

**ORDINANCE NO. 489**

**AN ORDINANCE AMENDING SECTION 3.000 OF THE WILSONVILLE CITY CODE, "PARKS AND PLAYGROUNDS, RULES AND REGULATIONS," TO REQUIRE THAT DOGS BE KEPT ON A LEASH AT ALL TIMES IN CITY PARKS EXCEPT WITHIN DESIGNATED OFF-LEASH AREA AND TO REQUIRE THAT DOG OWNERS MUST REMOVE AND PROPERLY DISPOSE OF ALL DOG WASTE FROM CITY PARKS.**

WHEREAS, the Parks and Recreation Advisory Board ("the Parks Board") has identified a need to address the ongoing conflict between park users and dog owners who wish to let their animals run unleashed in city parks; and

WHEREAS, the Parks Board considered input from city staff and the Clackamas County Sheriff's Office that clear and enforceable regulations regarding dogs in city parks are needed to avoid and resolve such conflicts; and

WHEREAS, the Parks Board has considered public input at two separate hearings on this issue and the Parks Board has recommended to the City Council that the Wilsonville Code be amended to include a requirement that dogs must be kept on a leash at all times in all parks.

WHEREAS, a public hearing was held October 6, 1997, before the City Council and following the public hearing, the City Council remanded Section 1, of the proposed Ordinance No. 489, back to the Parks and Recreation Advisory Board directing the Board to consider a fenced off-leash area for dogs, and to consider the proper location for such a fenced area within the park; and

WHEREAS, the Parks and Recreation Advisory Board met October 14, 1997, to determine the appropriateness of a fenced off-leash area for dogs in Memorial Park and, if found appropriate to determine the location for a fenced off-leash area; and

WHEREAS, the Parks and Recreation Advisory Board has determined a fenced off-leash area would be appropriate in Memorial Park, and is recommending the placement of such an area within the park.

WHEREAS, the City Council, concurs with the Parks Board recommendation that a leash law is appropriate and necessary; and that dogs must be kept on a leash at all times except in a designated off leash area; and

WHEREAS, the presence of dog feces in city parks presents a public health hazard and an unwelcome impediment to the enjoyment of city parks;

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

1. Wilsonville Code, Section 3.000(10) is amended to read as follows:

“(10) No animal of any kind shall be brought into or kept in a park area unless confined, or in a vehicle. Except that dogs must be kept on a leash at all times in all city parks and playgrounds. The leash shall be no more than eight (8) feet in length, except that a retractable reel leash may extend up to fifteen (15) feet in length. The authority of the City park employee includes the authority to undertake any lawful measures (including removal of the animal from the park area) deemed by the park employee necessary to prevent the interference by the animal with the safety, comfort and well-being of the park users, or the appearance or sanitary condition of the park area. No animals other than seeing-eye dogs shall be allowed in any building.”

2. Two new subsection(s), subsection (20) and (30), are added to Wilsonville Code Section 3.000 to read as follows:

(20) A fenced and signed area on the east side of Memorial Park is hereby designated as dog off leash area in which dogs may be allowed to run off leash provided:

(a) The dog is properly licensed and has received required vaccinations (rabies);

(b) The dog's owner, or owner's designee:

(1) Removes any and all feces excreted by the dog;

(2) Keeps the dog within the designated area during all times it is off leash;

(3) Secures the dog by adequate leash when entering or leaving the designated area;

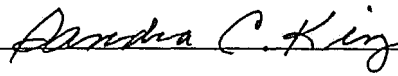
(4) Does not take a female dog in estrus into a designated area when other dogs are present, or, if already within a designated area, removes such female dog in estrus when other dogs enter the area; and

(5) Is present in the designated area and has voice control of his or her dog.


(c) No dog shall be permitted to fight, bite, or bark excessively while in a designated dog off leash area, and the owner of a dog fighting, biting, or barking excessively may be cited therefore and/or required to remove his or her dog from the area.

(30) A dog owner or owner's designee is required to remove and properly dispose of any and all feces excreted by said dog or dogs in all city parks."

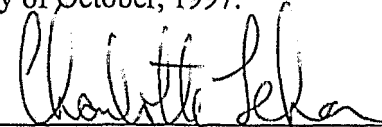
SUBMITTED to the Wilsonville City Council and read the first time at a regular meeting thereof on the 6th day of October, 1997, and scheduled for second reading at a regular meeting thereof on the 20th day of October, 1997, commencing at the hour of 7 p.m. at the Wilsonville City Hall Annex, Community Development Meeting Room.

  
Sandra C. King, CMC, City Recorder

ENACTED by the City Council on the 20th day of October, 1997, by the following votes: YEAS: -3- NAYS: -2-

  
Sandra C. King, CMC, City Recorder

DATED and signed by the Mayor this 22 day of October, 1997.

  
CHARLOTTE LEHAN, Mayor

SUMMARY of votes:

Mayor Lehan	Yes
Councilor Helser	No
Councilor Barton	No
Councilor Luper	Yes
Councilor Kirk	Yes

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