1	Sponsor: Michelle Putz and
2	Mim McConnell
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4	CITY AND BOROUGH OF SITKA
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6	ORDINANCE NO. 2012-42
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8	AN ORDINANCE OF THE CITY AND BOROUGH OF SITKA AMENDING
9	SITKA GENERAL CODE AT SECTION 23.30.020 ENTITLED "CONDITIONS
10	FOR USE OF PARK AND RECREATION FACILITIES" TO PROHIBIT NON-
11	SERVICE DOGS FROM BEING INSIDE THE FENCED MOLLER PARK BALL
12	FIELD AND SUBJECTING THE OWNER OF SUCH A DOG TO A FINE
13	1. CLASSIFICATION. This ordinance is of a permanent nature and is intended
14	to become a part of the Sitka General Code.
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16	2. SEVERABILITY. If any provision of this ordinance or any application to
17	any person or circumstance is held invalid, the remainder of this ordinance and
18	application to any person or circumstance shall not be affected.
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20	3. PURPOSE. This ordinance amends SGC 23.30.020 entitled "Conditions for
21	use of parks and recreation facilities" by adding subsection G to prohibit non-service
22	dogs from entering into the fenced Moller Park ball field. Moller Park ball field will be
23 24	posted with signs about the ban regarding non-service dogs and the fine.
24 25	The purpose of this ordinance is to address problems with dogs defecating on the

The purpose of this ordinance is to address problems with dogs defecating on the newly constructed and fenced Moller Park ball field that can be easily damaged. The goal is to prolong the life of the artificial turf and minimize costs that would be necessary to repair the field with damage caused by dogs (i.e., defecating, digging holes, etc.).

 This ordinance subjects any owner of a non-service dog that is inside the Moller Park ball field fenced area to a fine of \$300. This fine is in addition to any other fine imposed for violating other SGC provisions, such as failing to clean up after an animal defecates or a dog being off-leash, as well as in addition to other charges, such as impound fees. This penalty is being imposed to induce dog owners to exercise better control over their animal, and protect Moller Park ball field that is particularly subject to damage from defecating animals.

38	4. ENACTMENT, NOW, THEREFORE, BE IT ENACTED by the
39	Assembly of the City and Borough of Sitka that SGC 23.30.020 is amended to read as
40	follows (new language underlined; deleted language stricken):
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42	23.30.020 Conditions for use of park and recreation facilities.
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45	G. Notwithstanding any other provisions of this section, no dog is allowed inside
46	the Moller Park ball field fenced area, except service dogs with the dog owner, with service dog as defined by SGC 8.04.180 or state and federal laws. Moller
47 48	Park ball field will be posted with signs regarding the ban on non-service dogs and
4 9	the fine.
50	the line.
51	The dog owner shall be fined three hundred dollars (\$300.00), in addition to any
52	other applicable fine or other charges for violating any other code provisions.
53	including for defecation or off-leash, of any non-service dog on this ball field.
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55	5. EFFECTIVE DATE. This ordinance shall become effective within 30
56	days after passage by the Assembly of the City and Borough of Sitka.
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58	PASSED, APPROVED, AND ADOPTED by the Assembly of the City and
59	Borough of Sitka, Alaska this 11 day of December, 2012.
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61	
62	Mim McConnell, Mayor
63	ATTEST:
64	ATTEST.
65	Sara Pataraan CMC
66	Sara Peterson, CMC
67	Acting Municipal Clerk