

A REGULATION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Adoption of Title 11, Chapter 03 Dogs and Domesticated Animals in CBJ Parks and Recreation Areas

PURSUANT TO AUTHORITY GRANTED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, THE PARKS AND RECREATION DEPARTMENT ADOPTS THE FOLLOWING REGULATIONS:

Section 1. Authority. These regulations are adopted pursuant to CBJ 01.60 and CBJ 67.01.045.

Section 2. Adoption of Regulations. The City and Borough of Juneau Administrative Code is amended by the adoption of a new Title 11, Chapter 03, reading:

City and Borough of Juneau Administrative Code Title 11: Parks and Recreation Chapter 03: Dogs and Domesticated Animals in CBJ Parks and Recreation Areas

Sections:

11 CBJAC 03.010	Policy
11 CBJAC 03.020	CBJ Parks and Trails Requiring Dogs On Leash at All Times
11 CBJAC 03.030	No Dog Areas
11 CBJAC 03.040	Sports Field Dog Use
11 CBJAC 03.050	Special Events
11 CBJAC 03.060	Temporary Closures
11 CBJAC 03.070	Definitions

11 CBJAC 03.010 Policy.

On April 25, 2005 the Assembly approved changes in the Parks and Recreation Code which allows flexibility in creating regulations that address dog use on park land. This was done by removing the requirement that all dogs on park land must be on a leash and replacing it with wording that says all dogs must be on a leash or under competent voice control as defined in CBJ 08.05.010, if not posted otherwise. In addition, the summer restriction at Twin Lakes was removed. The changes took effect May 26, 2005.

All areas discussed will have signage posted notifying users of regulations regarding that particular area.

11 CBJAC 03.020 CBJ Parks and Trails requiring dogs On Leash at All Times.

The Department recognizes the following trails and CBJ area parks as on leash at all times with any exceptions further defined under each area discussed. The trails and area parks listed in this section qualify for on leash at all times due to the fact they meet one or more of the following criteria: high use area, paved trail, or within Downtown Juneau area.

- (a) Kaxdigoowu Heen Dei/Brotherhood Bridge Paved Trail – is an on leash at all times trail.
- (b) Rainforest Trail – Is an on leash trail May 1 – September 30. The trail will revert to an on leash or under competent voice control October 1 – April 30.
- (c) Mt. Roberts Trail – pertaining to the section of trail from the beginning of the tram terminal building up to the intersection of Gold Ridge and Gastineau Peak will be on leash at all times.
- (d) Savikko Park – From Savikko Road to the hillside bordering St. Ann’s Street, encompassing the parking lot by the shelters, the shelter/playground area to the first culvert on the Treadwell Historical Trail and to the waterside of the logs, will be on leash at all times.

The first section of beach below shelter area from the parking lot to the creek will be on leash May 1 - September 30. This section of beach will revert to on leash or under competent voice control October 1 – April 30.

The Savikko Park sports fields are addressed in section 11 CBJ 03.040.

- (e) Twin Lakes – The paved path along both lakes is on leash at all times. The grassy mound area and shelter at the South Lake are on leash at all times. The grassy area on the North Lake designated on leash or under competent voice control. Signage posted defining each area.
- (f) The following Recreation Service Parks are on leash at all times with the exception of, fenced sports fields located within park which have signage posted regarding regulations for dog use on fields:
 Adair Kennedy Park, Aantiyiek Park, Capital Park, Chicken Yard Park, Cope Park, Dimond Park, Douglas Park, Gunakedeit Park, Homestead Park, Lena Loop Park, Marine Park, Melvin Park, Riverside Rotary Park, Sigoowu Ye Park, and West Juneau Rotary Park.

11 CBJAC 03.030 No Dog Areas.

The Department recognizes the following trails and CBJ park land as no dog areas.

- (a) Auke Lake Trail
- (b) Police Station Pond
- (c) Fish Creek – Only the East Pond Spur trail designated as a no dog area due to abundant wildlife.
- (d) Adair Kennedy artificial turf field

11 CBJAC 03.040 Sports Field Dog Use.

All fenced park sports fields are off leash areas for exercise and dog training purposes with the exception of the artificial field at Adair Kennedy Park. Signage posted at each sports field defines the area’s use and rules. General guidelines for sports field dog use are as follows:

- (a) Summer hours for field use March 15 – October 15
 - (1) Open weekdays until 3pm unless school is in session. Fields closed during school hours. Signage posted at each site with rules regarding that area’s usage.
 - (2) Closed Saturdays due to high sports use.
 - (3) Open Sundays during park hours.
- (b) Winter hours for field use October 16 – March 14
 - (1) Fields are open during park hours Sunday through Saturday with the exception of school hours.
 - (A) Fields closed to use during the school day. Signage posted at each site with rules regarding that area’s usage.
- (c) Year round – Fields closed for dog use during tournaments and designated field events.
- (d) Rules for use of sports fields - Fields are on a first come first serve basis unless reserved. Please stay off the field lines. Clean up of dog feces is mandatory per CBJ 08.45.010(a)(2). Refer to signage posted at each field regarding usage for that area.

11 CBJAC 03.050 Special Events.

Dogs are required to be on leash at all times on CBJ park land during high use events such as Fourth of July, Marine Park Plaza events, Gold Rush Days, Rainball Softball Tournament, as defined in 11 CBJAC 03.080 Definitions.

11 CBJAC 03.060 Temporary Closures.

CBJ area parks closed or restricted by the Department for the following reasons but not limited to:

- (a) Health and Safety for animals and humans
 - (1) Excessive dog waste on trails, in parks or on fields, as determined by staff
 - (2) Dogs hurt or killed by cars, wildlife, or other hazards
 - (3) Adverse affects on wildlife viewing, migration, nesting, etc
 - (4) Repeated inappropriate dog behavior - with other dogs or people
 - (5) High fecal counts in adjacent water

Any areas closed will be posted with explanation of restrictions.

11 CBJAC 03.070 Definitions.

As used in this chapter:

“Competent Voice Control” means your dog must be within your sight and under verbal control at all times, regardless of distractions (such as wildlife, other dogs, food, or other park visitors). If your dog jumps on, barks at, or acts aggressively toward people or other dogs, chases wildlife, or will not consistently come to you immediately upon command, your dog must be leashed.

“Director” means the director of the City and Borough of Juneau Parks and Recreation Department.

“Department” means the City and Borough of Juneau Parks and Recreation Department.

“Recreation Service Parks” means parks that are designed and developed for active recreation and programmed use. Types of parks within this designation consist of mini-parks, neighborhood parks, community parks, and special use areas. The park designation assigned depends upon the size of the parcel and the facilities it provides.

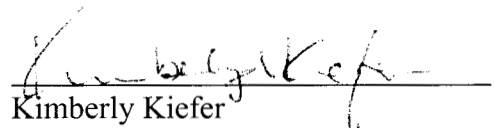
“Special Events” means a public holiday, occasion or event, which will bring an exceptionally high number of people to the facility/area. The director retains the discretion of determining whether an event meets this definition.

Section 3. Notice of Proposed Adoption of a Regulation. The notice requirements of CBJ 01.60.200 were followed by the Parks and Recreation Department. The notice period began on May 25, 2005, which is not less than 21 days before the date of adoption of these regulations as set forth below.

Adoption by Agency

After considering all relevant matter presented to it, the Parks and Recreation Department hereby amends these regulations as set forth above. The Parks and Recreation Department will next seek Assembly review and approval.

Date: 7/1/05



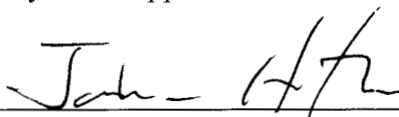
Kimberly Kiefer
CBJ Parks and Recreation Director

Legal Review

These regulations have been reviewed and approved in accordance with the following standards set forth in CBJ 01.60.250:

- (1) Its consistency with federal and state law and with the charter, code, and other municipal regulations;
- (2) The existence of code authority and the correctness of the required citation of code authority following each section; and
- (3) Its clarity, simplicity of expression, and absence of possibility of misapplication.

Date: 7/6/05



 John W. Hartle
 City Attorney

Assembly Review

These regulations were presented to the Assembly at its meeting of _____. They were adopted by the Assembly.

Date: _____

 Laurie J. Sica
 City Clerk

Filing with Clerk

I certify, as the clerk of the City and Borough of Juneau, that the following statements are true:

- 1. These regulations were accepted for filing by the office of the clerk at ___:___ a.m./p.m. on the _____ day of _____, _____.
- 2. After signing I will immediately deliver or cause to be delivered copies of this regulation to the attorney and the director of libraries.
- 3. A permanent file of the signed originals of these regulations will be maintained in this office for public inspection.
- 4. Effective date: _____.

Date: _____

 Laurie J. Sica
 City Clerk