

ORDINANCE NO. 1584

AN ORDINANCE OF THE CITY OF FONTANA CALIFORNIA, AMENDING CHAPTER 19 OF THE FONTANA MUNICIPAL CODE RELATING TO PARKS AND RECREATION BY ADDING SECTION 19-8, ESTABLISHING REGULATIONS FOR THE SAFE USE OF DESIGNATED DOG PARK AREAS WITHIN THE CITY OF FONTANA

WHEREAS, the City Council of the City of Fontana finds that provisions of the Fontana Municipal Code should address the safe use of designated dog park areas; and

WHEREAS, it is the desire and intent of the City Council of the City of Fontana to establish regulations for the safe use of designated dog park areas.

THE CITY COUNCIL OF THE CITY OF FONTANA DOES ORDAIN AS FOLLOWS:

Section 1. Section 19.8 is hereby added to the Fontana Municipal Code to read as follows:

Section 19-8 (a) *Purpose* – It is the purpose of this section to establish regulations for the safe use of designated dog park areas within the City of Fontana.

Section 19-8 (b) *Hours of Operation* – Designated dog park areas are available for use Monday through Sunday from dawn to dusk. Designated dog park areas will be closed at posted times for maintenance.

Section 19.8 (c) *Regulations for use of designated dog park areas:*

- (1) Any person entering the park with a dog must be over the age of 18 or accompanied by an adult and must be within arms reach of an adult at all times. Children are not permitted to run, shout, scream, wave their arms or otherwise excite, or antagonize dogs in the exercise area. Individuals shall not approach or pet a dog without the owners permission.
- (2) No more than 2 dogs per person are permitted. No animals other than dogs are permitted.
- (3) License and Vaccinations – All dogs must be at least 6 months of age to enter dog park. Dogs are required to wear collars and must have current dog tags in place, shots, vaccinations, and be free from contagious diseases.
- (4) All dogs entering the park must be spayed or neutered.

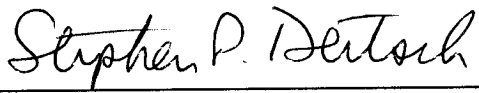
- (5) Off-leash dogs must be accompanied/supervised by their owners/caretakers and remain inside the fenced areas at all times.
- (6) The use of choke, prong, or spike collars are prohibited.
- (7) Aggressive dogs are not permitted. If signs of aggression occur, the dog must be leashed and removed from the park immediately. It is the owners/caregiver responsibility for any dog actions, even if the dog was provoked by others. Dogs should be immediately removed from the dog park if it bites or attempts to bite or attack any person or dog.
- (8) Sick, Injured, or Dogs in Heat: Dogs that are known to be ill, or have been quarantined by a Veterinarian or by order of Animal Control, dogs with either viral (kennel cough, Parvo, Distemper) or parasitic (worms, ticks, fleas) infection are not allowed in Dog Park at any time.
- (9) Dogs that bark excessively must be quieted or removed from the park.
- (10) Caretakers of dogs must clean up after their dogs and put feces/trash in properly marked disposal containers.
- (11) Water bowls are to be removed from the dog park.
- (12) No food or drinks are allowed in the dog park other than small training treats and water.
- (13) No smoking allowed.
- (14) No Littering.
- (15) No Sports.
- (16) No rollerblades, skates, bicycles, skateboards, scooters, chairs, etc. are allowed in the dog park at any time. Exception: Wheelchairs are allowed.
- (17) No toys or balls allowed.
- (18) Commercial/professional/private dog obedience classes and events other than those authorized by the City area prohibited.
- (19) Abandoning animals is prohibited. Dogs must always be attended to by the owner/caregiver at all times.
- (20) Shoes are required in dog park.
- (21) No Loitering.

- (22) In the event the City designates specific areas of the dog park for dogs of certain sizes, a chaperone will be required for each dog (small, large etc.) and each dog will be required to stay in their specified area with a chaperone. If an adult brings two dogs of different sizes with only one adult present, the dogs will not be allowed in dog park.
- (23) Leash-Free area is subject to closure without notice for maintenance.
- (24) All persons shall comply with instructions of City of Fontana staff, Peace Officers, and Animal Control Officers at all times. Violation of this or any other provision of this section shall be grounds for immediate and permanent expulsion from the Dog Park.
- (25) The City reserves the right to refuse patron access.

Section 2. This Ordinance shall take effect thirty (30) days after the date of the adoption and prior to the expiration of fifteen (15) days from passage thereof, shall be published by the City Clerk at least once in the Herald News, a newspaper of general circulation, published and circulated in the City of Fontana, and henceforth and thereafter the same shall be in full force and effect.

APPROVED AND ADOPTED this 28th day of October, 2008.

READ AND APPROVED AS TO LEGAL FORM:



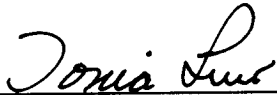
City Attorney

I, Tonia Lewis, City Clerk of the City of Fontana, California and Ex-Officio Clerk of the City Council do hereby certify that the foregoing Ordinance is the actual Ordinance introduced at a regular meeting of said City Council on the 14th day of October, 2008, and was finally passed and adopted not less than five (5) days thereafter on the 28th day of October, 2008, by the following vote:


AYES: Mayor Nuaimi, Council Members Roberts, Rutherford, Scialdone, Warren

NOES: None

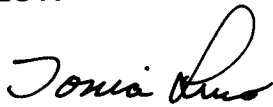
ABSENT: None



City Clerk of the City of Fontana



ATTEST:



City Clerk

Dog Park - Rules and Regulations

1. **Hours of operation:** Monday – Sunday, dawn to dusk. Park Closed Thursday mornings until 12:00pm for maintenance.
2. Any person entering the park with a dog must be over the age of 18, or accompanied by an adult.
3. No more than 2 dogs per person are permitted. No animals other than dogs are permitted.
4. **Children:** Children under the age of 14 must be accompanied by an adult 18 or over. Children must remain within arms reach of an adult all times.

Children are not permitted to run, shout, scream, wave their arms, or otherwise excite, or antagonize dogs, in the exercise areas. Please remember that a lot of dogs have never been around children and may not respond appropriately to your child's joyful noises, petting attempts, or running. Dogs tend to chase things that move and they are known to occasionally, and inadvertently, knock over stationary objects, including children.

Parents must ask permission from the dog owner for children to play with a dog. Never allow your child to approach or pet a dog without the owner's presence and permission. Children can pick up fleas, lice or skin mites from infected dogs. Furthermore, children are susceptible to contracting intestinal parasites in areas where dog urine and feces are present. This is why dogs are prohibited from children's playgrounds and schoolyards.

5. **Dogs: Licenses and Vaccinations:** Dogs must be at least 4 months of age. Puppies under 4 months of age have not reached full immunity to potentially fatal diseases like Parvo and Distemper, which be can acquired through contact with other dogs, or even through drinking water or soil. Dogs are required to wear collars and must be currently licensed with updated tags, shots, vaccinations, and be free from contagious diseases. (Jurisdictional license could be either City or County.) It is strongly advised that your dog be vaccinated for Bordatella (kennel cough), DHLPP, and Corona. Many dog diseases are transmittable by drool, bites, and even feces. Vaccines protect your dog, and other dogs, from potentially deadly and costly illness. A city dog license must be obtained by the City of Fontana pursuant to the provisions of this chapter for a dog owned by a city resident, or by any person who lives in a jurisdiction that does not require a license for the dog prior to using the dog park. Dogs in the dog park must wear metallic license tags at all times, unless the dogs are tattooed with their registration information. A copy of your vet's bill showing your dog has had his shots will be required if you are asked for proof of vaccinations by staff or Animal Control. Please be advised that citations will be issued if rules are not adhered to.
6. All dogs entering the park must be spayed or neutered.
7. Off-leash dogs must be accompanied/supervised by their owners/caretakers and remain inside the fenced area at all times. If your dog inflicts an injury, give your name and phone number to the other dog owner before leaving.

8. For the safety of all the dogs at the park, do not use choke, prong, or spike collars. These kinds of collars can result in injuries to the wearer, other dogs and even people. Choke collars can get hung up, possibly strangling your dog. Some dogs like to softly bite the back of another dog's neck while playing. Prong collars could be forced into your dog's throat during this kind of activity while a spike collar could harm the other dog. Please remove them before entering the park.
9. **Aggressive dogs:** are not permitted. If signs of aggression occur, the dogs must be leashed and removed from the park immediately. You are responsible for your dog's actions and could be personally liable for any injuries resulting from your dog's aggression, even if it was provoked by others. Dogs should be immediately removed from the dog park if it bites, attacks, or attempts to bite or attack any person or dog.
10. **Sick, injured, or dogs in heat:** Do not bring a dog that you know to be ill, either with viral (kennel cough, Parvo, Distemper) or parasitic (worms, ticks, fleas) infection, into the park. Dogs entering the park cannot have any contagious conditions. A dog that is currently under quarantine or that has previously been under quarantine by order of the Animal Control is not permitted. Injured dogs or dogs in heat are not permitted.
11. **Excessive barking dogs:** must be quieted or removed. This may incite aggression in other dogs. Quiet your dog if he/she is barking. If the dog will not be quiet, you must remove him or her from the Park.
12. Caretakers must clean up after their dogs and put feces/trash in the proper containers, even outside the off-leash area. This is the single most important thing you can do to help ensure the ongoing success of the park! Please bring your old, plastic shopping bags to pick up poop in the park and dispose of them in trash receptacles. Users must fill holes made by their dogs. It's in everyone's best interest to keep the park as clean as possible.
13. Do not leave water bowls at the Dog Park.
14. Do not bring food or drink, other than small training treats, to the park. Keep these treats inaccessible to the all of the dogs there. Never offer food to a strange dog without first asking the owner if the dog is allowed to have a treat. Most importantly, do not bring people food to a dog park. Many things we eat are not good for dogs.
15. No smoking allowed! Cigarettes are toxic to dogs.
16. No Littering. Make sure to use the trash receptacles provided.
17. No sports. Football, baseball, volleyball, etc. are not permitted.
18. No rollerblades, roller skates, bicycles, skateboards, scooters, chairs, etc. allowed in the dog park. Exception: Wheelchairs.
19. No toys or balls allowed. Toys may provoke possessive or aggressive conduct. Tennis balls may carry disease and contamination.
20. Commercial/Professional/Private Dog obedience classes and events other than those authorized by the City are prohibited.
21. Abandoning Animals is prohibited. You may not drop off your dog and leave. You must remain with your dog while the dog is inside the Dog Park.
22. Shoes are required in the Dog Park.
23. No Loitering
24. In the event the City designates specific areas of the dog park for dogs of certain sizes, a responsible adult shall not allow a dog to enter an area of the park for dogs of a different size. If a responsible adult brings dogs in different size category to the dog park, none of those dogs will be allowed to enter the

park unless each dog within a different size category is accompanied by a chaperone for its designated specific area.

25. The Leash-Free area is subject to closure without notice for maintenance. Maintenance crews have priority access while working in the park.
26. All persons shall comply with instructions of City of Fontana Staff, Peace Officers, and Animal Control Officers at all times. Violation of this or any other provision of this section shall be grounds for immediate and permanent expulsion from the use of the Dog Park and revocation of a dog permit.
27. The City reserves the right to refuse patron access.

This space is for the
County Clerk's stamp

**PROOF OF PUBLICATION
(2015.5 C.C.P.)**

State of California
County of San Bernardino

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Fontana Herald News, a newspaper of general circulation, printed and published every Friday in the City of Fontana, County of San Bernardino, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the State of California, in and for the County of San Bernardino, under the date of March 15, 1955, Case Number 73171, and that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, To-wit October 17, 2008.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Fontana, California, the 17th day of October, 2008.


Signature

**CITY OF FONTANA
PROPOSED ORDINANCE
NO. 1584
AFF #8400**

**SUMMARY OF PROPOSED
ORDINANCE NO. 1584**

NOTICE IS HEREBY GIVEN that the City Council of the City of Fontana, at a Regular Meeting scheduled on Tuesday, October 28, 2008 in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, California, will consider adoption of Ordinance No. 1584, amending Chapter 19 of the Fontana Municipal Code relating to Parks and Recreation by adding Section 19-8, establishing regulations for the safe use of designated dog park areas within the City of Fontana.

A certified copy of the full text of the ordinance is available in the office of the City Clerk of the City of Fontana, 8353 Sierra Avenue, Fontana, California 92335.

**CITY COUNCIL OF THE
CITY OF FONTANA**
Mark N. Nuaimi, Mayor
Tonia Lewis
City Clerk

P.O. #800496
Publish October 17, 2008

FONTANA HERALD NEWS

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Fontana, California 92334

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Fax (909)355-9358

This space is for the
County Clerk's stamp


**PROOF OF PUBLICATION
(2015.5 C.C.P.)**

State of California
County of San Bernardino

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Fontana Herald News, a newspaper of general circulation, printed and published every Friday in the City of Fontana, County of San Bernardino, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the State of California, in and for the County of San Bernardino, under the date of March 15, 1955, Case Number 73171, and that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, To-wit October 31, 2008.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at Fontana, California, the 31st day of October, 2008.


Signature

**CITY OF FONTANA
SUMMARY OF ADOPTED ORDINANCE**

**No. 1584
AFF# 8645**

**SUMMARY OF ADOPTED
ORDINANCE NO 1584.**

NOTICE IS HEREBY GIVEN that the City Council of the City of Fontana, at a Regular Meeting scheduled on Tuesday, October 28, 2008, in the City Hall Council Chambers, 8353 Sierra Avenue, adopted Ordinance No. 1584, amending chapter 19 of the Fontana Municipal Code relating to Parks and Recreation by adding Section 19-8, establishing regulations for the safe use of designated dog park areas within the City of Fontana. A certified copy of the full text of the ordinance is available in the office of the City Clerk of the City of Fontana, 8353 Sierra Avenue, Fontana, California 92335.

AYES: Mayor Nuaimi,
Council Members Roberts,
Rutherford, Scialdone,
Warren

NOES: None

ABSENT: None

**CITY COUNCIL OF THE
CITY OF FONTANA**

Mark N. Nuaimi, Mayor

Tonia Lewis

City Clerk

tlm

P.O. #800496

Publish 10/31/08

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