

RESOLUTION 08-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, ESTABLISHING POLICIES AND RULES RELATED TO DOGS IN PUBLIC PARKS AND IDENTIFYING CITY PARKS WHERE DOG OWNERS ARE ALLOWED TO WALK THEIR DOGS AS AUTHORIZED BY SECTION 34-3(k)(1) AND (2) OF THE CODE OF ORDINANCES OF THE CITY OF MARCO ISLAND, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Marco Island adopted Article I, Section 34-1, entitled the “Parks and Recreation Rules Ordinance,” for the purpose of providing necessary regulations, conditions, and requirements which shall be uniformly applied to the general public’s use of city owned parks; and

WHEREAS, Section 34-3(k)(1) provides that the City Council may by resolution establish policies and rules related to dogs and other pets within city parks; and

WHEREAS, Section 34-3(k)(2) provides dog owners may only walk their dogs in parks identified by the City Council by resolution; and

WHEREAS, the City Council desires to establish policies and rules related to dogs within specific City parks at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, AS FOLLOWS:

Section 1. Recitals.

The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Policies and Rules.

The following policies and rules shall apply to dog owners (including those in possession and control of any dog(s) in a City park:

- a. Dogs are prohibited in all City parks not otherwise identified herein or by future resolution adopted by the City Council.
- b. Dogs are prohibited from all City playgrounds, spray parks, community centers, rest room facilities, tennis courts, concession stands, athletic fields, athletic field dugouts and any such areas as may be designated by the Parks and Recreation Department.
- c. Dogs shall be kept on a leash restraint at all times while in the City parks.
- d. Leash lengths shall not exceed eight (8) feet in length.
- e. Dog owners are required to bring supplies to pick up and dispose of dog waste in trash receptacles.

- f. Any dog determined to cause or be a nuisance by the Police Department, the Parks and Recreation Department, or Code Enforcement and “dangerous dogs” under Florida law shall not be allowed in any City owned park and shall be removed immediately upon demand by a City Police Officer, the Parks and Recreation Department personnel or a Code Enforcement officer.
- g. Any dog entering a City park must be properly tagged (including the name, address and phone number of the owner) and vaccinations must be current.
- h. By entering a City park with a dog, the owner agrees to be financially responsible for any damage caused by the dog to trees, landscaping or other City property.
- i. The owner shall keep the dog under his or her possession and control at all times. An owner shall not walk more than 2 dogs at a time.
- j. Dog owners who violate any of the above policies and rules shall be immediately prohibited from walking a dog in the designated City park. Once the owner has been notified of a violation, he or she may be subject to penalties as defined in Section 34-4 of the City of Marco Island Parks Rules Ordinance. Any fines or other penalties imposed may be appealed to the City Council.
- k. A copy of these policies and rules shall be posted in City parks where dogs are permitted.

Section 3. Permitted City Parks.

Dogs shall be allowed in the following City parks:

- a. Collier Boulevard Pedestrian Node
- b. Jane Hittler Park
- c. Leigh Plummer Park
- d. Mackle Park
- e. Tracts C and D (Winterberry Drive)
- f. Veterans Community Park
- g. Veterans Memorial Park
- h. Winterberry Park

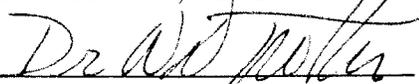
Section 4. Effective Date.

This Resolution shall take effect immediately upon its adoption.

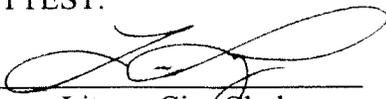
This Resolution adopted after motion, second and majority vote.

Done this 2nd day of June, 2008.

MARCO ISLAND CITY COUNCIL
MARCO ISLAND, FLORIDA

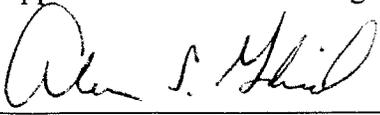
By: 
William D. Trotter, Chairman

ATTEST:



Laura Litzan, City Clerk

Approved as to form and legal sufficiency:



Alan L. Gabriel, Esq.
City Attorney