

1 [Urging the California State Legislature to Oppose AB 815.]

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3 **Resolution urging the California State Legislature to oppose AB 815, which proposes**  
4 **to take crucial animal control and welfare issues out of the jurisdiction of**  
5 **municipalities.**

6  
7 WHEREAS, Existing law authorizes local jurisdictions to implement ordinances and  
8 regulations that limit or restrict hunting, trapping and fishing; and,

9 WHEREAS, Hunting, trapping, and fishing can negatively impact community residents, pets,  
10 and the local environment, and may conflict with other types of recreational demands for open space  
11 and water; and,

12 WHEREAS, local jurisdictions are vested with the responsibility to legislate when activities  
13 negatively impact a community or the environment, and to balance demands for recreational use of  
14 open space and water; and,

15 WHEREAS, Assembly Bill 815 would prohibit a local jurisdiction from restricting hunting or  
16 fishing for any reason other than the protection of human safety under a narrow definition; and,

17 WHEREAS, Assembly Bill 815 would repeal existing local ordinances limiting hunting,  
18 trapping or fishing if the primary objective is not the protection of human safety as narrowly defined;  
19 and,

20 WHEREAS, A California Supreme Court ruling of 1927 is cited as the basis for this  
21 legislation; and,

22 WHEREAS, An eighty year old ruling should not remove the authority of local jurisdictions to  
23 carry out their vested responsibility to serve their communities; and,

24 WHEREAS, there is no legitimate reason to repeal the existing law that authorizes local  
25 jurisdictions to limit hunting and fishing activities deemed to negatively impact a local

1 community or environment; and,

2 WHEREAS, The California Fish and Game Commission Policy states that their objective  
3 is to maximize hunting and fishing opportunities though local jurisdictions may not desire to  
4 unequivocally maximize hunting and fishing opportunities; and,

5 WHEREAS, The Fish and Game Commission supported the passage of Assembly Bill  
6 396 in 2006, urging and promoting payment to landowners to open up their private land for  
7 public hunting; and,

8 WHEREAS, Public hunting on private land may unduly impact the quality of life of local  
9 Residents; and,

10 WHEREAS, In such an instance, limiting or restricting hunting may be necessary to  
11 protect the quality of life of local residents and prevent degradation of the environment; and,

12 WHEREAS, Trapping can be dangerous and pets have been found dead in lethal traps;  
13 and,

14 WHEREAS, Local jurisdictions may desire to protect domestic animals from lethal traps  
15 through ordinances; and,

16 WHEREAS, This bill intends to minimize or eliminate legal litigation with the Department  
17 of Fish and Game even though no such protection should be afforded to any agency, under  
18 the law; now, therefore, be it

19 RESOLVED, That the Board of Supervisors of the City and County of San Francisco  
20 hereby urges the California State Legislature to oppose Assembly Bill 815; and, be it

21 FURTHER RESOLVED, That a copy of this resolution be forwarded to Assembly  
22 members Mark Leno, Mimi Walters, Jared Huffman, Fiona Ma, Carol Migden, and Leland  
23 Yee.



City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 070549

Date Passed:

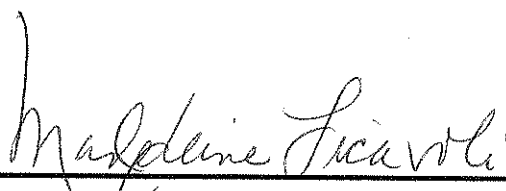
Resolution urging the California State Legislature to oppose AB 815, which proposes to take crucial animal control and welfare issues out of the jurisdiction of municipalities.

May 1, 2007 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Alioto-Pier, Daly, Dufty, Elsbernd, Jew, Maxwell,  
McGoldrick, Mirkarimi, Peskin, Sandoval

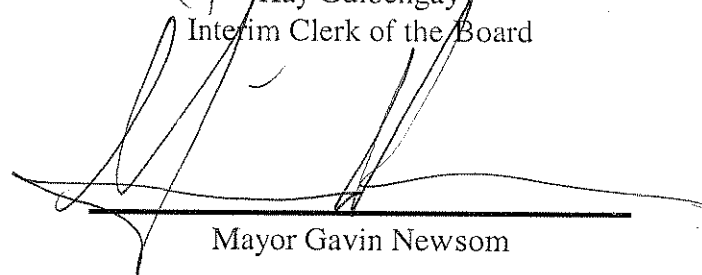
File No. 070549

I hereby certify that the foregoing Resolution was ADOPTED on May 1, 2007 by the Board of Supervisors of the City and County of San Francisco.

  
for Kay Gulbengay  
Interim Clerk of the Board

MAY 08 2007

Date Approved

  
Mayor Gavin Newsom