

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
BOARD ACTION SUMMARY

DEPT: Parks and Recreation

BOARD AGENDA #: *B-6

AGENDA DATE: December 6, 2016

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 18.06.070 Animals In Parks

BOARD ACTION AS FOLLOWS:

No. 2016-601

On motion of Supervisor Chiesa, Seconded by Supervisor Withrow
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Withrow, DeMartini, and Chairman Monteith

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended


2) Denied

3) Approved as amended

4) Other:

MOTION:

ATTEST:


PAM VILLARREAL, Assistant Clerk

File No. ORD-55-Y-2

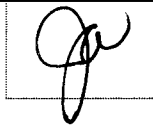
**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: Parks and Recreation
Urgent Routine

BOARD AGENDA #: *B-6

AGENDA DATE: December 6, 2016

CEO CONCURRENCE: *phc*



4/5 Vote Required: Yes No

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 18.06.070 Animals In Parks

STAFF RECOMMENDATIONS:

1. Introduce and waive the first reading of an ordinance amending section 18.06.070 Animals In Parks.

DISCUSSION:

On April 14, 2016, the Stanislaus County Parks and Recreation Commission recommended changes to section 18.060.070 of the Stanislaus County Code pertaining to animals in parks. The recommended changes amend the code to allow for dogs off the leash in designated areas. This change would allow for designated areas within parks as a dog park.

Section 18.06.070, item D, which currently reads "Dogs must be kept on a leash at all times" would be amended to read, "Dogs must be kept on a leash at all times, except in designated areas."

A dog park is a fenced park area for dogs to exercise and play off-leash in a controlled environment under the supervision of their owners. These parks have varying features, although they typically offer a 4' to 6' fence, separate double-gated entry and exit points, adequate drainage, benches, shade, parking close to the site, water, signs and waste disposal areas.

Off-leash dog areas, or dog parks, provide a community setting in which people can gather and socialize and where they can observe the interaction of groups of dogs at play. Dog parks offer dogs a space for play and companionship with others. Additional benefits of a dog park to the community include promoting responsible dog ownership as well as accommodating dogs and their owners in a public open space.

Parks has not identified a dog park project, and the current Parks Master Plan does not include recommendations for such parks; however, the Department is currently working to update the Master Plan, and will include this as a consideration at the community meetings to determine if the community is in favor of dog parks as part of future planning in the County parks.

The approval of this ordinance amendment is exempt from the California Environmental Quality Act under section 15061(b)(3).

Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 18.06.070 Animals In Parks

POLICY ISSUE:

Approval by the Board of Supervisors is required to enact an ordinance, per Government Code §25120.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD OF SUPERVISORS' PRIORITY:

Approval of this action supports the Boards' priorities of A Well Planned Infrastructure System, A Healthy Community, and the Efficient Delivery of Public Services by providing the ability for future outdoor experiences and dog parks.

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT PERSON:

Jami Aggers Director of Parks and Recreation 209-525-6768

ATTACHMENT(S):

ATTACHMENT 1: Ordinance

Attachment 1

ORDINANCE NO. C.S. _____

**AN ORDINANCE AMENDING SECTION 18.06.070
PERTAINING TO ANIMALS IN PARKS**

The Board of Supervisors of the County of Stanislaus, State of California, do ordain as follows:

Section 1: Chapter 18.06.070 of the Stanislaus County code is amended to read as follows:

“A. Every individual with a disability has the right to be accompanied by a service animal especially trained for the purpose, in places generally open to the public without being required to pay an extra charge for the service animal. However, the individual shall be liable for any damage done to the premises or facilities by his or her animal.

“B. Any animal, including a service animal, may be excluded from the park if that animal’s behavior poses a direct threat to the health or safety of others.

“C. Authorized employees may refuse admittance or require removal of any animal.

“D. Dogs must be kept on a leash at all times, except in designated areas.

“E. A stake leash shall be no more than ten feet.

“F. A walking leash shall be no longer than six feet.

“G. The preceding leash requirement shall not apply to dog training permittees who are operating in areas designated by the director of parks and recreation or authorized officer for dog training.

“H. Any animal must be kept under full control at all times.

“I. All owners or handlers shall be responsible to retrieve and properly dispose of fecal material in a sanitary manner.”

Section 2: This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing ordinance was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this _____, day of _____, 2016, by the following called vote:


AYES: Supervisors:
NOES: Supervisors:
ABSENT: Supervisors:

Dick Monteith
Chairman of the Board of
Supervisors of the County of
Stanislaus, State of California

ATTEST:
Elizabeth A. King
Clerk of the Board of Supervisors of the
County of Stanislaus, State of California

By _____
Pam Villareal, Assistant Clerk

APPROVED AS TO FORM:
John Doering
COUNTY COUNSEL

BY  _____
Amanda DeHart
Deputy County Counsel