

MEETING DATE: August 14, 2006

AGENDA ITEM : (1) Introduction of an Ordinance Amending Sections 9.01.360 and 9.10.055(A), and Adding Subchapter 9.10.600, of the Culver City Municipal Code Relating to Allowing Dogs on Leashes on Designated Dog Paths in Certain City Parks; and, (2) Adoption of a Resolution Designating Certain Pathways or Walkways of Certain Public Parks as "Pooch Paths."

ATTACHMENTS

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ORDINANCE NO. 2006-____

AN ORDINANCE OF THE CITY OF CULVER CITY,
CALIFORNIA, AMENDING SECTIONS 9.01.360 AND
9.10.055(A), AND ADDING SUBCHAPTER 9.10.600, OF
THE CULVER CITY MUNICIPAL CODE RELATING TO
ALLOWING DOGS ON LEASHES ON DESIGNATED DOG
PATHS IN CERTAIN CITY PARKS.

WHEREAS, Culver City Municipal Code §§ 9.10.360 and 9.10.055 (A),
currently prohibit any dog from being within any public park, except that dogs are allowed in
the Culver City Dog Park per §§ 9.10.400, *et seq.*; and

WHEREAS, Culver West Alexander Park neighborhood residents have
expressed concerns to the City Council about having to walk their dogs around Culver
West Alexander Park, due to traffic and safety issues; and

WHEREAS, in order to alleviate the concerns of these residents, the City
Council has determined that a "Pooch Path" should be designated in Culver West
Alexander Park, upon which residents or other members of the public would be allowed to
walk their dogs in a safe environment and without interfering with the other activities
occurring in the Park.

NOW, THEREFORE, the City Council of the City of Culver City, California,
DOES HEREBY ORDAIN as follows:

SECTION 1. Section 9.01.360 of the Culver City Municipal Code is hereby
amended to read as follows:

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1 **§ 9.01.360 DOGS RUNNING AT LARGE; PROHIBITION.**

2 It shall be unlawful for any person owning or having charge,
3 care, custody or control of any dog in the City to cause, permit, or
4 allow ~~the same~~ that dog to be ~~or to run~~ at large upon any highway,
5 street, lane, alley, sidewalk, square, median, parkway, court or other
6 public place, or upon any private property or premises other than ~~those~~
7 that of the person owning or having charge, care, custody, or control of
8 ~~such the dog, in the City,~~ unless ~~such that dog be~~ is restrained by a
9 substantial chain or leash not exceeding six (6) feet in length and is in
10 ~~the charge, care, custody or control of such a~~ competent person. In
11 ~~addition to the foregoing, Provided, however, that no person shall~~
12 ~~cause, permit or allow a such dog under that person's charge, care,~~
13 ~~custody or control to shall be allowed or permitted in any of the~~
14 following places: any store, market, restaurant, cafe, lunchroom, soda
15 fountain, bakery or kindred establishments wherein foods for human
16 consumption are served, sold or kept for sale,~~;~~ or, except as permitted
17 by Section 9.10.400 or 9.10.600, in any public park, ~~except as~~
18 permitted by Section 9.10.400.

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22 **SECTION 2.** Section 9.01.055(A) of the Culver City Municipal Code is hereby
23 amended to read as follows:

24 **§ 9.10.055 PROHIBITIONS.**

25 Within the limits of any public park, it shall be unlawful for any
26 person:
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1 (A) Having charge, care, custody or control of any dog,
2 except as permitted by Section 9.10.400 or 9.10.600, or other animal,
3 fowl, or reptile to cause, permit, or allow the same to be within the
4 limits of any public park within the City, unless such person shall have
5 obtained a special permit from the City Council to conduct an
6 entertainment or exhibition in which an animal is a participant.
7

8 **SECTION 3.** Subchapter 9.01.600 of the Culver City Municipal Code is
9 hereby added to read as follows:
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11 **DESIGNATED DOG PATHS**

12 **§ 9.10.600 DESIGNATED DOG PATHS.**

13 A. The City Council may, by resolution, designate any
14 pathway or walkway in any public park as a "Pooch Path." In each
15 park that contains a designated "Pooch Path," there shall be a sign
16 conspicuously displayed, which identifies the location of the "Pooch
17 Path." The pathway or walkway itself shall also be clearly marked with
18 pictures of paw prints to identify it as a "Pooch Path."
19

20 B. Notwithstanding any other provision in this Code, a
21 person may have charge, care, custody or control of any dog upon any
22 pathway or walkway of any public park, which has been designated by
23 resolution of the City Council as a "Pooch Path;" provided, that such
24 dog is at all times restrained by a competent person by a substantial
25 chain or leash not exceeding six (6) feet in length. Nothing in this
26 Section shall permit or allow any person having charge, care, custody
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1 or control of any dog to permit or allow that dog to be in any portion of
2 any public park, except for the Culver City Dog Park as permitted by
3 Section 9.10.400, other than on a designated "Pooch Path."

4 **SECTION 4.** Pursuant to Section 619 of the City Charter, this
5 Ordinance shall take effect thirty (30) days after the date of its adoption. Pursuant to
6 Sections 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after
7 the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be
8 published in the Culver City News and shall post this Ordinance or a summary thereof in at
9 least three places within the City.
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11 **SECTION 5.** The City Council hereby declares that, if any provision, section,
12 subsection, paragraph, sentence, phrase or word of this ordinance is rendered or declared
13 invalid or unconstitutional by any final action in a court of competent jurisdiction or by
14 reason of any preemptive legislation, then the City Council would have independently
15 adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases
16 or words of this ordinance and as such they shall remain in full force and effect.
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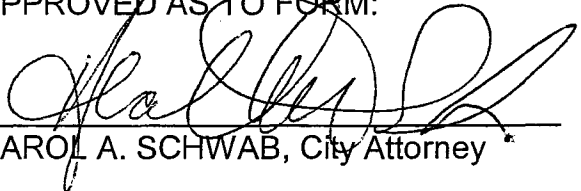
18 APPROVED AND ADOPTED this _____ day of _____, 2006.
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22 _____
GARY SILBIGEER, Mayor
City of Culver City, California

23 ATTEST:

APPROVED AS TO FORM:

24 _____
25 CHRISTOPHER ARMENTA, City Clerk
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27 
28 CAROL A. SCHWAB, City Attorney
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Attachment 2

RESOLUTION NO. 2006-R_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY,
CALIFORNIA, DESIGNATING CERTAIN PATHWAYS OR WALKWAYS OF
CERTAIN PUBLIC PARKS AS "POOCH PATHS."**

WHEREAS, Culver City Municipal Code Section 9.10.600(A) provides that
the City Council, by resolution, may designate any pathway or walkway in any public park
as a "Pooch Path."

NOW, THEREFORE, the City Council of the City of Culver City, California,
DOES HEREBY RESOLVE, as follows:

SECTION 1. Each pathway within the public park listed below, which has
been clearly marked with pictures of paw prints and identified by a conspicuously displayed
sign, shall be designated as a "Pooch Path:"

- Culver West Alexander Park

SECTION 2. This resolution shall take effect concurrently with Ordinance No.
2006-_____.

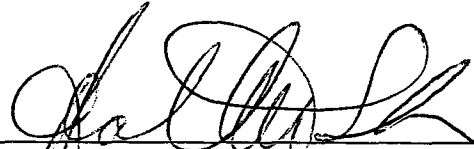
APPROVED and ADOPTED this _____ day of _____, 2006.

GARY SILBIGER, Mayor
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

CHRISTOPHER ARMENTA, City Clerk


for CAROL A. SCHWAB, City Attorney

**EXCERPT OF THE MINUTES OF THE
REGULAR MEETING OF THE
CITY COUNCIL, CITY OF CULVER CITY,
CALIFORNIA**

July 25, 2005
6:00 P.M.

Call to Order & Roll Call

The meeting of the City Council was called to order at 6:00 P.M.

Present: Mayor Albert Vera
Vice Mayor Gary Silbiger
Councilmember Alan Corlin
Councilmember Carol Gross
Councilmember Steven Rose

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Item A-2

Consideration of a Proposed Pilot Program to Allow Dogs on Leashes in Culver West Park for a Period of Ninety Days; and Consideration of Introduction of an Ordinance Amending Culver City Municipal Code Sections 9.01.360 and 9.10.055(A), Relating to the Prohibition of Dogs Running at Large and in Public Parks, in Order to Implement the Pilot Program.

Mayor Vera requested that spokespersons be chosen to represent those in favor of the proposed program and to represent those against.

The following members of the audience addressed the City Council, speaking against the proposed pilot program:

Jeannine Stehlin
Jamie Wallace
Dena Snedden
Eleanor Osgood
Rich Waters
Elizabeth Wheat
June Walden
Emily Glick
Anita Shapiro, member, Culver City Parks and Recreation Commission

The following members of the audience addressed the City Council, speaking in favor of the proposed pilot program:

Jay Handal
Patricia Graf
Susan and Josh Kirchoff
Deborah Shands
Judy Scott
Jeff Cooper, member, Culver City Parks and Recreation Commission
David Hoyt
Mary E. McCallum
Judy Leviton
Lisa Michel

William LaPointe, Director of Parks, Recreation and Community Services gave the staff report.

Discussion ensued regarding staffing required for this pilot program; health concerns; and allowing residents near Culver West Park to walk their dogs through the park in order to provide easier access to streets on the other side of the park.

Following discussion, the following motions were made:

MOVED BY COUNCILMEMBER GROSS AND SECONDED BY COUNCILMEMBER ROSE, THAT THE CITY COUNCIL RECONFIRM THE CURRENT ORDINANCE AS IT STANDS WHICH PROHIBITS DOGS IN PARKS WITH THE EXCEPTION OF THE DOG PARK.

AYES: Councilmembers Corlin, Gross, Rose, Vera

NOES: Councilmember Silbiger

ABSTAIN: None

ABSENT: None

MOVED BY COUNCILMEMBER GROSS, SECONDED BY COUNCILMEMBER ROSE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL DIRECT STAFF TO ASSESS AND BRING BACK A RECOMMENDATION AS TO WHETHER THERE IS A WAY IN CULVER WEST PARK TO PERMIT DOGS, ON PAVEMENT, TO GO FROM THE PARKING LOT TO THE PASS-THROUGHS TO THE ADJACENT NEIGHBORHOODS (TO MOORE STREET AND TO MCCONNELL BLVD.).

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**CULVER WEST
ALEXANDER PARK**

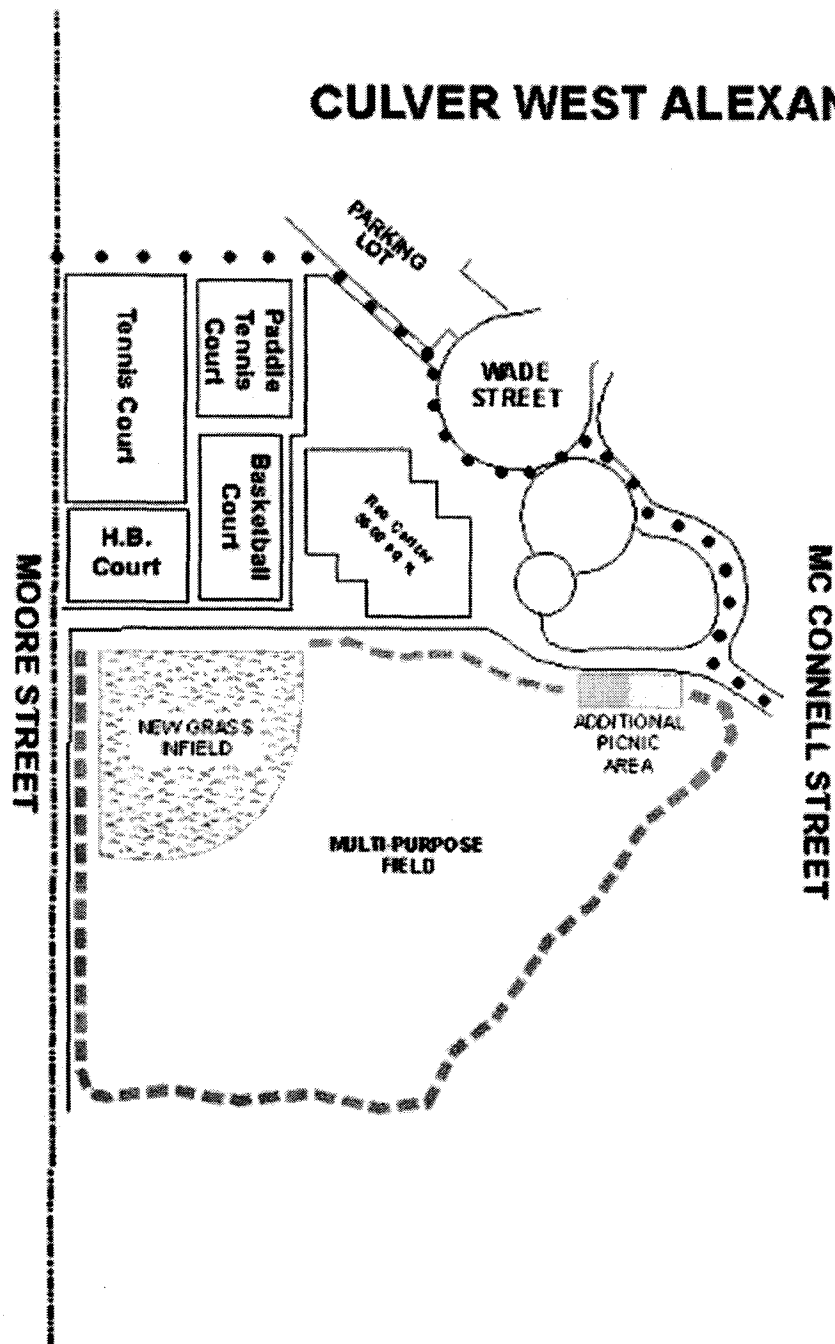
**4162 WADE ST
CULVER CITY**

CULVER WEST ALEXANDER PARK

-  City Boundary
-  Proposed Jogging Trail
-  POOCH PATH



0 37.5 75 150 Feet



Attachment 5

**EXCERPT OF THE MINUTES OF THE
REGULAR MEETING OF THE
PARKS AND RECREATION COMMISSION
CITY OF CULVER CITY, CALIFORNIA**

October 4, 2005
7:00 p.m.

CHAIR JEANETTE JAMES

Item A-2.
(8:28 p.m.)

Update on the status of the “Pooch Path” at Culver West Park.

Bill La Pointe gave the staff report, pointing out the proposed path on the diagram.

The following members in the audience addressed the Commission:

Scott Malsin said that the path is a great idea, something the neighborhood has been asking for at their regular meetings.

Judy Scott said everyone on Wade Street favors the idea.

Commissioner Deen asked about the cost of a fence along the playground to protect children from dogs.

Mr. La Pointe said staff could get a cost estimate.

Commissioner Cooper asked if this item could be brought back to the Commission next month as an action item.

Staff responded that once the legal issues have been finalized, the item will come back to the Commission before it goes to the City Council for approval.

MOVED BY COMMISSIONER DALY REDHOLTZ, SECONDED BY COMMISSIONER DEEN
AND CARRIED BY A 4-0 VOTE, TO RECEIVE AND FILE THE STAFF REPORT
REGARDING THIS ITEM.

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