

Sponsor: \_\_\_\_\_

ORDINANCE NO.71-11

AN ORDINANCE REPEALING AND REVISING SECTION 505.15 OF THE CITY OF JACKSON CODE OF ORDINANCES SO AS TO PERMIT DOGS IN AREAS OF A CITY PARK DESIGNATED TO BE A DOG PARK AREA.

WHEREAS, Section 505.15 of the Codified Ordinances of the City of Jackson presently acts to prohibit the running at large of dogs within a municipal park; and

WHEREAS, the legislative authority of the City of Jackson has authorized the creation of a Dog Park area on municipal lands which will consist of a fenced area designated by signs to be a Dog Park; and

WHEREAS, the current language in Section 505.15 of the Jackson City Code is inconsistent with the intent of the legislative authority's creation of a Dog Park and requires amendment to permit dogs in areas of a municipal park designated as a Dog Park.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO THAT THE FOLLOWING BE AN ORDINANCE GOVERNING DOGS OR CATS IN CITY PARKS WITH THOSE UNDERLINED AND CAPITALIZED PORTIONS SHOWING THE AMENDMENTS TO THE ORGINAL LANGUAGE AND THAT IT BE NUMBERED AS SECTION 505.15 AND REPLACED WITHIN THE JACKSON CITY CODE, IN REGULAR TEXT, AS FOLLOWS:

**§ 505.15 DOGS OR CATS IN CITY PARKS.**

(a) No person who is the owner of a dog or cat shall permit the dog OR CAT to run at large within a municipal park in the City, including Hillcrest Park, Edwin A. Jones Park and the Edwin A. Jones Field, EXCEPT THAT THE RUNNING AT LARGE OF DOGS SHALL BE PERMITTED WITHIN A FENCED AREA DESIGNATED BY THE CITY TO BE A DOG PARK AREA. The running at large of any such dog or cat in or upon any municipal park, in the City, EXCEPT FOR DOGS IN THOSE AREAS DESIGNATED AS A DOG PARK shall be prima-facie evidence that it is running at large in violation of this subsection. THE OWNER, HANDLER OR CARETAKER OF A DOG MUST BE PRESENT WITH HIS/HER DOG WITHIN THE FENCED AREA OF THE DOG PARK AND COMPLY WITH THE DOG PARK REGULATIONS AND FAILURE TO DO SO SHALL CONSTITUTE A PRIMA-FACIE VIOLATION OF THIS SUBSECTION.

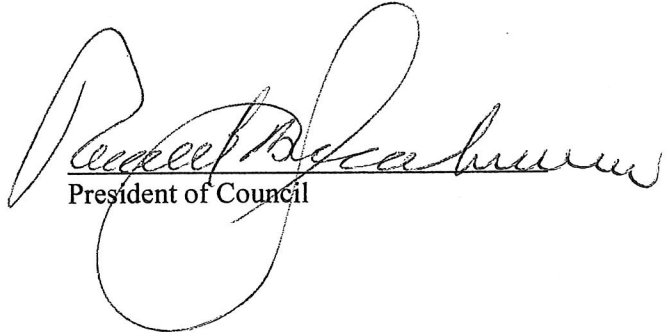
(b) No person who is the owner of a dog or cat shall walk the dog OR CAT, whether under restraint by leash or not, within any part of a municipal park in the City used primarily for athletic activities or for children's playgrounds.

(c) No person who is the owner of a dog or cat shall permit the animal to defecate in any municipal park in the City UNLESS THE DOG IS APPROACHING OR IS WITHIN THE FENCED AREA DESIGNATED AS A DOG PARK. THE OWNER OF A DOG SHALL REMOVE ALL FECES DEPOSITED BY HIS/HER DOG, AND SHALL IMMEDIATELY DISPOSE OF SAME IN A SANITARY MANNER.


(d) Whoever violates any provision of this section is guilty of a minor misdemeanor, and shall be fined not less than twenty-five dollars (\$25.00).

It is hereby found and determined that all formal actions of this Council concerning and relating to adoption of this ordinance were adopted in an open meeting of this Council and the deliberations of this Council and any of its committees that resulted in such formal action were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 26 day of Oct, 2011.

  
President of Council

ATTEST:

  
Clerk of the Legislative Authority

Approved this 26<sup>th</sup> day of October, 2011.

  
Mayor