

CITY ATTORNEY IMPARTIAL ANALYSIS OF MEASURE E

Under California Health and Safety Code section 122354.5, retail pet stores are barred from selling dogs, cats, and rabbits unless sourced from a qualified animal shelter, humane society, or non-profit rescue organization.

If approved, Measure E would adopt Health and Safety Code section 122354.5 and extend those provisions to the retail sale of birds in the City of Lemon Grove. The Measure becomes effective immediately upon adoption and enforceable six months after its adoption.

If adopted, the Measure would amend Lemon Grove Municipal Code Chapter 6.10, adding sections 6.10.001-6.10.060 restricting retail pet stores from displaying, selling, delivering, offering for sale, bartering, auctioning, giving away, or otherwise transferring any bird within the City of Lemon Grove unless the bird was obtained from an animal shelter, animal control agency, humane society, or nonprofit rescue organization, and the pet store receives no direct or indirect compensation or financial benefit for such adoption.

Under the Measure, pet stores will be entitled to provide space and care for birds owned by an animal shelter, humane society, or nonprofit rescue organization for purposes of adoption.

The Measure does not extend to poultry sold for agricultural or backyard flock purposes, including chickens, ducks, geese, or turkeys.

Violations carry civil penalties (per animal) and violations may be punishable as an infraction.

The Measure would take effect only if approved by a simple majority (50% plus one) of the voters casting votes on it. If approved, it would be adopted as an ordinance of the People of the City of Lemon Grove, and the Mayor and City Clerk would attest to its passage upon certification of the election results.

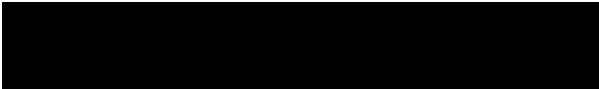
If the measure is not approved, it would not take effect and existing State Law regarding rescue-only pet store standards for dogs, cats and rabbits would continue to be enforceable.

Measure E has been placed on the ballot because the City received a petition signed by the requisite number of voters seeking the adoption of rescue-only pet store standards for birds.

A **“YES”** vote is a vote to adopt the ordinance.

A **“NO”** vote is a vote against adopting the ordinance.

The above statement is an impartial analysis of Measure E. If you desire a copy of the ordinance or measure, please call the elections official’s office at 619-825-3841 and a copy will be mailed at no cost to you.



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City of Lemon Grove