

1 1. Currently licensed pit bulls whose owners are registered breeders with the
2 Department.

3 2. A pit bull that has been appropriately trained and is actually being used by a
4 public law enforcement agency for law enforcement purposes.

5 3. A pit bull which has been certified by a licensed veterinarian as having a
6 health reason for not being spayed/neutered.

7 4. A pit bull which is in training at a licensed kennel and is currently licensed by
8 the owner in another jurisdiction. The owner of the pit bull has the burden of showing that
9 said pit bull is licensed in another jurisdiction.

10 5. A dog that is pending a breed determination when the dog owner or
11 custodian requests such a determination in accordance with Paragraph F of this Ordinance.

12 E: Definitions. As used in this Section, the following terms shall have the following
13 meanings:

14 1. Pit Bull. Any Staffordshire Bull Terrier, American Pit Bull Terrier, or
15 American Stafford Terrier breed of dog, or any mixed breed of dog which contains, as an
16 element of its breeding, any of these breeds so as to be identifiable as partially of one or more
17 of these breeds.

18 F: Determination of Breed.

19 1. Upon written request of any dog owner or custodian, the Department's Chief
20 Veterinarian or designee will schedule a breed determination appointment to determine
21 whether a dog is a pit bull.

22 2. The Department shall mail the requesting dog owner or custodian written
23 notice of the date, time and place for the appointment not less than ten (10) days before the
24 appointment date. The appointment date shall be no more than thirty (30) days after the
25 Department's receipt of the request for a breed determination.

26 3. The Department shall mail written results of breed determination to the
27 requesting owner or custodian within ten (10) days after the appointment.
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1 **4. The above mentioned breed determination results are prima facia evidence of**
2 **the facts stated therein. The owner or custodian may appeal the determination as provided in**
3 **Chapter 1.17. On appeal, the dog owner or custodian appealing a breed determination has the**
4 **burden to show that the dog is not a pit bull.**

5 **5. If the dog owner or custodian is cited for violation of this Section after the**
6 **Department has determined that the dog is a pit bull, the citation may be appealed as provided**
7 **in Chapter 1.17.**

8 **G: Mandatory Spay Neutering of Pit Bull Breed Dogs. No person shall own or possess**
9 **a pit bull over the age of four (4) months that has not been spayed or neutered, except as**
10 **provided for in Section D of this Ordinance.**

11 **H: Severability. If any provision, clause, sentence or paragraph of this Section or the**
12 **application thereof to any person or circumstances shall be held invalid, such invalidity shall**
13 **not affect the other provisions of this Section which can be given effect without the invalid**
14 **provision or application, and to this end, the provisions of this Section are hereby declared to**
15 **be severable.**

16 Section 2: The City Council has reviewed the matter and, based upon the facts and
17 information contained in the staff reports, administrative record, and written and oral testimony,
18 hereby finds that this ordinance is not subject to CEQA pursuant to Sections 15060(c)(2),
19 15060(c)(3) and/or 15061(b)(3) of the State CEQA Guidelines, California Code of Regulations, Title
20 14, Chapter 3, in that it will not result in a direct or reasonably foreseeable indirect physical change
21 in the environment nor have a significant impact on the environment.

22 Section 3: The City Clerk shall certify to the adoption of this ordinance and cause
23 publication once in a newspaper of general circulation in accordance with Section 414 of the Charter
24 of the City of Riverside. This ordinance shall become effective on the 30th day after the date of its
25 adoption.

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ADOPTED by the City Council this _____ day of _____, 2014.

Mayor of the City of Riverside

Attest:

City Clerk of the City of Riverside

I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the _____ day of _____, 2014, and that thereafter the said ordinance was duly and regularly adopted at a meeting of the City Council on the _____ day of _____, 2014, by the following vote, to wit:

Ayes:

Noes:

Absent:

Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2014.

City Clerk of the City of Riverside

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