

**ORDINANCE NO. 1917**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
DAYTON, WASHINGTON, AMENDING SECTION 6-8.48 OF  
THE DAYTON MUNICIPAL CODE TO ALLOW DOGS IN  
PIETRZYCKI (DAYTON) CITY PARK'S OFF-LEASH DOG  
PARK AND ON-LEASH ALONG DESIGNATED PARK PATHS TO  
REACH THE OFF-LEASH DOG PARK.**

**WHEREAS**, the Dayton City Council adopted Ordinance 1438 on April 22, 1986 pertaining to animal control and the prohibition of dogs in city parks.

**WHEREAS**, the Park Element of the 2014 Dayton Comprehensive Plan Update identifies establishment of a dog park as one of the top three park priorities of stakeholders.

**WHEREAS**, the City Council finds and determines that the amendment allowing limited access by dogs in Pietrzycki (Dayton) City Park will benefit the City and residents of Dayton.

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

**Section 1. Amendment to DMC Section 6-8.48.** Dayton Municipal Code Section 6-8.48, Places Prohibited to Animals, is hereby amended as follows:

6-8.48. - Places prohibited to animals.

1. It shall be unlawful for any person to take or permit any animal, whether loose or on a leash or in arms, in or about any establishment or place of business where food or food products are sold or displayed, including but not limited to restaurants, grocery stores, meat markets, and fruit or vegetable stores.
2. It shall be unlawful for any person keeping, harboring, having charge, or control of any animal to be within any city park, the city cemetery, or the Dayton Public School grounds without the prior approval of the owners of the above mentioned properties except as follows:
  - a. Levee Path. Dogs on-leash, and livestock as defined in DMC 11-01.050 are allowed along the Levee Path.

- b. Pietrzycki (Dayton) City Park. Dogs are allowed on-leash within Pietrzycki City Park when accessing the off-leash dog park along the:
    - i. Park access path off S. 2<sup>nd</sup> St. and School Bus Lane south to and from the off-leash dog park entrance; and
    - ii. Park access path between the off-leash dog park (south) and Juvenile Fish Pond (north) to and from the off-leash dog park entrance.
  - c. Pietrzycki (Dayton) City Park Off-Leash Dog Park. Dogs are allowed off-leash within Pietrzycki City Park Off-Leash Dog Park.
3. This section shall not apply to trained guide dogs and service animals provided for in section 6-8.32(2).

**Section 2. Severability.** Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

**Section 3. Effective Date.** This Ordinance shall take effect and be in force from and after its passage and five days following its publication as required by law. The City-Clerk is directed to cause this Ordinance, or a summary hereof, to be published in the official newspaper of the City.

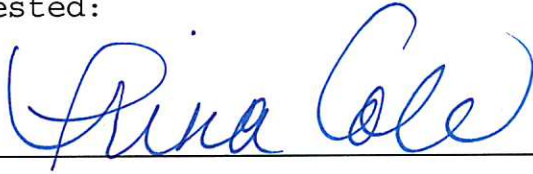
PASSED by the City Council of the City of Dayton this 10<sup>TH</sup> day of July, 2017.

City of Dayton, Washington



By: Craig George, Mayor

Attested:



By: Trina Cole, City Clerk-Treasurer

Approved as to form:

Menke Jackson Beyer, LLP



By: Quinn N. Plant, City Attorney