

ORDINANCE NO. 2011-13

AN ORDINANCE AMENDING CHAPTER 12, "ANIMALS", OF THE ORDINANCES OF THE VILLAGE OF STICKNEY, ILLINOIS BY REVISING ARTICLE I, "IN GENERAL".

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village of Stickney wishes to provide a safe environment for the village dogs to run free; and

WHEREAS, the Village of Stickney seeks to establish set parameters of policies that will dictate the hours of operation, rules, liability and enforcement; and

WHEREAS, The Village of Stickney wants to establish better regulations for the police department, ordinance control office or Stickney Township Animal Control Officer to enforce the integrity of Village property and the safety of the dogs and their owners using the Dog Park.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEE OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS.

Section 1. Recitals. The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 12, Article I, In General, Section 12-23 of the Municipal Code of the Village of Stickney shall be added to read as follows:

Sec. 12-23 Dog Parks

There is hereby established within the Village of Stickney a dog park for the purpose of allowing the off-lease exercise of dogs, provided that such dog is under the control of an attendant who is competent and knowledgeable relative to the behavior of said dog(s).

Section 12-23.1. Definitions

Attendant/Owner/Patron: A person eighteen (18) years or older who brings a dog to the Dog Park. Such person is expected to be competent and knowledgeable relative to the behavior of, and have control over, said dog(s) at all times while at or inside the facility. This person has obtained a Village of Stickney permit and identification tag for the dog(s) they are bringing to the Dog Park. The permit must be worn around the neck of the attendant/owner/patron while in the Dog Park.

Dog Park: An enclosed fence facility designated by the Village of Stickney for the purpose of allowing dogs, under the control of their owner or attendant, to exercise and socialize off-leash.

Vicious Dog: As defined in Section 12-10.

Voice Control: The attendant is able to control and recall the dog(s) at all times, and is not allowing the dog(s) to fight with other dogs. A dog under voice control must immediately come to the attendant when so commanded.

Section 12-23.2. Hours

- (a) Park Hours: Sunrise to Sunset unless closed for maintenance or severe weather.

Section 12-23.3. Fees

- (a) Resident \$12.00 for first dog and \$6.00 for second dog
- (b) Non- resident \$30.00 for first dog and \$10.00 for second dog

Section 12-23.4. Prohibited Actions

To ensure the safety of the dogs and attendants the following are not permitted at the Dog Park:

- (a) The following are not allowed: Bottles, Tobacco, Cans, Glass and similar breakable containers, Alcoholic beverages, Food of any type including animal biscuits/treats.
- (b) Animals that are not dogs.
- (c) Dogs under the age of four months.
- (d) Female dogs when in heat as defined in Section 12-9.
- (e) Dogs deemed to be vicious, or who have a previous history of aggressive behavior toward other animals or humans.
- (f) The use of bicycles, roller blades/skates, skateboards and similar types of exercise equipment.
- (g) Motorized vehicles and devices, except wheelchairs for the disabled.
- (h) Smoking

Professional dog trainers may not use the facility in conjunction with the operation of their business.

No person under the age of eighteen (18) will be allowed into the dog park. All children under the age of eighteen (18) must be accompanied by a parent or guardian.

Section 12-23.5. Responsibilities of Dog Park Users

The attendant must ensure that their dog(s) are legally licensed and have documentation that their dog's vaccinations are up-to-date as required by Cook County. Current Village of Stickney Dog license and vaccination tags must be displayed on the dog's collar. The attendant must wear their Village of Stickney Dog Park permit lanyard whenever they are in the Dog Park.

All dogs shall be free of contagious or infectious diseases, be parasite-free both externally and internally, and have no visible wounds or injuries.

No more than two (2) dogs per attendant are allowed in the Dog Park.

The attendant of the dog(s) must be inside the enclosed Dog Park and have visual and voice control of their dog(s) at all times. Dogs shall not be left unattended at or inside the facility.

All dogs must be wearing a collar, however spiked, choke, and gentle-leader style electronic collars are not permitted.

The attendant of any dog(s) using the facility must have in his possession a leash that must be attached to said dog(s) when outside the facility area.

The attendant must fill-in any holes dug at the facility by their dog(s).

The attendant must remove their dog(s) when they become engaged in excessive barking or are fighting with other dogs.

The attendant of dogs using the facility must use a suitable container to promptly remove any feces deposited by their dog(s) and properly dispose of such waste material in designated receptacles.

Section 12-23.6 Liability

Users of the Dog Park shall comply with all rules and regulations governing the use of the facility.

The owner/attendant/patron is responsible for and liable for all injuries and damages caused by their dog(s).

Use of the Dog Park shall constitute the implied consent of the dog owner / attendant/patron to all conditions of this ordinance and shall constitute a waiver of liability to the Village of Stickney. As such, users of the Dog Park agree and undertake to protect, indemnify, defend, and hold the Village of Stickney harmless for any injury or damage caused by or to their dog(s) during any time that said dog(s) is unleashed at the facility.

Section 12-23.7 Enforcement

The Stickney Police Department, police auxiliary, ordinance control officer, and the Stickney Township animal control officer, will have the authority to enforce any and all dog park rules and regulations.

All patrons of the dog park must comply with all the rules, or they may be asked to leave the park, and may be subject to a Village of Stickney local ordinance citation with fines ranging from \$50 to \$500.

Section 3. Home Rule. This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois this 21st day of June, 2011

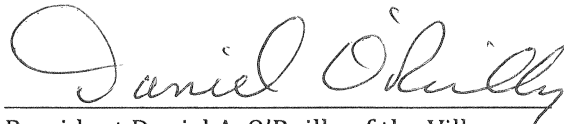
AYES: Trustees Mares, Morelli, Schimel, Walik and Zeedyk

NAYS: _____

ABSENT: Trustee White

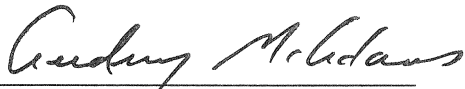
ABSTAIN: _____

APPROVED by me this 22nd day of June, 2011



President Daniel A. O'Reilly of the Village of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,
and published in pamphlet form
this 22nd day of June, 2011



Audrey McAdams
Clerk of the Village of Stickney, Cook County, Illinois