

ORDINANCE NO. 3887

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 5.05 TO REVISE THE “RUNNING AT LARGE PROHIBITED” PROVISION OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City Council has determined there is a need for a designated off-leash dog park in the City of Edmonds; and

WHEREAS, after review and discussion, the City Council has determined it appropriate to amend Chapter 5.05 of the Edmonds City Code (“ECC”) to revise the “Running at large prohibited” provision of that Section to provide for an exception to certain prohibitions in a designated off-leash area;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 5.05 of the ECC Running at large prohibited is hereby amended to read as follows (deleted language in strike-through; new language underlined):

5.05.050 Running at large prohibited.

A. Except as provided in subsection C of this section, It shall be ~~unlawful~~ a civil violation for the owner or person having charge, care, custody or control of any animal, with the exception of cats, to allow such animal to run at large during any hours of the day or night; provided however that fourth and subsequent violations shall be misdemeanor offenses. This section shall not apply to Seeing Eye or Hearing Ear dogs or dogs owned by the city or other law enforcement agencies and maintained as police K-9 units while under the custody and control of the trainer or handler. Any animal found running at large may be seized and impounded.

B. It shall be the duty of a person who takes into their possession any stray animal not owned by them or not placed in their possession by the person having the lawful custody and control thereof, to notify the animal control authority or police within 24 hours and to release such animal to the city officer upon demand and without charge.

C. Dogs may be allowed to run at large only in the marked, fenced Puget Sound area generally described as the Marina Beach Off-Leash Area, located at 498 Admiral Way, south of the

Marina Beach Park. This designated off-leash dog park area shall be open daily from dawn until dusk unless otherwise posted.

D. All dogs that enter into the designated off-leash dog park area shall be licensed, current with all shots, healthy, and wearing a collar and identification at all times. Dogs that are ill or injured, in heat, or that have been declared dangerous or potentially dangerous are not permitted to use the designated off-leash dog park area.

E. Any person or persons who take a dog into the designated off-leash dog park area shall:

1. Have physical control of the dog by means of an adequate leash when entering and leaving the off-leash area.
2. Keep the dog in view and maintain voice control at all times.
3. Immediately remove the dog upon the first sign of aggression.
4. Discourage the dog from digging, and fill any holes created by the dog.
5. Be responsible and liable for the behavior and actions of the dog and any injuries caused by the dog.
6. Carry equipment/bags for removing feces, and place feces deposited by the dog(s) in an appropriate waste receptacle.
7. Have no more than three dogs in the off-leash area in his or her possession or control.
8. Supervise your children below twelve years of age.
9. Comply with Edmonds park rules and regulations, including no food, beverages, smoking, alcohol use, picnicking or camping, which are expressly prohibited in the designated off-leash dog park area. Firearms and fireworks are not permitted.

[Ord. 3645 § 1, 2007; Ord. 3451 § 1, 2003].

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

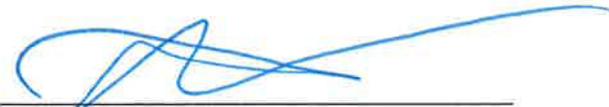

MAYOR, DAVID O. EARLING

ATTEST/AUTHENTICATE:



CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY 

JEFF TARADAY

FILED WITH THE CITY CLERK:	06-01-2012
PASSED BY THE CITY COUNCIL:	06-05-2012
PUBLISHED:	06-11-2012
EFFECTIVE DATE:	06-16-2012

SUMMARY OF ORDINANCE NO. 3887

of the City of Edmonds, Washington

On the 5th day of June, 2012, the City Council of the City of Edmonds, Washington, passed Ordinance No. 3887. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING ECC 5.05 TO REVISE THE "RUNNING AT LARGE PROHIBITED" PROVISION OF THAT CODE SECTION; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

Dated this 6th day of June, 2012


CITY CLERK, SANDRA S. CHASE

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

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Dated this 6th day of June, 2012

CITY CLERK, SANDRA S. CHASE

Published: June 11, 2012.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice

Summary of Ordinance No. 3887

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

June 11, 2012

and that said newspaper was regularly distributed to its subscribers during all of said period.

Karen E. Zomer

Principal Clerk

Subscribed and sworn to before me this

11th

day of June, 2012

Diana L. Hendrix

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.

