

Monday, August 28, 2017 7:49 AM

Subject: feeding of feral cats in RH

Date: Friday, August 25, 2017 6:23 PM

From: Clint Patterson <clint_patterson@yahoo.com>

To: Yvette Hall <yhall@cityofrh.net>

Cc: Leah Mirsch <leahmirsch@verizon.net>, Jim Black <ksbmd1@cox.net>, Mike & Bea Dieringer <ddabea@msn.com>, "Roger E. Hawkins" <rehawkins@verizon.net>, Ray Cruz <citymanager@cityofrh.net>, Pam Crane <pamcrane@cox.net>, Marcia Gold <marcia@marciagold.com>, Bob Gold <Bob@bobgoldpr.com>

Dear Yvette,
thank you for sending along the agenda - I will be present to address the issue relating to feeding of feral animals - please relay this email to the Mayor and city council members - thank you for your assistance.

Honorable Mayor and Members of the Council,

I appreciate the fact that I received the agenda via email from - Yvette otherwise I would not have been aware of the agenda item concerning the feeding of feral animals.

I will be present on Monday to address my concerns over a possible ordinance that could make it illegal to feed feral cats.

I actively work with animal welfare groups to support Trap and Release Programs. In fact, I have paid to have many feral cats from Rolling Hills spayed and neutered and returned to their original locations. I have also established a fund at Spay/Neuter Project Los Angeles to cover the spaying and neutering of feral cats in Rolling Hills. The issue isn't feeding of feral animals, it's population control - a matter that City Staff apparently have not fully explored.

This matter has never come up before as far as I'm aware and I'm at a loss as to what the origin is.

I look forward to sharing my concerns and exploring options concerning sterilization and population control since this is a much more productive area of discussion and one that I may be able to shed some light on since the City seems unaware of resources concerning animal welfare and related issues.

Sincerely,
Clint Patterson
22 Georgeff Road
310.426.8811

RECEIVED

AUG 28 2017

City of Rolling Hills

By _____

Councilmember Dieringer Version

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF ROLLING HILLS
ADDING A NEW CHAPTER 6.64 TO THE ROLLING
HILLS MUNICIPAL CODE PROHIBITING THE
FEEDING OF FERAL BIRDS AND ANIMALS**

The City Council of the City of Rolling Hills does ordain as follows:

Section 1. Findings. The feeding of feral birds and animals results in an increase in their numbers and a concomitant increase in the deposit of fecal matter on property detrimental to public health and hygiene. Feeding feral animals also attracts rodents, possums and insects that constitute a public nuisance. Fecal matter generated by the feeding of feral birds and animals is being washed into storm drains, causing an increase in bacteria and virus levels in storm water runoff, eventually making its way to the Pacific Ocean and degrading water quality. In the interest of protecting and promoting the public health, safety, and general welfare, the City Council desires to prohibit the feeding of feral birds and animals.

Section 2. A new Chapter 6.64 is hereby added to Title 6 (Animals) of the Rolling Hills Municipal Code to read as follows.

Chapter 6.64 FEEDING OF FERAL BIRDS AND ANIMALS

Sections:

Section 6.64.010. Feeding of Feral Birds and Animals Prohibited.

Except as provided below, it is unlawful for any person to feed or offer food to any feral birds or animals at any place in the city. For purposes of this section, "feeding" and "offering food" includes but is not limited to placing, scattering, exposing, leaving outdoors, or distributing any food, seed or other edible material in a manner that is intended to attract, entice or be available and accessible to feral birds or animals. "Feral birds and animals" means all birds and animals that are born in or have reverted to the wild, and are not domesticated or tamed, including but not limited to peafowl, crows, pigeons, seagulls, coyotes, opossums, skunks, raccoons, squirrels and nondomesticated rodents, but not feral cats.

Nothing in this section shall be deemed to prohibit:

- A. Above-ground bird feeders.

B. Keeping, treating or feeding wildlife pursuant to a valid certificate or permit issued by the State of California or an agency of the United States government.

C. Feeding of a feral bird or animal between the time animal control is notified and the time the animal or bird is picked up.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. The City Clerk shall certify to the passage of this ordinance and shall cause the same to be published as required by law.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2017.

Mayor

ATTEST:

City Clerk

City Attorney Version (revised)

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF ROLLING HILLS
ADDING A NEW CHAPTER 6.64 TO THE ROLLING
HILLS MUNICIPAL CODE PROHIBITING THE
FEEDING OF SPECIFIED FERAL BIRDS AND
ANIMALS**

The City Council of the City of Rolling Hills does ordain as follows:

Section 1. Findings. The feeding of specified feral birds and animals results in an increase in their numbers and a concomitant increase in noise, danger to domesticated pets and the deposit of fecal matter on property detrimental to public health and hygiene. Feeding specified feral animals also attracts rodents, possums and insects that constitute a public nuisance. Fecal matter generated by the feeding of specified feral birds and animals is being washed into storm drains, causing an increase in bacteria and virus levels in storm water runoff, eventually making its way to the Pacific Ocean and degrading water quality. In the interest of protecting and promoting the public health, safety, and general welfare, the City Council desires to prohibit the feeding of specified feral birds and animals.

Section 2. A new Chapter 6.64 is hereby added to Title 6 (Animals) of the Rolling Hills Municipal Code to read as follows.

**Chapter 6.64 FEEDING OF SPECIFIED FERAL BIRDS AND
ANIMALS**

Sections:

Section 6.64.010. Feeding of Specified Feral Birds and Animals Prohibited. Except as provided below, it is unlawful for any person to feed or offer food to peafowl, crows, pigeons, seagulls, coyotes, squirrels, opossums, skunks, raccoons and nondomesticated rodents at any place in the city. For purposes of this section, "feeding" and "offering food" includes but is not limited to placing, scattering, exposing, leaving outdoors, or distributing any food, seed or other edible material in a manner that is intended to attract, entice or be available and accessible to feral birds or animals.

Nothing in this section shall be deemed to prohibit:

- A. Above-ground bird feeders.

B. Keeping, treating or feeding wildlife pursuant to a valid certificate or permit issued by the State of California or an agency of the United States government.

C. Feeding of a feral bird or animal specified above between the time animal control is notified and the time the animal or bird is picked up.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. The City Clerk shall certify to the passage of this ordinance and shall cause the same to be published as required by law.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2017.

Mayor

ATTEST:

City Clerk

August 28, 2016

City of Rolling Hills
No. 2 Portuguese Bend Road
Rolling Hills, CA 90274

RECEIVED
AUG 28 2017 @ 5:50pm
City of Rolling Hills
By _____

Re: Ordinance No. 353

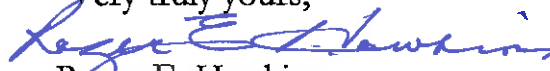
Council Members:

A scheduling conflict prevents my attendance at tonight's meeting. Respectfully, I urge the Council to not add a new Chapter 6.64 to the Rolling Hills Municipal Code prohibiting the feeding of feral birds (excluding bird feeders) and animals.

Read, literally, a resident could feed birds from a feeder, but not ground birds that do not eat from feeders. Literally, a resident could not grow a bottlebrush plant, since they attract hummingbirds. Whether fed by residents or not, birds will continue fly and grace our community and, yes, drop their droppings. Don't make compassion towards these ferals a "crime." And, parenthetically, feral animals do not defecate in the street. It follows that their droppings are not washed into storm drains where they might become a marine contaminant.

From the reading I've done, 80% of marine pollution – which seems to be the stated concern – comes from land-based activities, notably including plastic bags, pesticides, oil spills, fertilizers, toxic chemicals, balloons, glass bottles, shoes, packaging materials, sewage disposal, etc. And, with now seven billion people living on earth, people, not feral cats, raccoons, skunks, etcetera, are the problem. No positive objective will be advanced if members stop feeding feral animals. And, if doing so on their own property, why should that activity offend anyone? These ferals – particularly felines – become almost like your kids. They wait patiently for their breakfasts or dinners and are a joy to watch. Please, do not enact an "unkind" ordinance.

Very truly yours,


Roger E. Hawkins

37 Crest Road W
Rolling Hills, CA 90274

Additional Information
Agenda Item No. 8A
Mtg. Date: 08-28-17

Clint Patterson
Richard Boos
22 Georgeff Road
Rolling Hills

RECEIVED

AUG 28 2017

By City of Rolling Hills

@ 6:50pm

Honorable Mayor Jim Black and
City Council
2 Portuguese Bend Road
Rolling Hills

Re: Ordinance Under Consideration Concerning the Feeding of Animals and Fowl

August 28, 2017

Dear Dr. Black and Council Members,

I am sorry that due to unforeseen circumstances I am unable to attend the meeting in person as I had hoped.

I appreciate the careful consideration and action concerning peacocks and peahens. However, I am greatly concerned that staff or the council could even begin to extend this issue into a matter that could impact what may be referred to as "community cats."

I'm not going to worry about the terminology relating to these animals and I would hope that you would not worry about those of us who attend to animals that are lost, dumped or abandoned in our City.

Community cats don't pose a problem or nuisance. If someone is concerned about population control, there are resources available:

- I work with a local animal welfare group and am happy to personally assist neighbors with trapping, sterilizing and returning the cats to their place of origin.
- Spay Neuter Project | Los Angeles (SNPLA.org) is able to provide low cost sterilization (\$25) for any community cats brought in. And by the way, their office on Gaffey provides low cost spaying/neutering for animals from all across the South Bay.

Thank you for the time, attention and funds that you have made available to address a real problem. Please don't create one concerning cats where a problem doesn't exist.

Clint Patterson & Rick Boos