

Council Meeting
April 24, 2012

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: SECOND AND FINAL READING OF ORDINANCE 3757

RECOMMENDATION:

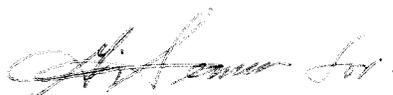
Second and Final Reading of **ORDINANCE NO. 3757 as amended** adding a new Article 13 to Chapter 1, Division 4 of the Torrance Municipal Code relating to the feeding of birds.

BACKGROUND:

At the regular meeting of the City Council held on the 17th day of April 2012, this Ordinance was introduced and approved for its first reading by the following roll call vote:

AYES:	COUNCILMEMBERS:	Brewer, Furey, Numark, Rhilinger, Sutherland, and Mayor Scotto.
NOES:	COUNCILMEMBERS:	None.
ABSTAIN:	COUNCILMEMBERS:	None.
ABSENT:	COUNCILMEMBERS:	Barnett.

Respectfully submitted,



Sue Herbers, CMC
City Clerk

NOTED:



LeRoy J. Jackson, City Manager

Attachment	A:	Ordinance 3757
	B:	Ordinance summary

ORDINANCE NO. 3757**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING A NEW ARTICLE 13 TO CHAPTER 1, DIVISION 4 OF THE TORRANCE MUNICIPAL CODE RELATING TO THE FEEDING OF BIRDS.**

The City Council of the City of Torrance ordains as follows:

SECTION 1

A new Article 13 is added to Chapter 1, Division 4 of the Torrance Municipal Code, to read in its entirety as follows:

“Article 13 – Feeding of Birds

SECTION 41.13.1 FEEDING BIRDS PROHIBITED

- a) It is illegal for any person to deposit on or in any public street, public right-of-way, sidewalk, public building, public parking lot, park or any other public property within the city any food or edible thing that can be consumed by birds.
- b) It is illegal for any person, while on or in any public street, public right-of-way, sidewalk, public building, public parking lot, park or any other public property within the city, to feed or cause to be fed any bird.
- c) Any violation of this section is a misdemeanor, or alternatively, an infraction.
- d) This section may be enforced by a city police officer, animal control officer, animal control supervisor, code enforcement officer, or any City employee authorized under Section 11.2.5 of the Torrance Municipal Code.”

SECTION 2

Any inconsistent provisions of the Torrance Municipal Code or its appendices or any inconsistent ordinances of the City are repealed, to the extent of the inconsistencies.

SECTION 3

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason deemed or held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision will not affect that validity of the remaining portion of this Ordinance. The City Council of the City of Torrance hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or other portions might subsequently be declared invalid or unconstitutional.

SECTION 4

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 the 17th day of April, 2012.

ADOPTED AND PASSED this ____ day of April, 2012.

APPROVED AS TO FORM:
JOHN L. FELLOWS III, City Attorney

Mayor Frank Scotto
ATTEST:

by _____
Patrick Q. Sullivan, Assistant City Attorney

Sue Herbers, CMC
City Clerk

Ordinance Summary

TORRANCE CITY COUNCIL ORDINANCE NO. 3757

On _____, 2012, the City Council of the City of Torrance adopted Ordinance No. 3757 adding Section 41.13.1 the Torrance Municipal Code relating to feeding of birds. The Ordinance provides that it is illegal to deposit on or in any public property any food or edible thing that can be consumed by birds. Further, the Ordinance provides that it is illegal to feed or cause to be fed any bird while on or in any public property. Violation of this Ordinance is a misdemeanor, or alternatively, an infraction.

******City Clerk to add a paragraph stating that copies of the ordinance are available at the City Clerk's office and stating the names of the City Council members that voted in favor and those that voted against.******

