

ORDINANCE NO. 2535

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REDWOOD CITY AMENDING: SECTION 5.1 OF ARTICLE I OF CHAPTER 5 OF THE REDWOOD CITY MUNICIPAL CODE TO ADOPT BY REFERENCE THE ANIMAL CONTROL ORDINANCE OF SAN MATEO COUNTY, CONSISTING OF CHAPTER 6.04 OF TITLE 6 THE CODE OF ORDINANCES OF THE COUNTY OF SAN MATEO, CALIFORNIA; AND ARTICLE VII (PENALTY) OF CHAPTER 5 OF THE REDWOOD CITY MUNICIPAL CODE TO ESTABLISH PENALTIES FOR VIOLATIONS OF THE ANIMAL CONTROL ORDINANCE

WHEREAS, the City of Redwood City ("City") contracts with the County of San Mateo ("County") to provide animal control services in Redwood City; and

WHEREAS, the Agreement with the County requires the City to adopt the County's animal control ordinance and all amendments thereto; and

WHEREAS, on October 8, 2012, the City adopted Ordinance No. 2389, which amended Chapter 5, Article I, Sections 5.1 and 5.80 of the Redwood City Municipal Code to adopt by reference the Animal Control Ordinance of the County and establish penalties for violations thereof; and

WHEREAS, the County is repealing and replacing its Animal Control Ordinance to clarify existing definitions, enact additional requirements for animal control, and revise the fees for animal control services.

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

Section 1. The recitals set forth above are true and correct, and are hereby incorporated herein by this reference as if fully set forth in their entirety.

Section 2. The proposed Ordinance is not a project within the meaning of section 15378 of the California Environmental Quality Act ("CEQA") Guidelines because it has no potential for resulting in physical change in the environment, either directly or ultimately. In the event that this Ordinance is found to be a project under CEQA, it is subject to the CEQA exemption contained in CEQA Guidelines section 15061(b)(3) because it can be seen with certainty to have no possibility of a significant effect on the environment.

Section 3. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion or sections of the Ordinance. The City Council of the City of Redwood City hereby declares that it would have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Section 4. The City Council hereby adopts the following Redwood City Municipal Code amendments by adding the text shown in underline (example) and deleting the text shown in strikethrough (~~example~~), as provided below. Wording in brackets ([example]) is informational only and is not to be included in the published ordinance.

Section 5. Section 5.1 of Chapter 5, Article I of the Redwood City Municipal Code is hereby amended to read as follows:

Sec. 5.1. - ANIMAL CONTROL ORDINANCE OF SAN MATEO COUNTY ADOPTED BY REFERENCE:

- A. The Animal Control Ordinance of San Mateo County, consisting of Chapter 6.04 of the Code of Ordinances of the County of San Mateo, California, as amended on ~~July 24, 2012~~ January 9, 2024 and as it may be amended in the future is hereby adopted by reference except as expressly excepted or amended by the provisions of this Article.
- B. In the event of any conflict between the provisions of Chapter 6.04 of the Code of Ordinances of the County of San Mateo, California, hereinafter referred to as "The San Mateo County Animal Control Ordinance," and the provisions of this Article, the provisions of this Article shall govern.
- C. The following provisions of the San Mateo County Animal Control Ordinance are not adopted:

Section ~~6.04.130~~ 6.04.230

Section ~~6.04.300~~ 6.04.240

Section 6. Chapter 5, Article VII of the Redwood City Municipal Code is hereby amended to read as follows:

ARTICLE VII. - PENALTY

Sec. 5.80. - PENALTIES; CONTINUING VIOLATION:

- A. A violation of any provisions contained in this Chapter is hereby declared an infraction except for a violation of ~~subsection (a) of Section 6.04.100 and subsection (a) of Section 6.04.105~~ any provision of Section 6.04.050, subsection (a) of Section 6.04.090 or subsection (a) of Section 6.04.130 of the San Mateo County Animal Control Ordinance, a violation of which is hereby declared a misdemeanor.
- B. Every day any violation of any provision of this Chapter shall continue and shall constitute a separate offense.

C. This Section shall not limit any other available criminal, civil or administrative remedies. Any or all applicable remedies shall remain available for violation of the provisions of this Chapter.

Sec. 5.81. – AMOUNT OF ADMINISTRATIVE FINES FOR VIOLATIONS OF SAN MATEO COUNTY ANIMAL CONTROL ORDINANCE

A. Any person issued an administrative citation for a violation of the San Mateo County Animal Control Ordinance shall be assessed and pay a fine as follows:

1. One hundred dollars (\$100) for a first citation.
2. Two hundred dollars (\$200) for a second citation for the same violation within a one-year period.
3. Five hundred (\$500) for each additional citation for the same violation within a one-year period.

SEC. 5.82. –VIOLATION OF SAN MATEO COUNTY ANIMAL CONTROL ORDINANCE A PUBLIC NUISANCE; REMEDIES CUMULATIVE

Violation of San Mateo County Animal Control Ordinance is a public nuisance subject to any and all applicable civil, administrative, and criminal remedies, according to the provisions and procedures set forth in this Municipal Code and other applicable state and local law.

Secs. ~~5.84~~ 5.83—5.89. - RESERVED:

Section 7. This Ordinance shall go into effect 30 days following its adoption.

* * *

ORDINANCE NO. 2535

At a Joint City Council/Successor Agency Board/Public Financing Authority Meeting thereof held on the 12th day of February 2024 by the following votes:

AYES, and in favor of the passage and adoption of the foregoing ordinance:

AYES: Aguirre, Eakin, Howard, Martinez Saballos, Sturken, and Mayor Gee

NOES: None

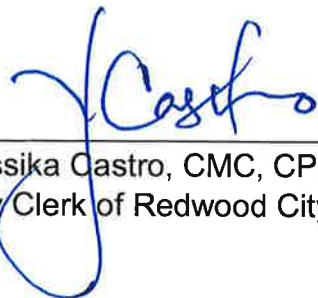
ABSENT: Vice Mayor Espinoza-Garnica

ABSTAINED: None

RECUSED: None



Jeff Gee
Mayor of the City of Redwood City



Yessika Castro, CMC, CPMC
City Clerk of Redwood City

I hereby approve the foregoing Ordinance
this 13th day of February 2024.



Jeff Gee
Mayor of the City of Redwood City