or the director of licensing and code enforcement in accordance with the appeal procedure delineated in Section 6.04.100 et seq.

C. All such permits are subject to revocation or cancellation by the director of animal services. An appeal may be taken from a revocation or cancellation of such permit in accordance with the appeal procedure delineated in Section 6.04.100, et seq. No person shall be prosecuted for any violation of this section occasioned by keeping any animal previously authorized by permit issued by the director of animal services when such permit has been revoked or cancelled unless notice of such revocation or cancellation has been given to such person in writing. For this purpose, it is sufficient if notice of such revocation or cancellation is mailed to the permit holder at the address for which such permit was originally issued. (Ord. 1735 § 2, 2002; Ord. 1730 § 1, 2002; Ord. 1102 § 1, 1975; prior code § 9-202.)

6.24.040 Animal permits.

A.1. Revocation of Permit. All permits issued under this chapter may be revoked by the director of animal services or the director of licensing and code enforcement whenever the holder of any permit fails to comply with any law, including but not limited to violations of this title, regulating the keeping of animals or the removal of manure or any condition of the permit. Whenever the holder of any permit issued under this chapter fails to comply with any law, including but not limited to violations of this title, regulating the keeping of animals or the removal of manure it shall be conclusively presumed that the keeping of such animal on such real property constitutes a public nuisance and endangers the public health and the director of animal services or the director of licensing and code enforcement may revoke the animal permit, after five days written notice to the permit holder and a hearing before the director of animal services or the director of licensing and code enforcement.

2. An appeal may be taken to the city council from a revocation of the special permit referred to in subsection A of this section or from any decision reached as a result of the hearing referred to in subsection (A)(3) of this section. Such appeal shall be filed in writing with the city clerk within ten days after the date of the decision being appealed. The city clerk shall schedule such appeal on the agenda for the next regular city council meeting following the date of filing thereof. The decision of the city council shall be final.

3.a. Every animal kept or found under conditions which constitute a violation of this chapter and every animal which shall have bitten a human or another animal may be impounded by the director of animal services. After five days written notice to the owner and a hearing before the director of animal services the owner may be required as a condition of the release of the animal, in addition to paying all costs of impoundment, to sign an agreement containing such conditions, but not limited to, the following:

- i. To keep the animal confined in his premises in an enclosure approved by the director of animal services;
- ii. To keep the animal securely muzzled, leashed and under the control of a person eighteen years of age or older, and who is physically capable of restraining the animal when the animal is off his property;
- iii. To prove financial responsibility by posting a bond or certificate of insurance for the amount of one hundred thousand dollars or more; and

iv. To immediately inform any city, county, postmaster, utility company meter readers, and anyone else that comes on the property with implied consent or peaceably and lawfully of the animal's viciousness and to inform again if the animal is moved to another location.

Any location of this agreement as prescribed by this chapter is a misdemeanor.

b. If any animal owner fails or refuses to obtain the release of any animal impounded pursuant to this subsection within forty-five days of impoundment, such animal shall be considered abandoned and may be disposed of in the same manner as unclaimed stray dogs. Nothing contained in this section shall be deemed to affect any provision of law pertaining to the disposal of any animal.

B. Permit Not Transferable. No permit granted under this chapter shall be in any manner assignable or transferable, nor shall it authorize the keeping of any animal other than the one therein mentioned, nor shall it authorize the keeping of such animal upon any real property other than the real property therein mentioned.

C. Permit Fees. The city council may establish by resolution fees for any permit issued under this chapter. (Ord. 1730 § 1, 2002; Ord. 1337 § 4, 1985.)

6.24.050 Keeping of crowing roosters, domestic fowl and rabbits on residential property.

No person shall keep any crowing roosters or more than ten domestic fowl or birds, or more than five rabbits on any real property, the use of which is restricted to residential purposes, church purposes or educational purposes by this code or any other ordinance of the city. (Ord. 1730 § 1, 2002; Ord. 1102 § 1, 1975; prior code § 9-204.)

6.24.060 Keeping of bees.

No person shall keep any hive or swarm of bees within two hundred feet of any residence, hospital, sanitarium, public eating place, school, church, office building, store, home, apartment house, rooming house, or any other place of habitation. This section shall not apply to the keeping of bees within an educational institute for study or observation, or within a physician's office or laboratory for medical research, treatment, or other scientific purposes, provided they are not permitted to fly at large. (Ord. 1102 § 1, 1975; prior code § 9-205.)

6.24.070 Cleanliness of premises where animals are kept.

Every person owning or occupying premises where any animal, fowl or bird is kept shall at all times keep the stable, barn, stall, pen, coop, building or place in which such animal is kept in a clean and sanitary condition. (Ord. 1102 § 1, 1975; prior code § 9-206.)

6.24.080 Keeping of manure.

No person shall keep any manure within forty-five feet of any window or door of any inhabited structure, or within one hundred feet of any church, school, hospital or place where food products are kept, stored, manufactured or served to the public. (Ord. 1102 § 1, 1975; prior code § 9-207.)

6.24.090 Manure bins and removal of manure.

Every person owning or occupying premises where manure from any horse, pony, mule, cow or other animal accumulates shall provide for the removal of manure daily. Unless all manure accumulated on any premises be removed daily, boxes, bins or receptacles of a design and construction acceptable to the health officer shall be provided by the owner or occupant of such premises, and such boxes, bins or receptacles shall be used only for the purpose of containing the accumulation of manure, and shall be kept tightly closed at all times except when manure shall be placed therein or removed therefrom, and in no instance shall manure be so placed in such boxes or receptacles in such a manner as to prevent the tight closing of a lid; provided however, that nothing contained herein shall apply to manure which is spread as fertilizer over or around cultivated plants, vines, vegetables, lawns, bushes, shrubs or trees, or to manure kept by any nursery for commercial fertilizer purposes, unless such manure creates a nuisance either from fly breeding or excessive, obnoxious odors. The boxes, bins or receptacles shall be constructed of brick, stone, concrete, metal, or wood lined with metal or other sound material, and shall be proof against access to the contents thereof of flies. The contents of the boxes, bins and receptacles shall be removed once a week. (Ord. 1102 § 1, 1975; prior code § 9-208.)

6.24.100 Health officer may order premises and manure bins cleaned and disinfected.

No person who is ordered by the health officer or the bureau of animal services to clean or disinfect any stable, barn, stall, pen, coop, building or place in which any horse, pony, mule, cow or other animal is kept, or who is ordered by such officer to clean or disinfect any box, bin or receptacle used for the accumulation of manure, shall fail, neglect or refuse to clean and disinfect such stable, barn, stall, pen, coop, building, place, box bin or receptacle. (Ord. 1730 § 1, 2002; Ord. 1102 § 3, 1975; prior code § 9-209.)

Contact:

City Clerk: 310-349-2915

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Redondo Beach, California Municipal Code

Title 5 SANITATION AND HEALTH

Chapter 1 ANIMALS

Article 4. Nondomestic and Exotic Animals

Note

5-1.401 Definitions.

5-1.402 Permit required.

5-1.403 Permit procedure.

5-1.404 Permit Administrator.

5-1.405 Appeal.

5-1.406 Fees.

5-1.407 Emergency suspension.

5-1.408 Violation.

Note

* Sections 5-1.401 through 5-1.404, as added by Ordinance No. 1929 c.s., effective November 25, 1970, amended in their entirety by Ordinance No. 2758 c.s., effective February 8, 1996.

5-1.401 Definitions.

"Domestic animal" shall include dogs, cats, hamsters gerbils, rabbits, turtles, parakeets and other birds, fish (other than sharks, piranha and barracuda), guinea pigs, non-poisonous snakes not members of the constrictor family and other animals which are customarily kept as domestic pets.

"Exotic animal" shall include any animal normally found in the wild which is not customarily kept as a domestic pet including, but not limited to, alligators, poisonous reptiles, snakes belonging to the constrictor family, wolves and wolf hybrids, birds of prey including, but not limited to, falcons, eagles, hawks and owls, felines customarily found in the wild such as tigers, leopards, lions, jaguars, pumas and ocelots.

"Nondomestic animal" means any animal which is customarily kept for agricultural purposes including, but not limited to, chickens (including birds bred for fighting or other sort), ducks, pigs (including Vietnamese Pot Bellied pigs), goats, horses, cows, minks and ermines or other animals bred for fur, sheep, turkeys, geese. (§ 2, Ord. 2758 c.s., eff. February 8, 1996)

5-1.402 Permit required.

It is unlawful to maintain any exotic or nondomestic animal within the City without obtaining a permit under this chapter. Violation of this chapter shall be a misdemeanor. (§ 2, Ord. 2758 c.s., eff. February 8, 1996)

5-1.403 Permit procedure.

(a) When required. A separate permit under this chapter shall be required for each exotic or nondomestic animal maintained in the City.

(b) Procedure. The Permit Administrator may grant the permit without hearing upon such terms and conditions as he or she shall deem necessary to protect the health, safety and quiet enjoyment of the community. The Permit Administrator may require completion of any application form he or she deems appropriate. The Permit Administrator shall have the power to deny a permit, without hearing, whenever he or she determines that maintenance of the animal would negatively impact the health, safety or quiet enjoyment of the community and that no conditions imposed on the permit could adequately mitigate this impact. The decision of the Permit Administrator granting or denying the permit shall be made in writing with appropriate findings supporting the decision. A copy of his or her written decision shall be mailed to the applicant. (§ 2, Ord. 2758 c.s., eff. February 8, 1996)

5-1.404 Permit Administrator.

The Permit Administrator shall be a person or persons designated by the City Manager and shall be responsible for enforcement and administration of this chapter. (§ 2, Ord. 2758 c.s., eff. February 8, 1996)

5-1.405 Appeal.

Any grant, denial, or conditioning of a permit by the Permit Administrator under this chapter may be appealed to the City Chief Building Official. Said appeal must be made in writing at the office of the City Clerk within five (5) days of the date of mailing of written notice of the Permit Administrator's decision. Failure to file any appeal fee which may be set by the City Council will result in the appeal being considered not filed. The Chief Building Official shall consider the appeal at a hearing duly noticed as provided for in Section [10-2.2508](#), subsections (k)(2) and (k)(3) of this Code. The appeal fee shall be refunded to any appellant whose appeal is sustained by the Chief Building Official. The decision of the Chief Building Official shall be final. (§ 2, Ord. 2758 c.s., eff. February 8, 1996, as amended by § 1(43), Ord. 2843 c.s., eff. November 4, 1999, and § 1, Ord. 3102 c.s., eff. February 8, 2013)

5-1.406 Fees.

The City Council may, by resolution, establish fees for the permits provided hereunder and for any appeal pursuant to Section [5-1.405](#) and may from time to time adjust said fees by resolution. (§ 2, Ord. 2758 c.s., eff. February 8, 1996, as amended by § 1(44), Ord. 2844 c.s., eff. November 4, 1999)

5-1.407 Emergency suspension.

Whenever the maintenance of an animal hereunder presents an immediate threat to the health and safety of the community the Permit Administrator shall have the power to suspend, without hearing but with prompt notice to the permit holder, any permit issued hereunder for a period not to exceed sixty (60) days. The Permit Administrator at his or her discretion may require the animal for which the suspended permit was issued to be confined in a place satisfactory to the Permit Administrator during the term of the suspension. Any permit holder whose permit is suspended under this section may appeal the suspension to the City Chief Building Official using the procedure set forth in Section [5-1.405](#). At the hearing on such an appeal the Chief Building Official shall have full power to revoke, modify or restore the permit. The decision of the Chief Building Official at such a hearing shall be final. (§ 2, Ord. 2758 c.s., eff. February 8, 1996, as amended by § 1(45), Ord. 2844 c.s., eff. November 4, 1999, and § 1, Ord. 3102 c.s., eff. February 8, 2013)

5-1.408 Violation.

Maintenance of an exotic or nondomestic animal in violation of this chapter shall constitute a nuisance and may in addition be punishable as a misdemeanor. Any exotic or nondomestic animal maintained in violation of this chapter without a permit or in violation of a condition of a permit may, after notice and a hearing held under the procedures specified in Section [5-1.301](#), be confiscated by the City when necessary for the safety of the community and/or the safety of the animal itself. (§ 2, Ord. 2758 c.s., eff. February 8, 1996, as amended by § 1(46), Ord. 2844 c.s., eff. November 4, 1999)

Contact:

City Clerk: 310-318-0656

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- Torrance

ARTICLE 14 - KEEPING OF HENS

(Added by O-3801)

41.14.010 APPLICABILITY.

The keeping of hens will be permitted on land which is used as a single-family residence provided:

- a) A special animal permit for keeping hens must first have been issued by the Director of Community Development, pursuant to reasonable rules for application as may be established, and subject to any conditions imposed.
- b) There will be a maximum of no more than four (4) hens per property.
- c) The hens will be properly housed and cared for to ensure healthy hens and a safe and sanitary environment.
- d) Hens will be kept in a chicken coop or in any cage or other enclosure situated in the rear yard of the property and no nearer than fifteen (15) feet from the rear property line, and no nearer than ten (10) feet from a side property line, and if such structures do not preempt the required open space and land coverage requirements.
- e) Hens and all activities related to the keeping of hens will be limited to the rear yard of the property, and the hens will not be allowed to run at large unattended.
- f) Any chicken coop or cage or other enclosure in which hens are kept will be maintained and cleaned on a regular basis to ensure a sanitary environment. The chicken coop or cage or other enclosure will not exceed sixty (60) square feet in size.
- g) The rear yard area and all other areas related to the keeping of hens will be maintained and cleaned on a regular basis to ensure a clean and sanitary environment, and prevent nuisances. The accumulation of manure and debris is unlawful and a public nuisance.
- h) The miscellaneous activities related to the keeping of hens, such as storing feed, straw, or wood shavings, will be conducted in such a manner to prevent the attraction or perpetuation of bacteria, disease, pests, and vermin.
- i) Unhealthy and/or diseased hens will be provided with immediate medical attention to prevent the spread of disease and sickness. Severely unhealthy and/or diseased hens will be properly disposed of, in accordance with all applicable City, County, and State laws, guidelines, and requirements. Keeping unhealthy and/or diseased hens is unlawful and a public nuisance.
- j) In the event complaints are received concerning the manner of keeping the hens, health or safety hazards caused by the hens or the activities related to the keeping of hens, or a nuisance caused by the hens, the matter will be reviewed by the Director of the Community Development Department, and the special animal permit will be subject to either modification, abatement as provided for in Section 41.1.3, and/or revocation.

k) Roosters are farm type animals and will not be considered as pets. The keeping of roosters is unlawful and a public nuisance.

41.14.020 APPLICATION REQUIREMENTS.

a) An application for a special animal permit for keeping hens pursuant to Article 11 of Chapter 1 of this Division must be filed with the Community Development Director on a form provided by the Community Development Director with the applicable fee. The form must be fully completed and executed and returned to the Community Development Department. The application must include the following:

- 1) Complete applicant information including address, telephone number, and e-mail address;
- 2) Scaled plot plan indicating all site improvements and the location of proposed coop;
- 3) Details of the coop itself, including dimensions.

41.14.030 PERMIT ISSUANCE.

If all requirements of this Article are satisfied, the Community Development Director will issue a special animal permit within thirty (30) days of the filing of the application. If a special animal permit is not issued, the Community Development Director will notify the applicant in writing.

41.14.040 REVOCATION.

The Community Development Director may revoke a special animal permit for keeping hens upon notice and hearing for any violation of this Article.

41.14.050 NUISANCE.

a) The keeping of hens is unlawful and a public nuisance when any of the following occurs:

- 1) When the keeping of hens creates objectionable odors, noises, or hazards pursuant to Section 41.1.2(b); or
- 2) When the chicken coop or cage or other enclosure in which hens are kept and/or the rear yard area and all other areas related to the keeping of hens are not maintained and cleaned on a regular basis, resulting in a dirty and unsanitary environment; or
- 3) Unattended and/or unsupervised hens running at large; or
- 4) Unhealthy and/or diseased hens.

b) If it is determined that a nuisance exists, the special animal permit for keeping hens may be modified, may be subject to abatement per Section 41.1.3, or revoked per Section 41.14.040.

c) It is unlawful and declared a public nuisance for any person to violate any provision of this Article. Any person in violation will be subject to civil action and/or criminal prosecution. Each day in which a violation is committed will constitute a new and separate offense. In addition, the keeping of hens considered a public nuisance may be abated or summarily abated by the City in any manner by this Code or otherwise by law for the abatement of public nuisances. Pursuant to

Government Code Section 38773, all expenses incurred by the City in connection with any action to abate a public nuisance will be chargeable to the persons creating, causing, committing, or maintaining the public nuisance.



CITY OF LAWDALE
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DATE: April 17, 2023
TO: Honorable Mayor and City Council
FROM: Yvette Hall, Assistant City Clerk 
SUBJECT: Mayor/Councilmember Report of Attendance at Meetings and/or Events

No supporting documentation was forwarded to the City Clerk Department for this item.