CITY OF REDLANDS ANIMAL CONTROL BOARD

Tommi Ng – Board Member John Thompson – Board Member Fernando Mata – Board Member Jodi Kroeger – Staff Liaison

This will be an in-person meeting held in the City Council Chambers, 35 Cajon Street, Suite #2.

The following information comprises the agenda for a regular meeting of the Animal Control Board to be held at the date and time noted below.

Wednesday May 22, 2024 3:00 P.M.

HOW TO SUBMIT COMMENTS:

Speakers are encouraged to turn in a "Speaker Sign Up Sheet" before the meeting is convened. However, completion of speaker forms is not required to speak before the Board. Once the meeting has convened, you may submit the speaker form to the Staff Liaison. Forms are available prior to the meeting in the Office of the City Clerk or in the Council Chambers/Conference Room during the meeting. Due to time constraints and the number of persons who may wish to give oral testimony, public comments will be limited to three (3) minutes.

Anyone desiring to speak on an agendized item at this meeting may do so during the consideration of that item. Anyone wishing to address the commission/board on a non-agendized item may do so during the Public Comment portion of the meeting.

Individuals with a disability, consistent with the Americans with Disabilities Act, who need assistance with public comment, may contact Joe Bierma by telephone <u>909-798-7655</u> or by email at <u>jbierma@cityofredlands.org</u> at least two hours before the meeting to make alternate arrangements.

1. CALL TO ORDER - Attendance

2. PUBLIC COMMENTS

(At this time, the Animal Control Board will provide an opportunity for the public to address them on any subject, within the jurisdiction of the Board, which is not already scheduled on this agenda. The Board may not discuss or take any action on any public comment made, except that the Board members or staff may briefly respond to statements made or questions posed by members of the public. However, any matter that requires action will be referred to staff for a report and possible action at a subsequent meeting. Comments will be limited to three (3) minutes.)

3. NEW BUSINESS

A. Hearing regarding dangerous/vicious dog at 1675 Industrial Park Ave. Apt 213, Redlands, CA

4. ADJOURNMENT



REDLANDS

Incorporated 1888

300 E. State Street Street, Suite 690 Redlands, CA 92373 909-798-7510 www.cityofredlands.org

5/8/2024

VIA REGISTERED MAIL# 9589 0710 5270 0985 1582 36

1675 Industrial Park Avenue, Apt. 213 Redlands, CA 92374

NOTICE OF HEARING

RE: DANGEROUS/VICIOUS DOG/1675 Industrial Park Avenue, Apt. 213 Redlands, CA

The City of Redlands Animal Services has been notified by of a vicious/dangerous animal at the above-reference address. On 5/09/2023 and 3/23/2024, there was an incident involving Pitbulls "Minnie" and "Midnight" ("subject animals") resulting in injury to another domestic animal. The incident supports a determination that pursuant to Redlands Municipal Code Section 6.05.010, the subject animal is a dangerous/vicious dog as follows:

Redlands Municipal Code Section 6.05.010: "Any dog which, when unprovoked, on two (2) separate occasions within the prior thirty-six (36) month period, has seriously bitten, inflicted injury attacking a domestic animal off the property of the owner or keeper".

This is to advise you that the Animal Control Board will hold a hearing on May 22, 2024 at 3:00 p.m. at 35 Cajon St. Suite 2, Redlands, CA 92373 to determine if the subject animal is a dangerous/vicious dog pursuant to the authorities set forth above. You are encouraged to attend and present evidence at the hearing.

After the hearing, the Animal Control Board shall notify you of its determination and any orders issued by the Animal Control Board. If the Board determines that the subject animal is potentially dangerous/vicious, the owner or keeper of the subject animal shall comply with the Board's orders within ten (10) days after the date of the determination.

Sincerely,

Mayra Shushereba Administrative Analyst City Manager's Office

Enclosed: Petition of Hearing

Copy of Redlands Municipal Code Chapter 6.05

cc: City Attorney

Animal Control Board Animal Services Supervisor



PETITION FOR A HEARING TO DETERMINE IF DOG IS POTENTIALLY DANGEROUS/VICIOUS PURSUANT TO REDLANDS MUNICIPAL CODE SECTION 6.05.060

This Petition for a Hearing to Determine if Dogs are Potentially Dangerous is brought pursuant to Redlands Municipal Code 6.05.050 which requires that the chief officer of the public pound or animal control department or his or her immediate supervisor or the chief of police or his or her designee shall petition for a hearing to determine whether or not the dog in question be declared potentially dangerous or vicious.

On April 4, 2024, an animal control officer investigated and determined that probable cause exists to believe that the dogs are Potentially Dangerous. The following incident supports this belief as per Redlands Municipal Code Section 6.05.010:

Any dog which, when unprovoked, on two (2) separate occasions within the prior thirty-six (36) month period, has seriously bitten, inflicted injury attacking a domestic animal off the property of the owner or keeper.

The owner or keeper of the dog: Address of the location of the dogs: 1675 Industrial Park Ave. Apt. 213 Redlands, CA 92373

This petition is supported by the following (attach a copy of each document):

Exhibit A: Property management Incident report

Exhibit B: Photos of defendant's dogs

Exhibit C: First reported attack of defendant's dogs

Exhibit D: Photos of first reported attack

Exhibit E: Bite report for bite incident with maintenance worker

Exhibit F: Photo of bite on maintenance worker

Exhibit G: Activity report for bite on maintenance worker

Exhibit H: Activity report for dog attack with victim

Exhibit I: Victim witness statement Exhibit J: Victim veterinary bills post incident

Exhibit K: Victim dog photos of injuries

The hearing is scheduled for May 22, 2024 at 3 p.m. at 35 Cajon St. Suite 2 Redlands, CA 92373(Council Chambers).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Jodi Kroeger

Animal Services Supervisor

c: Keith Frey

1675 Industrial Park Ave. Apt 213

Redlands, CA 92373



PROPERTY MANAGEMENT ACCIDENT/INCIDENT REPORT FORM (Report to be turned in to Property Management Director within 24 hours of Incident)

Date of incident: 05/09/20	23 Tim	ie: Approx 12	2:18 pm – 12:2	1 pm	
Type of Report: Domestic	/Building Struc	ture			
Fire	Police	Injury	Building Stru	cture	
Injury of client/resi	dentInjury	of service an	imal in Unit#	244	Management Western Washington
Location of incident: Buil	lding Address:	1675 Industri	al Park Avenu	e Redlands	CA 92373
If outside: Weather condit If inside: Any condition th					
Photo of location taken: Y					· · · · · · · · · · · · · · · · · · ·
came to the office to exited her apartment she was walking down the her dog, shortly after a fem not call the police or animal her dog. will be contacting police report number.	at approx. 12:0 hallway and a l ale dog also ca l services at thi oth other black	0pm – 12:20 black male Pi me and starte is time as she pit bulls whe	pm With her study that the study came from distriction attacking her was more controlled at the study can be supported at the	ervice animal methods and the time of the	al on a lease, or and attacked did at the state of the attack.
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Injured person:N/A(
Visitor to agency: (A	Agency Name:)
Type of injury: Dog bite					
Name of injured person: N/	'A				
Address:					
1/31/23	Acciden	it / Incident Report 1	Form Property Manag	ement	



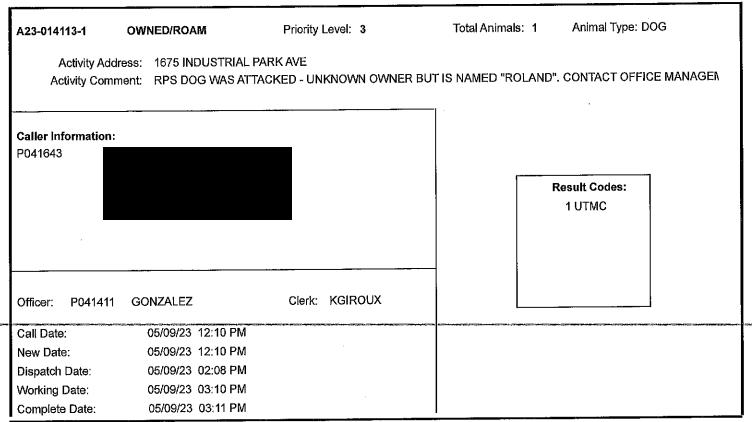
Date of birth: Mal					
carried:	ured carrying anythi				
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Did the injured per	son appear to be im				
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Was there a physicia Redlands. If no injury — no si Signature of injury	cian/hospital visit? n/hospital: Physic	Yes _X	No No phone number	(if no go	to next sec



Name: _ Position:Area Manager
Signature: Date: 5 9 23 IMMEDIATELY E-MAIL A COPY OF THIS REPORT TO YOUR IMMEDIATE SUPERVISOR – Contact CEO by phone (Report to be turned into Property Management Director within 24 hours of Incident)
For office use only:
Report sent to Chief VP HR Insurance

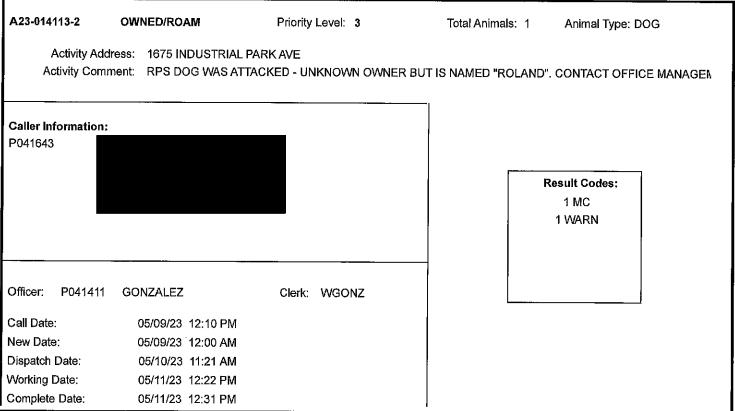






Memo:

05/11/23 12:22 Officer Giroux and i received a call about a dog on dog fight. We made contact with the dog owner of the attack and notified him about the leash laws within the city and consequences will follow if it keeps on happening and their dog attacks another dog or person. We let him know even though a dog has a leash attached to its collar, then there has to be someone at the other end holding the leash. WG

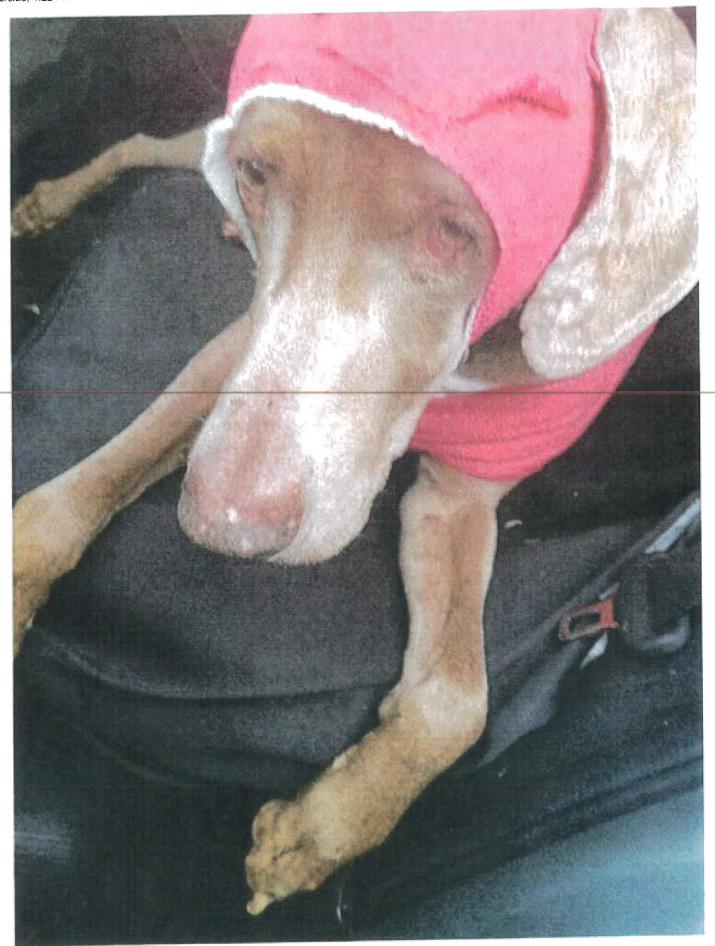


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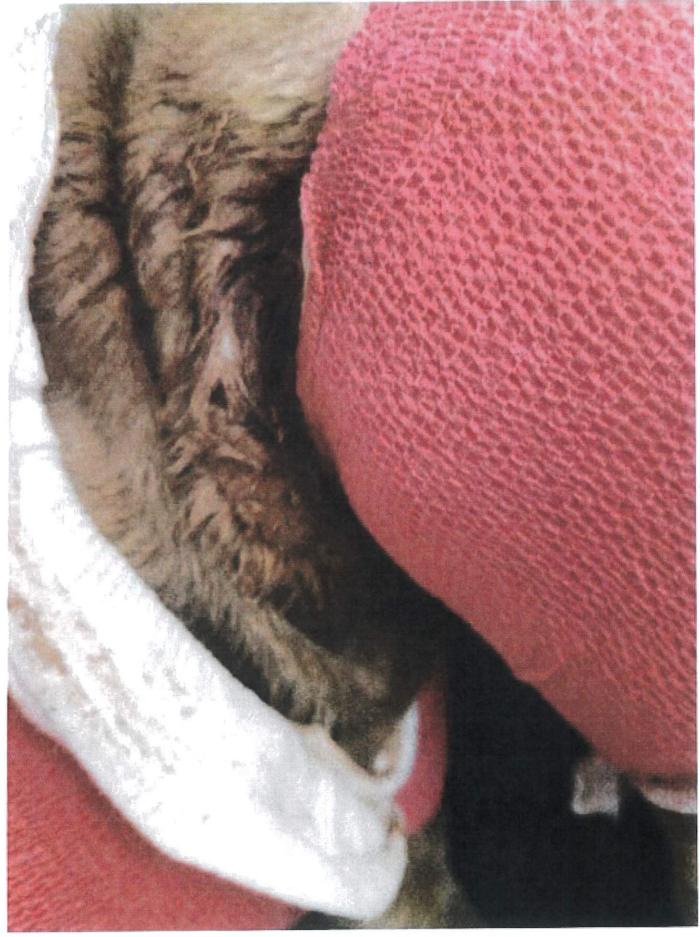
05/11/23 12:22 Officer Giroux and I received a call about a dog on dog fight. We made contact with the dog owner of the attack and notified him about the leash laws within the city and consequences will follow if it keeps on happening and their dog attacks another dog or person. We let him know even though a dog has a leash attached to its collar, then there has to be someone at the other end holding the leash. WG

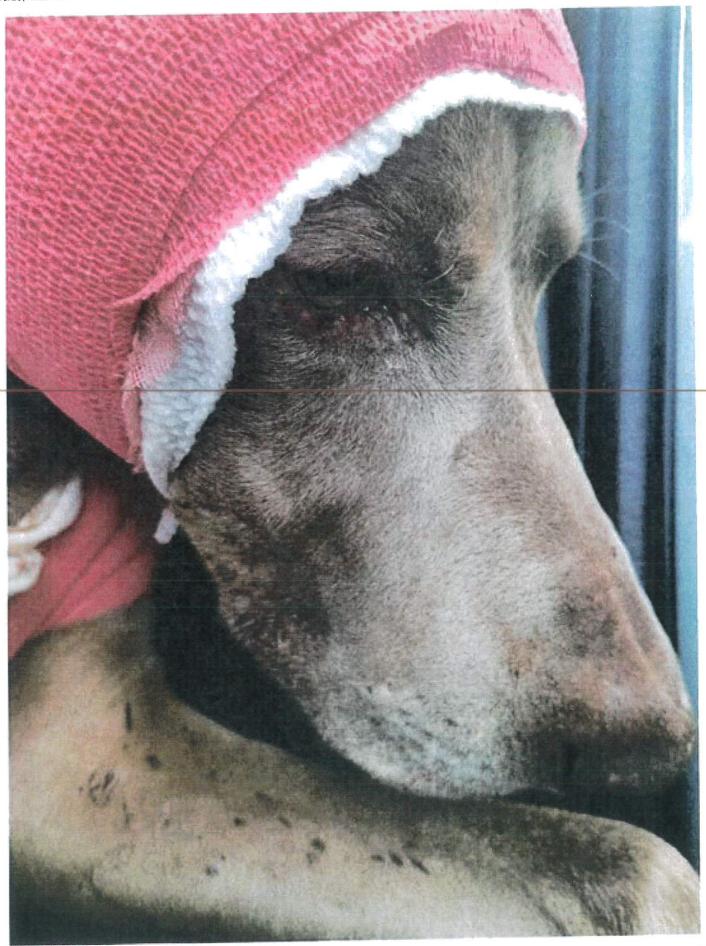






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Report Received: By K. G. Lov Jones

Date/Hour

Assigned To

Date/Hour 10

ANIMAL SERVICES DIVISION

A#23-015227

City of Redlands - Facilities and Community Services Department 504 N. KANSAS STREET • REDLANDS, CA 92373

Telephone (909) 798-7644 ANIMAL BITE AND RABIES EXAMINATION REPORT

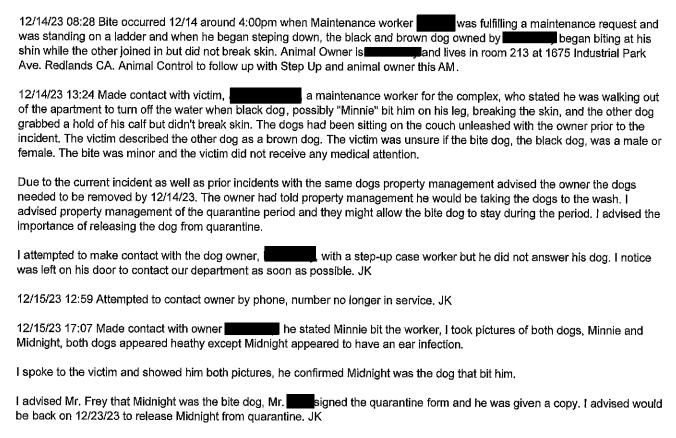
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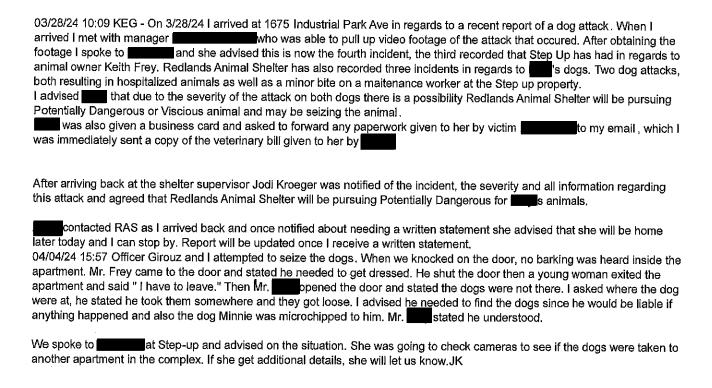
A23-015227-2	INV/BITE	Priority Level: 4	Total Animals	: 1	Animal Type: Do	OG
	ress: 1675 INDUSTRIAL PAI nent: Resident living at 213 i	RK 213 nas two dogs that attacked a maite	enance worker la	st night a	and broke skin on	the leg. Anim
Owner Information: P041837	375 INDUSTRIAL PARK AVE 2	13				
Caller Information: P042766					sult Codes: 1 COMP	
Officer: P040919	KROEGER	Clerk: JODIK		<u>.</u>		
Call Date:	12/14/23 07:49 AM					
New Date:	12/14/23 07:49 AM					
Dispatch Date:	12/15/23 10:13 AM					
Working Date:	12/15/23 03:57 PM					
Complete Date:	12/15/23 04:27 PM					

Memo:

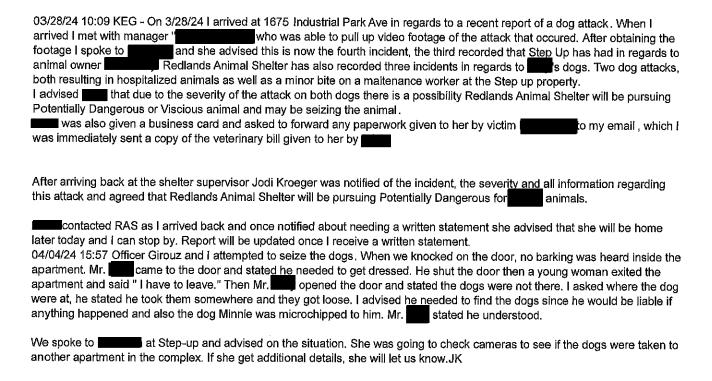


12/23/23 13:00 Dog "Midnight" appeared healthy and was released from quarantine. JK

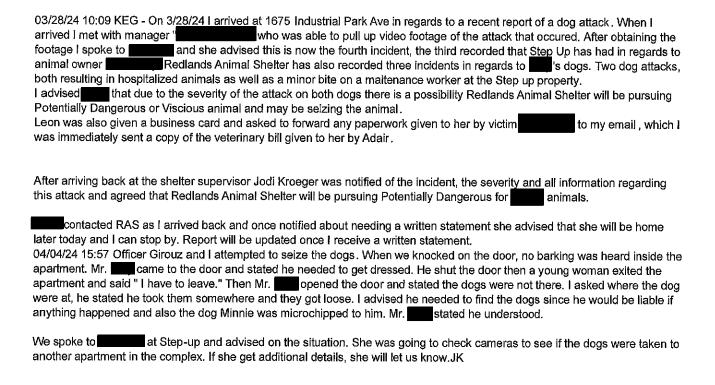
A24-015680-2	OWNED/ROAM	Priority Level: 3	Total Animals: 1	Animal Type: DOG
Activity Add Activity Comr		L PARK nd stated that her dog had been at	tacked by a neighbors dog.	Read note for more details.
Caller Information:				
				Result Codes: 1 UTMC
Officer: P039662	GIROUX	Clerk: KGIROUX		
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dog was stabbed in to other. The animal ov	the process, Adair canno	ort of a dog attack from RP lessent t state who the animal owner is but "Rowland". I contacted RPD in rega y the name	: that they live on the same l	evel and near each
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A24-015680-1	OWNED/ROAM	Priority Level: 3	Total Animals: 1	Animal Type: DOG
Activity Ad				·
Activity Com	ment: RP called an	d stated that her dog had been a	attacked by a neighbors dog.	Read note for more details.
Caller Information	:			
				Result Codes: 1 UTMC
Officer: P039662	2 GIROUX	Clerk: KGIROUX		
Call Date:	03/23/24 10:51 AM	·····································		
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Dispatch Date:	03/23/24 11:06 AM			
Working Date:	03/23/24 11:24 AM			
Complete Date:	03/23/24 11:29 AM			
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dog was stabbed in other. The animal o	the process.	t of a dog attack from RP state who the animal owner is but Rowland". I contacted RPD in registre name	ut that they live on the same	level and near each
advised he was liste management at Ste 03/23/24 12:33 - ■	ed as a victim in the case a p Up and figure out what is	she was very hesitant to give up s well as her. A did not respond to going on. Called and left a voicemail advit to have someone give her a call	ond and I advised I will continued that I advised I will continued that I advised I will continued to the I will continued to the I will continue	nue to reach out to



A24-015680-4	OWNED/ROAM	Priority Level: 3	Total Animals: 1	Animal Type: DOG
Activity Add		L PARK 213 Id stated that her dog had been at	tacked by a neighbors dog.	Read note for more details.
Owner Information: P041837	375 INDUSTRIAL PARK A	WE 213		
	J/S INDOSTRIAL LARICA	V 2 10		
Caller Information:				
		·		Result Codes:
A057488				1 UTL
Officer: P040919	KROEGER	Clerk: JODIK		
Call Date:	03/23/24 10:51 AM			
New Date:	03/23/24 10:51 AM			
Dispatch Date:	04/04/24 02:53 PM			
Working Date:	04/04/24 03:00 PM			
Complete Date:	04/04/24 03:10 PM			
Memo:				
04/02/24 10:00 Viction to investigating office		he shelter and completed a witnes	ss statement to be included	with prior email sent
04/03/24 10:42 Maddogs due to potential the most recent dog explained the 1st do notice to vacate from go and recently lost property. I explained days. Mr. state 03/23/24 11:07 Received	e contact with owner attacked was the second g attacked was with anoth in the complex due to the inhis job. I explained again the had the option to surred he would bring the dogs gived a voicemail from RPI	while he was about to leave ined to Mr. the dogs needed attack to the same dog. It was det er dog and he remembered the in- ncident. Mr. was planning to r the dog needed to come to the she ender the dog or to have a hearing to the shelter by 4PM. JK D stating they had an incident occ	to be taken the the shelter. termined the first attack was cident. Mr. had already move to the wash since he helter and Mr. stated the part of the dog would be held at the at Step up, 1675 Industri	Mr. stated that never reported. I veceived a 72 hour had no where else to edogs were not at the the shelter for 14 al Park Ave.
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A24-015680-3	OWNED/ROAM	Priority Level: 3	Total Animals: 1	Animal Type: DOG
Activity Addr Activity Comm		_ PARK 213 id stated that her dog had been att	tacked by a neighbors dog.	Read note for more details.
Owner Information:	 	<u> </u>		
P041837				
16	75 INDUSTRIAL PARK A	VE 213		
Caller Information:				
				Result Codes:
				1 MC
A057488				

Officer: P040919	KROEGER	Clerk: JODIK		
Call Date:	03/23/24 10:51 AM			
New Date:	03/23/24 10:51 AM			
Dispatch Date:	04/03/24 09:38 AM			
Working Date:	04/03/24 09:52 AM			
Complete Date:	04/03/24 10:37 AM			
Лето:				
04/02/24 10:00 Victim to investigating office		he shelter and completed a witnes	s statement to be included	with prior email sent
dogs due to potentiall the most recent dog a explained the 1st dog notice to vacate from go and recently lost h property. I explained days.	ly dangerous dog. I expla attacked was the second attacked was with anoth the complex due to the in is job. I explained again the he had the option to surre he would bring the dogs	ined to the same dog. It was deter dog and he remembered the incident. Was planning to rehe dog needed to come to the she ander the dog or to have a hearing to the shelter by 4PM. JK	to be taken the the shelter. ermined the first attack was cident. had already move to the wash since he elter and stated the g. The dog would be held at	Mr. stated that a never reported. I by received a 72 hour had no where else to be dogs were not at the the shelter for 14
dog was stabbed in the other. The animal own	ne process. Les cannot	t of a dog attack from Hesses, state who the animal owner is but . I contacted RPD in regathe name '	that they live on the same l	level and near each
management at Step 03/23/24 12:33 -	as a victim in the case a Up and figure out what is	she was very hesitant to give up a s well as her. going on. called and left a voicemail advisito have someone give her a call o	nd and I advised I will conting that I	ue to reach out to

animal owner second control of the severity of the attack on both dogs there is a possibility Redlands Animal Shelter will be pursuing Potentially Dangerous or Viscious animal and may be seizing the animal. Leon was also given a business card and asked to forward any paperwork given to her by victim was immediately sent a copy of the veterinary bill given to her by
After arriving back at the shelter supervisor Jodi Kroeger was notified of the incident, the severity and all information regarding this attack and agreed that Rediands Animal Shelter will be pursuing Potentially Dangerous for Frey's animals.
contacted RAS as I arrived back and once notified about needing a written statement she advised that she will be home later today and I can stop by. Report will be updated once I receive a written statement. 04/04/24 15:57 Officer Girouz and I attempted to seize the dogs. When we knocked on the door, no barking was heard inside the apartment. Mr. came to the door and stated he needed to get dressed. He shut the door then a young woman exited the apartment and said "I have to leave." Then Mr. copened the door and stated the dogs were not there. I asked where the dog were at, he stated he took them somewhere and they got loose. I advised he needed to find the dogs since he would be liable if anything happened and also the dog Minnie was microchipped to him. Mr. stated he understood.

We spoke to Christina at Step-up and advised on the situation. She was going to check cameras to see if the dogs were taken to another apartment in the complex. If she get additional details, she will let us know.JK

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hearing boar testimony. I	d or for a court complaint and	i that I will a	t the petition before a hearing offi ppear in response to this request a nat this statement is true and corre
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	Sizeri ve		7 5-01

WITNESS STATEMENT

Print Your Name Radlands City	, a resident of	1675 Industral Your Street Address 92374 Zip
make the following statement to be use proceeding under direction of the Redl	ands Animal Servi	itive hearing hearing hoard or count
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[SEE ATTACHMENT TO PROVIDE ADDITIONAL INFORMATION]

march 28,2024

Redlands, Ca 92374



Client ID:

Invoice #:

66251

Date:

3/27/2024



Patient ID:		Species: Canine		Weight: 22.00 kilo	grams
Patient Name:	Cleopatra	Breed: Pitbull		Birthday: 10/10/2016	Sex: Female
	Description		Staff Name	Quantity	<u>Total</u>
3/27/2024	Wellness Exam		Crystal Silveira	1.00	\$75.00
	Catalyst NSAID 6		-	1.00	\$87.50
	Replacement IV Ca	atheter		1.00	\$16.91
	Anesthesia Monitor				\$0.00
	Calmer Collar	perion = x		1.00	\$37.26
	Amoxi/Clav 400mg	Amoxi/Clav 400mg/57mg*5ml (50ml bottle Ampicillin+Sul.(Unasyn) 1.5gm/v lnj (mL) Buprenorphine 0.60mg/ml lnj. (mL) Cerenia 10mg/ml lnj. (mL) Meloxicam 5mg/ml lnj. (mL) Meloxicam Oral 1.5mg/ml (mL) Midazolam 5mg/ml lnj. (mL)			\$32.38
	Ampicillin+Sul.(Una				\$61.16
	Buprenorphine 0.60				\$32.37
					\$88.60
	Meloxicam 5mg/ml				\$36.15
	Meloxicam Oral 1.5				\$42.16
					\$23.78
	PropoFlo 28 (10mg			8.00	\$40.88
	Anesthesia, Surger	no constru		1.00	\$78.53
	Penrose Drain Plac			1.00	\$46.03
	Suture, PDS, 3-0			1.00	\$26.00
	Client Discount			1.00	(\$250.00)
	Enrofloxacin 136mg	g (tab)		28.00	\$195.60
	Invoiced to Date - F			1.00	\$0.00
		A1		Patient Subtotal:	\$670.31

Reminder

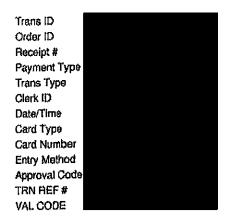
03/27/2025 Annual Exam

Invoice Total:	\$670.31
Total:	\$670.31
Balance Due:	\$670.31
Previous Balance:	(\$105.00)
Balance Due:	\$565.31
VISA Card Number:XXXX2648:	(\$565.31)
Less Payment:	(\$565.31)
Balance Due:	\$0.00

Scheduled Appointments:

Appt. for Cleopatra on 3/29/2024 at 02:00 pm.

Pet Hospital of Redlands + Urgent Care 2072 W. Redlands Blvd. Suite B 9093631617



Total Amount

USD\$565.31

Approved - Thank You

X_____Cardholder Signature

Buyer agrees to pay total amount above according to cardholder's agreement with issuer.

****Customer Copy****





PET OWNER:

SPECIES: Canine

BREED:

GENDER: Female 7 Years AGE:

PATIENT ID: 59829

VVC - PET HOSP OF REDLANDS PLUS URGENT

Crystal Silveira

2072 W REDLANDS BLVD REDLANDS, ca 92373 9093631617

ACCOUNT #:

ATTENDING VET:

LABID:

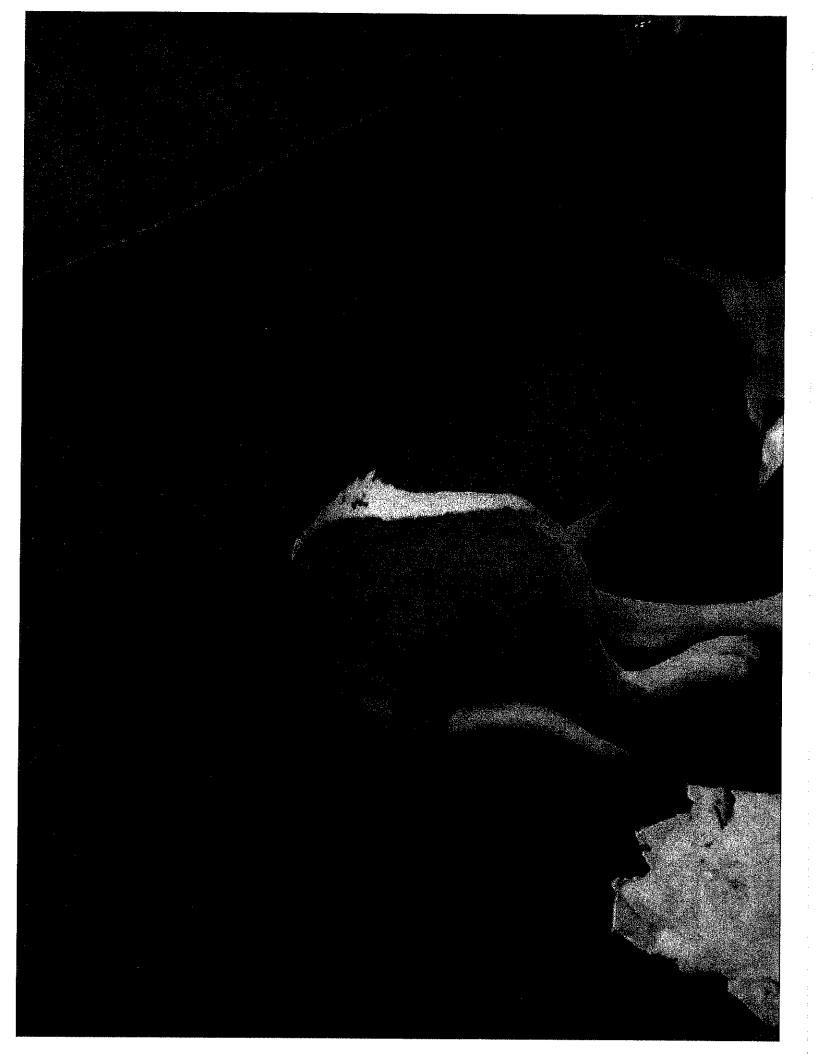
ORDER ID: 6341

DATE OF RECEIPT: 3/27/24 DATE OF RESULT: 3/27/24

IDEXX Services: Catalyst One Chemistry Analyzer

Chemistry	name a		
3/27/24	5:56 PM		
TEST	RESULT	REFERENCE VALUE	
Creatinine	1.1	0.5 - 1.8 mg/dL	
BUN	9	7 - 27 mg/dL	
BUN: Creatinine Ratio	8		
ALT	111	10 - 125 U/L	
AST	55	0 - 50 U/L	H (section of the section of the sec
ALP	88	23 - 212 U/L	

	THE HACKSTRAL TRIC	• Medical Care	
	IMAL HOSPITAL INC. . • San Bernardino, CA 92408	Large Animals by Appoint	ment
(909) 825-3144	Fax (909) 824-5145	GroomingBoarding	
I Drs. Office Hours: M	on-Fri 8-12, 2-6 & Sat 8-2	Pet Foods	T
W Salar Hospital hours: Monday - Sa Emergencies & Sund	turday 6:30 AM - 7PM (Sat 6PM) days Call (909) 825-3144	Pet Supplies	O
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□ Office Call	☐ Intensive Care	☐ Avian Profile	_ E
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☐ Permit ☐ Blood Draw.	 ☐ Anal Sac Expression ☐ Apply Bandage 	☐ Culture and Sensitivity ☐ Cytology	
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☐ Allergy	Eye Schirmer Tear Test	☐ Fungal Culture	A
☐ Antibiotic	☐ Fine Needle Aspiration ☐ Foxtail Removal	☐ Glucose ☐ Heartworm Exam	T
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☐ FVRCP	☐ Torbugesic		ne .
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☐ Parvo		Cats & Rabbits	
☐ Rabies ☐ Rattlesnake	SURGERY VO	☐ Small Dogs up to 25# ☐ Medium Dogs 26-50#	
Rattlesnake	Castration (Spay)	☐ Large Dogs 51-75#	
Security Communication and Association Security Communication Communicat	Ovariohysterectomy (Spay)	☐ Extra Large Dogs 76# & up ☐ Birds)
WORMING ☐ Cats & Dogs up to 10#	DENTISTRY	□ Birds □ Walk	
Dogs 10.1# & up	☐ Extractions	–	ŀ
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CHAPTER 6.05

VICIOUS AND POTENTIALLY DANGEROUS DOGS

SECTION:

6.05.010: Potentially Dangerous Dog Defined

6.05.020: Vicious Dog Defined

6.05.030: Severe Injury Defined

6.05.040: Impounded Defined

6.05.050: Animal Control Board

6.05.060: Hearing On Declaration Of Dog As Potentially Dangerous Or Vicious

6.05.070: Determination And Orders; Notice; Compliance

6.05.080: Appeal

6.05.090: Seizure And Impoundment Pending Hearing

6.05.100: Circumstances Under Which Dogs May Not Be Declared Potentially Dangerous Or Vicious

6.05.110: Potentially Dangerous Designation Maintained In Registration Records

6.05.120: Keeping And Controlling Potentially Dangerous Dogs

6.05.130: Death, Sale, Transfer Or Permanent Removal; Notice

6.05.140: Removal From List Of Potentially Dangerous Dogs

6.05.150: Destruction; Nondestruction; Conditions; Enclosures

6.05.160: Prohibition Of Owning, Possessing, Controlling Or Having Custody

6.05.170: Fines And Limits

6.05.180: Forms

6.05.010: POTENTIALLY DANGEROUS DOG DEFINED:

"Potentially dangerous dog" means any of the following:

- A. Any dog which, when unprovoked, on two (2) separate occasions within the prior thirty six (36) month period, engaged in any behavior that required a defensive action by any person to prevent bodily injury when the person and the dog were off the property of the owner or keeper of the dog.
- B. Any dog which, when unprovoked, bites a person causing a less severe injury than as defined in section 6.05.030 of this chapter.
- C. Any dog which, when unprovoked, on two (2) separate occasions within the prior thirty six (36) month period, has seriously bitten, inflicted injury, or otherwise caused injury attacking a domestic animal off the property of the owner or keeper of the dog.
- D. Any dog off the property of the owner or keeper of the dog, when unprovoked, has killed a domestic animal. (Ord. 2695 § 1, 2008: Ord. 2135 § 2, 1990)

6.05.020: VICIOUS DOG DEFINED:

"Vicious dog" means any of the following:

- A. Any dog seized under section 599aa of the California Penal Code and upon the sustaining of a conviction of the owner or keeper under subdivision (a), section 597.5 of the Penal Code;
- B. Any dog which, when unprovoked, in an aggressive manner, inflicts severe injury on or kills a human being;
- C. Any dog previously determined to be and currently listed as a potentially dangerous dog which, after its owner or keeper has been notified of this determination, continues the behavior described in section 6.05.010 of this chapter or is maintained in violation of section 6.05.110, 6.05.120 or 6.05.130 of this chapter. (Ord. 2135 § 2, 1990)

6.05.030: SEVERE INJURY DEFINED:

"Severe injury" means any physical injury to a human being that results in muscle tears or disfiguring lacerations or requires multiple sutures, or corrective or cosmetic surgery. (Ord. 2135 § 2, 1990)

6.05.040: IMPOUNDED DEFINED:

"Impounded" means taken into the custody of the public pound or animal control department or provider of animal control services to the city. (Ord. 2135 § 2, 1990)

6.05.050: ANIMAL CONTROL BOARD:

There is created an animal control board to administer the provisions of this chapter. The board shall be made up of three (3) members, and include three (3) city administrative managers designated by the city manager. (Ord. 2135 § 2, 1990)

6.05.060: HEARING ON DECLARATION OF DOG AS POTENTIALLY DANGEROUS OR VICIOUS:

- A. If an animal control officer or a law enforcement officer determines that probable cause exists to believe a dog is potentially dangerous or vicious, the chief officer of the public pound or animal control department or his or her immediate supervisor, or the chief of police, or his or her designee, shall either: 1) on a form prescribed by the city, obtain the written acknowledgment of the owner of the dog that such dog is potentially dangerous or vicious as defined by this chapter, and the owner's written consent to comply with the requirements of sections 6.05.110 to 6.05.160 of this chapter, and any conditions imposed by the city pursuant to such sections, within ten (10) days of the date of the determination; or 2) file a petition with the animal control board for a hearing to determine whether or not the dog in question should be declared potentially dangerous or vicious. Whenever possible, any complaint received from a member of the public that a dog might be potentially dangerous or vicious shall be sworn to and verified by the complainant and attached to the petition.
- B. The animal control board shall notify the owner or keeper of the dog that it will hold a hearing and that the owner or keeper may present evidence at the hearing. The animal control board shall serve upon the owner or keeper of the dog the notice of the hearing and a copy of the petition either personally or by first class mail with return receipt requested.

The hearing shall be open to the public and held not less than five (5) working days nor more than ten (10) working days after service of the notice upon the owner or keeper of the dog. The animal control board may admit all relevant evidence, including incident reports and affidavits of witnesses, limit the scope of discovery, and may shorten the time to produce records or witnesses. The animal control board may decide all issues even if the owner or keeper fails to appear at the hearing. The animal control board may find, upon a preponderance of the evidence, that the dog is potentially dangerous or vicious and make other orders authorized by this chapter. (Ord. 2796, 2013)

6.05.070: DETERMINATION AND ORDERS; NOTICE; COMPLIANCE:

After the hearing conducted pursuant to section 6.05.060 of this chapter, the animal control board shall, either personally or by first class mail, postage prepaid, notify the owner or keeper of the dog in writing of the determination and orders issued. If the board determines that the dog is potentially dangerous or vicious, the owner or keeper shall comply with sections 6.05.110 to 6.05.160 of this chapter within ten (10) days after the date of the determination. (Ord. 2135 § 2, 1990)

6.05.080: APPEAL:

If any party contests the determination, that party may, within five (5) days of the receipt of the notice of determination, appeal the animal control board's decision to the superior court of the county of San Bernardino. The person appealing the decision shall serve personally or by first class mail, postage prepaid, notice of the appeal upon the other party. The appeal shall be conducted pursuant to California Food And Agricultural Code sections 31622, 31623, and 31624. (Ord. 2596 § 1, 2005: Ord. 2135 § 2, 1990)

6.05.090: SEIZURE AND IMPOUNDMENT PENDING HEARING:

If the animal control officer or law enforcement officer determines that probable cause exists to believe the dog in question poses an immediate threat to public safety, he or she may seize and impound the dog pending the hearings held pursuant to this chapter. If the dog is later adjudicated potentially dangerous or vicious, the owner or keeper of the dog will be liable for costs and expenses of impounding the dog. If the chief animal control officer determines that the impoundment is not contrary to public safety, he or she shall permit the animal to be confined in a city approved kennel or veterinary facility, at the owner's expense. (Ord. 2135 § 2, 1990)

6.05.100: CIRCUMSTANCES UNDER WHICH DOGS MAY NOT BE DECLARED POTENTIALLY DANGEROUS OR VICIOUS:

A. The animal control board may not declare the dog potentially dangerous or vicious if the dog inflicted injury or damage to a person committing a wilful trespass or other tort upon the premises occupied by the owner or keeper of the dog, or was teasing, tormenting, abusing or assaulting the dog, or was committing or attempting to commit a crime. The dog may not be declared potentially dangerous or vicious if it was protecting or defending a person within the dog's immediate vicinity from an unjustified attack or assault. A dog may not be declared potentially dangerous or vicious if the injury or damage was sustained by a domestic animal which was teasing, tormenting, abusing or assaulting the dog.

B. A dog may not be declared potentially dangerous or vicious if the injury or damage to a domestic animal was sustained while the dog was working as a hunting dog, herding dog, or predator control dog on the property of or under the control of its owner or keeper, and the damage or injury was to a type of domestic animal appropriate to the dog's work. (Ord. 2135 § 2, 1990)

6.05.110: POTENTIALLY DANGEROUS DESIGNATION MAINTAINED IN REGISTRATION RECORDS:

Notwithstanding the provisions of chapter 6.04 of this title regarding licensing and vaccination, all potentially dangerous dogs shall be properly licensed and vaccinated. A dog determined to be potentially dangerous must have that designation in its registration records. The city may charge a potentially dangerous dog fee in addition to the regular licensing fee to provide for the increased costs of maintaining the records of the dog. (Ord. 2135 § 2, 1990)

6.05.120: KEEPING AND CONTROLLING POTENTIALLY DANGEROUS DOGS:

The owner or keeper of a potentially dangerous dog must keep the dog indoors or in a securely fenced yard from which the dog cannot escape and into which children cannot trespass. A potentially dangerous dog may be off the owner's or keeper's premises only if it is restrained by a substantial leash of appropriate length and if it is under a responsible adult's control. (Ord. 2135 § 2, 1990)

6.05.130: DEATH, SALE, TRANSFER OR PERMANENT REMOVAL; NOTICE:

The owner or keeper of a potentially dangerous dog shall notify the animal control bureau, in writing within three (3) days of any change, if the potentially dangerous dog dies, is sold, transferred, or permanently removed from the city. (Ord. 2392 § 11, 1998: Ord. 2135 § 2, 1990)

6.05.140: REMOVAL FROM LIST OF POTENTIALLY DANGEROUS DOGS:

The animal control board shall remove a dog from the list of potentially dangerous dogs if no additional instances of behavior described in section 6.05.010 of this chapter occur within a thirty six (36) month period from the date of designation as a potentially dangerous dog. (Ord. 2135 § 2, 1990)

6.05.150: DESTRUCTION; NONDESTRUCTION; CONDITIONS; ENCLOSURES:

A vicious dog may be destroyed if the animal control board determines that the release of the dog would create a significant threat to the public health, safety and welfare. If the board determines that the vicious dog should not be destroyed, it must impose conditions upon the dog's owner or keeper that will protect the public health, safety and welfare. If one of the conditions is to require that the vicious dog be confined in an enclosure, the enclosure must be designed in order to prevent the animal from escaping and include a fence or structure suitable to prevent young children from entering. (Ord. 2135 § 2, 1990)

6.05.160: PROHIBITION OF OWNING, POSSESSING, CONTROLLING OR HAVING CUSTODY:

The city of Redlands may prohibit the owner of a vicious dog from owning, possessing, controlling or having custody of any dog for a period of up to three (3) years when the animal control board finds, after proceedings conducted under sections 6.05.060 to 6.05.100 of this chapter that such ownership or possession would create a significant threat to the public health, safety and welfare. (Ord. 2135 § 2, 1990)

6.05.170: FINES AND LIMITS:

Any violation of this chapter involving a potentially dangerous dog shall be punishable by a fine not to exceed five hundred dollars (\$500.00). Any violation of this chapter involving a vicious dog shall be punishable by a fine not to exceed one thousand dollars (\$1,000.00). (Ord. 2135 § 2, 1990)

6.05.180: FORMS:

All forms prepared by the judicial counsel pursuant to California Food And Agricultural Code section 31682 shall be used to give effect to this chapter. (Ord. 2135 § 2, 1990)