

ORDINANCE NO. 2025-010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA, AMENDING PROVISIONS OF CHAPTERS 6.04, 6.08, 6.12, 6.16 AND 6.20 OF THE CHINO MUNICIPAL CODE RELATING TO THE CITY'S ANIMAL SERVICES PROCEDURES

WHEREAS, the City of Chino, California ("City") is a municipal corporation, duly organized under the California constitution and the laws of the State of California; and

WHEREAS, the City has entered into a Joint Powers Agreement with the Cities of Ontario, Montclair, Chino Hills, and the County of San Bernardino to provide comprehensive animal services to its constituents; and

WHEREAS, the current Chino Municipal Code contains language that references a previous animal services provider, which no longer accurately reflects the City's current partnership; and

WHEREAS, the current Chino Municipal Code contains gender-specific language, such as the use of pronouns like '*he*' or references to titles like '*poundmaster*', which do not reflect modern standards of inclusivity and gender-neutral terminology; and

WHEREAS, the City has determined that it is necessary to amend the Municipal Code to reflect the current status of its animal services and its participation in the Joint Powers Agreement; and

WHEREAS, the proposed amendments to provisions within Chino Municipal Code Chapters 6.04, 6.08, 6.12, 6.16, 6.18 and 6.20 will generalize the language pertaining to animal services, thereby enabling the current service provider to more effectively serve the community.

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

SECTION 1. The City Council finds that the above recitals are true and correct and are incorporated herein by this reference. In the amended sections listed below, all additions are in **bold underline**, deletions in **~~bold strikethrough~~**.

SECTION 2. Section 6.04.030 of the Chino Municipal Code, entitled "Impoundment." is hereby amended as follows:

"6.04.030 – Impoundment.

Whenever any of the animals referred to in Section 6.04.020 is found in any of the streets within the city, the ~~poundmaster~~ **animal services provider** shall take such animal in charge or cause it to be taken in charge, and put such animal in the public ~~pound~~ **animal services facility** of the city."

SECTION 3. Section 6.04.040 of the Chino Municipal Code, entitled “Impoundment—Notice to owner.” is hereby amended as follows:

“6.04.040 - Impoundment—Notice to owner.

The ~~poundmaster~~ animal services provider shall within twenty-four hours of the impounding of any animals, pursuant to Section 6.04.030, give notice of such impounding to the owner of the impounded animal, if ~~he~~ the owner be known or reside within the city.”

SECTION 4. Section 6.04.050 of the Chino Municipal Code, entitled “Impoundment—Sale of unredeemed animals.” is hereby amended as follows:

“6.04.050 - Impoundment—Sale of unredeemed animals.

If within seventy-two hours of the impounding of any animal pursuant to Section 6.04.030, the owner of the animal impounded fails to redeem such animal and pay the fees and costs for such impounding as declared in the comprehensive fee schedule resolution, the ~~poundmaster~~ animal services provider shall, after giving five days' written notice in three public places in the city, expose such animal so impounded for ~~sale at public auction to the highest bidder~~ adoption.”

SECTION 5. Section 6.04.070 of the Chino Municipal Code, entitled “Sale—Purchaser's certificate.” is hereby amended as follows:

“6.04.070 - Sale—Purchaser's certificate.

The ~~poundmaster~~ animal services provider shall execute to the purchaser of an animal, at a sale held as provided in Section 6.04.050, a certificate of sale for the animal in question, specifying the amount paid and the mark and brand.”

SECTION 6. Section 6.04.080 of the Chino Municipal Code, entitled “Impoundment and sale – Fees for poundmanster.” is hereby amended as follows:

“6.04.080 - Impoundment and sale—Fees for ~~poundmaster~~ animal services provider.

The ~~poundmaster~~ animal services provider shall receive for impounding and selling an animal pursuant to this chapter such fees as stated in the comprehensive fee schedule resolution.”

SECTION 7. Section 6.04.090 of the Chino Municipal Code, entitled “Owner's right to possession of impounded animal.” is hereby amended as follows:

“6.04.090 - Owner's right to possession of impounded animal.

The owner of any animal impounded as provided in Section 6.04.030 shall be entitled to possession of such animal at any time before the sale thereof by paying to the ~~poundmaster~~ animal services provider the charges and fees provided.”

SECTION 8. Section 6.04.100 of the Chino Municipal Code, entitled "Disposition of dead animals and fowl." is hereby amended as follows:

"6.04.100 - Disposition of dead animals and fowl.

Any animal or fowl which dies within the city shall be immediately taken and removed by the owner thereof or ~~his~~ **the owner's** agent and properly buried or disposed of in such manner that the animal or fowl will not become obnoxious or a nuisance. Failure to do so shall be a misdemeanor punishable as set forth in Section 1.12.010 of this code."

SECTION 9. Section 6.08.010 of the Chino Municipal Code, entitled "Enforcing officer defined." is hereby amended as follows:

"6.08.010 - Enforcing officer defined.

For the purpose of this chapter, "enforcing officer" means the chief of police, the ~~humane officer~~ **animal services officer**, the city health officer, or such other person as the city council may designate."

SECTION 10. Section 6.08.090 of the Chino Municipal Code, entitled "Quarantine and confinement of dog shown to have bitten a person." is hereby amended as follows:

"6.08.090 - Quarantine and confinement of dog shown to have bitten a person.

Whenever it is shown that any dog has bitten any person, the owner or person having the custody or possession of such dog shall, upon the order of the city health officer or ~~his~~ **the officer's** authorized agent, quarantine it and keep it securely chained for a period of twelve days, and shall allow the city health officer or ~~his~~ **representative authorized agent** to make an inspection or examination thereof at any time during such period. Dogs quarantined must not be removed from the premises without permission of the city health officer. However, the city health officer, in the interest of protecting the person bitten, may order the dog quarantined at the city ~~pound~~ **animal services facility** or elsewhere for a period of twelve days at the owner's expense."

SECTION 11. Section 6.08.100 of the Chino Municipal Code, entitled "Seizure of dog suspected of having rabies." is hereby amended as follows:

"6.08.100 - Seizure of dog suspected of having rabies.

A. The enforcing officer or any of ~~his~~ **the officer's** deputies shall have the right to seize any dog within the city having or suspected of having rabies and cause the same to be examined by the city health officer. It shall be the duty of such health officer to examine such dog for the purpose of determining if such dog is afflicted with rabies.

B. If it is determined that such dog does not have rabies, it shall be returned to the owner or person harboring same.”

SECTION 12. Section 6.08.110 of the Chino Municipal Code, entitled “Enforcing officer—Delegation of duties.” is hereby amended as follows:

“6.08.110 - Enforcing officer—Delegation of duties.

The city council may by contract, delegate to an ~~humane society~~ animal services provider or other person, the collection of license fees and the performance of any of the duties of the enforcing officer under this chapter.”

SECTION 13. Section 6.08.120 of the Chino Municipal Code, entitled “Enforcing officer—Right of entry.” is hereby amended as follows:

“6.08.120 - Enforcing officer—Right of entry.

The health officer, ~~poundmaster~~ animal services provider, ~~deputy poundmaster~~ animal services provider, or any police officer shall be empowered to enter upon any private or public property for the purpose of ascertaining whether any dog, kept or harbored therein, is afflicted with rabies or whether or not a license tag has been secured for such dog.”

SECTION 14. Section 6.12.010 of the Chino Municipal Code, entitled “Dogs without licenses or running at large.” is hereby amended as follows:

“6.12.010 - Dogs without licenses or running at large.

It shall be the duty of the enforcing officer to impound any dog for which a license is required if such dog ~~shall not be~~ is not wearing a dog license tag as provided in this title, or any dog running loose upon a public street, alley, sidewalk, public property or any public place contrary to this title, and ~~he~~ the enforcing officer shall keep such dog impounded until claimed or destroyed.”

SECTION 15. Section 6.12.020 of the Chino Municipal Code, entitled “Reclaiming, adoption, or destruction of impounded dog.” is hereby amended as follows:

“6.12.020 - Reclaiming, adoption, or destruction of impounded dog.

The owner or possessor of a dog impounded as provided in Section 6.12.010 may reclaim such dog upon payment of the required fees as stated in the comprehensive fee schedule resolution. If a dog has been impounded as provided in this chapter for a period of three days and has not been reclaimed by the owner, the ~~humane society~~ animal services provider after reasonable and diligent search for the owner and the notification of the owner, if known, by mail within twenty-four hours after pick-up, in lieu of destroying such dog, may offer such dog for adoption. A licensed veterinarian or ~~humane officer~~ animal services officer may

humanely destroy any impounded animal on the same day it is impounded if, in their opinion, it is in great pain or discomfort due to an injury or infectious disease which may contaminate and be detrimental to the health of the other animals at the animal ~~shelter~~ services facility.”

SECTION 16. Section 6.16.020 of the Chino Municipal Code, entitled “License—Required—Fee.” is hereby amended as follows:

“6.16.020 - License—Required—Fee.

Every person engaged in the business of operating a commercial kennel shall obtain a license from the city license collector and shall pay an annual fee for each calendar year as follows: The operator of a commercial kennel, if ~~his~~ their dogs therein are kept entirely upon the premises of such kennel at all times, shall obtain a license for such dogs and pay the fees as stated in the comprehensive fee schedule resolution.”

SECTION 17. Section 6.16.060 of the Chino Municipal Code, entitled “Management and operation of kennels generally.” is hereby amended as follows:

“6.16.060 - Management and operation of kennels generally.

It is a misdemeanor for any person operating a kennel, as defined in Section 6.16.010 to fail to observe the following rules concerning the operation of kennels:

- A. All the general rules for the management and care of dogs as required by Section 6.08.130 shall be observed;
- B. Kennels shall be operated as to eliminate excessive or untimely noise from dogs and offensive odors from kennels;
- C. Boundary fencing shall be provided for kennels, which shall be in addition to fencing for exercise runs; and where kennels are located adjacent to a street or public way, the fence shall be constructed in such a manner as to prevent the dogs from being seen from the street or public way. All such fencing shall conform with the other ordinances of the city which have to do with the construction and location of fences;
- D. No dog in a kennel shall be exposed to public view for more than twelve hours out of twenty-four;
- E. Conditions which are injurious to dogs shall not be permitted to be maintained upon premises used for kennels;
- F. Kennels must be constructed to prevent escape of dogs;
- G. Reasonable precautions shall be taken to protect the public from the dogs in a kennel, and the dogs from the public;
- H. Isolation wards for sick dogs shall be maintained by all kennels. Such wards shall be sufficiently removed from where other dogs are kept so not to endanger the health of the

dogs which are not sick. Sick or diseased dogs shall be isolated from healthy dogs in such wards;

I. All dogs in kennels shall have sufficient area in which to run for proper exercise, and shall not be overcrowded in their places of shelter or quarters;

J. Boarding dogs belonging to different owners in kennels shall not be kept together without written consent of the owners of the dogs;

K. Kennels shall have upon their premises valid rabies shot certificates for each dog kept therein showing that each dog is currently immunized from rabies;

L. Owners of dogs in kennels shall be notified when dogs owned by them refuse to eat or drink and in consequence thereof have lost weight. Owners shall also be notified when their dogs are injured or become ill.

M. A register shall be maintained in kennels showing the names and addresses of persons from whom dogs are received and to whom dogs are returned, sold, traded or given;

N. Any changes in address, ownership or management of kennels shall be reported to the ~~poundmaster~~ animal services provider five days prior to such change."

SECTION 18. Section 6.20.020 of the Chino Municipal Code, entitled "Declarations to be filed." is hereby amended as follows:

"6.20.020 - Declarations to be filed.

Declarations under penalty of perjury must be filed with the ~~poundmaster~~ animal services provider stating in detail all of the following:

A. That declarant is a resident of a residential home located within two hundred yards of the premises where the dog is located:

B. Within the past month declarant has heard the dog bark for a substantially long period to the extreme annoyance of the declarant;

C. That declarant has had deterioration of emotional health from the barking;

D. That declarant requests that the dog be removed from the premises;

E. That declarant has mailed a copy of the declaration, certified mail, to the owner of the dog."

SECTION 19. Section 6.20.030 of the Chino Municipal Code, entitled "Filing period." is hereby amended as follows:

"6.20.030 - Filing period.

At least one declaration shall be filed with the ~~humane society officer~~ animal services officer before procedures provided for hereinafter shall be implemented.”

SECTION 20. Section 6.20.040 of the Chino Municipal Code, entitled “Investigation by humane society officer.” is hereby amended as follows:

“6.20.040 - Investigation by ~~humane society officer~~ animal services officer.

Upon receipt of such declaration or declarations, the ~~humane society of Pomona Valley animal services provider~~ shall assign an officer to investigate said complaint or complaints. ~~He~~ The officer shall personally interview the complainant or complainants and the owner of the dog. ~~He~~ The officer shall determine whether the declaration or declarations have merit and shall warn the owner of the dog of the possibility of abatement of the dog if the dog does not stop barking continuously.”

SECTION 21. Section 6.20.050 of the Chino Municipal Code, entitled “Same—Evidence of nuisance.” is hereby amended as follows:

“6.20.050 - Same—Evidence of nuisance.

If the situation is not corrected after forty-eight hours warning to the owner of the dog, the ~~humane society officer~~ animal services officer or police officer who personally hears the dog barking continuously for at least a ten-minute period on at least two separate occasions during a seven-day period shall submit a declaration under penalty of perjury in that regard. Then the ~~humane society~~ animal services provider may enter the private property and impound the dog pending a hearing to follow as hereinafter provided.”

SECTION 22. Section 6.20.060 of the Chino Municipal Code, entitled “Appointment of hearing officer by poundmaster – Notice and hearing.” is hereby amended as follows:

“6.20.060 - Appointment of hearing officer by ~~poundmaster~~ animal services provider— Notice and hearing.

Upon receipt of the declaration of the ~~humane society officer~~ animal services officer, and complainant or complainants, the ~~poundmaster~~ animal services provider shall appoint a hearing officer who shall determine the time and place of the hearing as to whether the dog is a nuisance, and whether and how the nuisance should be abated. Notice of the hearing shall be given by certified mail, return receipt requested, sent at least ten days prior to the hearing and shall be sent to the owner of the dog and each complaining witness, and to the ~~humane society officer~~ animal services officer or police officer.”

SECTION 23. Section 6.20.070 of the Chino Municipal Code, entitled “Hearing— Continuance and termination of.” is hereby amended as follows:

“6.20.070 - Hearing—Continuance and termination of.

At the time and place of the hearing each complaining witness and the ~~humane society officer~~ animal services officer or police officer must be present. If any of these parties are not present, the hearing may be continued to a time and place convenient to the hearing officer and those present. If complaining parties who filed written complaints and the ~~humane society officer~~ animal services officer or police officer are not present on the continued date, all proceedings shall terminate.”

SECTION 24. Section 6.20.100 of the Chino Municipal Code, entitled “Custody of dog—Judicial remedy.” is hereby amended as follows:

“6.20.100 - Custody of dog—Judicial remedy.

The dog shall be kept by the ~~humane society~~ animal services provider for at least ten days after notice of the decision is given by certified mail to the owner that the dog has been declared to be a nuisance. The owner shall be notified of the time period the dog will be held to allow the owner an opportunity to obtain judicial remedy if desired. If no court order is issued after such period preventing it, the ~~humane society~~ animal services provider shall make every effort to place such dog for adoption in a rural area where it will not be a disturbance to any surrounding neighbors.”

SECTION 25. Section 6.20.110 of the Chino Municipal Code, entitled “Dogs out-of-doors between ten p.m. and seven a.m.” is hereby amended as follows:

“6.20.110 - Dogs out-of-doors between ten p.m. and seven a.m.

Dogs not within entirely closed structure between ten p.m. and seven a.m. may be impounded by the ~~humane society officer~~ animal services officer or police officer who may enter private property for such purpose if such dog is reported to be a nuisance by a neighbor and the occupant of the premises is either not in attendance on the property or who after being given notice by the ~~humane society officer~~ animal services officer or police officer does not immediately put the dog in an entirely closed shelter. Dogs so impounded by the ~~humane society~~ animal services provider may be returned to the owner upon payment of the boarding of such dog during the time it was impounded. If the dog is so impounded, notice thereof will be given by mail within twenty-four hours to the address the dog was taken of such impounding.”

SECTION 26. The City Clerk shall certify as to the passage of this Ordinance and shall cause the same to be published and/or posted at the designated locations in the City of Chino.

PASSED, APPROVED, AND ADOPTED THIS ____ DAY OF _____ 2026.

EUNICE M. ULLOA, MAYOR

ATTEST:

NATALIE GONZAGA, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) §
CITY OF CHINO)

I, Natalie Gonzaga, City Clerk of the City of Chino, do hereby certify that the foregoing Ordinance of the City of Chino was duly adopted by the City Council at a regular meeting held on the XXth day of XXXX 2026.

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

NATALIE GONZAGA, CITY CLERK