

**VILLAGE OF MARIEMONT, OHIO**

**ORDINANCE NO. O-26-20**

**ORDINANCE AMENDING CHAPTER 90.01(A)(1)(b) OF THE MARIEMONT CODE OF ORDINANCES REGARDING DOGS OR OTHER ANIMALS RUNNING AT LARGE; DANGEROUS OR VICIOUS DOGS**

**WHEREAS**, the Rules and Law Committee has met to discuss certain changes that it believes need to be made to the Mariemont Code of Ordinances regarding the animals running at large; and

**WHEREAS**, the current code states that dogs are permitted in the Tot Lot area of Dogwood Park if they are under positive leash control; and

**WHEREAS**, a law was passed that restricts dogs from entering the Tot Lot area of Dogwood Park and signs have been posted at the Tot Lot indicating said ban; and

**WHEREAS**, Council for the Village of Mariemont believes it is in the best interest of the Village to amend 90.01(A)(1)(b) of the Mariemont Code of Ordinances to reflect the restriction of dogs from the Tot Lot Areas of Dogwood Park.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MARIEMONT, STATE OF OHIO, TWO-THIRDS OF THE MEMBERS DULY ELECTED THERETO CONCURRING:**

**SECTION I.** §90.01(A)(1)(b) which reads as follows:

**§ 90.01 DOGS OR OTHER ANIMALS RUNNING AT LARGE; DANGEROUS OR VICIOUS DOGS.**

(A) *Animals running at large.*

(1) (a) Any person who is the owner or has charge of any animal shall not permit it to run at large in the public road, highway, street, lane, or alley, or upon unenclosed land, or permit them to go upon any private yard, lot, or enclosure. Any such time that a dog is not in an enclosed and secured area on its owner's property, it shall be under positive leash control of the owner, keeper, or harbinger of the dog.

(b) Notwithstanding the provisions set forth in division (A)(1)(a) above, an owner, keeper, or harbinger of a dog may allow the dog to run off leash at Ann Buntin Becker Park, Dogwood Bell Tower Park, the green space on the south side of Miami Bluff Drive between 6812 Miami Bluff and 6973 Miami Bluff, including the Mariemont Concourse, the lower 80 acres, the grassy boulevard between Hiawatha Avenue and Rembold Avenue, and the practice field at Waldorf School; provided, that the dogs must be under positive leash control while in the Tot Lot area of Dogwood Park as well as at all times in the sports field area of Dogwood Park and the practice field by Waldorf School during sporting activities.

Shall be amended to read as follows:

**§ 90.01 DOGS OR OTHER ANIMALS RUNNING AT LARGE; DANGEROUS OR VICIOUS DOGS.**

(A) *Animals running at large.*

(1) (a) Any person who is the owner or has charge of any animal shall not permit it to run at large in the public road, highway, street, lane, or alley, or upon unenclosed land, or permit them to go upon any private yard, lot, or enclosure. Any such time that a dog is not in an enclosed and secured area on its owner's property, it shall be under positive leash control of the owner, keeper, or harbinger of the dog.

(b) Notwithstanding the provisions set forth in division (A)(1)(a) above, an owner, keeper, or harbinger of a dog may allow the dog to run off leash at Ann Buntin Becker Park, Dogwood Bell Tower Park, the green space on the south side of Miami Bluff Drive between 6812 Miami Bluff and 6973 Miami Bluff, including the Mariemont Concourse, the lower 80 acres, the grassy boulevard between Hiawatha Avenue and Rembold Avenue, and the practice field at Dale Park; provided, that the dogs must be under positive leash control at all times in the sports field area of Dogwood Park and the practice field by Dale Park during sporting activities.

**SECTION II.** In all other respects, §90 of the Mariemont Code of Ordinances shall remain unchanged and in full force and effect.

**SECTION III.** This Ordinance shall take effect at the earliest date allowed by law.

Passed: November 23, 2020

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William A. Brown, Mayor

ATTEST:

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Anthony J. Borgerding, Fiscal Officer

I, Anthony J. Borgerding, Fiscal Officer of the Village of Mariemont, Ohio, do hereby certify that there is no newspaper printed in said municipality and that publication of the foregoing Ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council, as follows: the Concourse, Miami Bluff and Flintpoint Way; the Tennis Court property, on the east side of Plainville Road between Maple and Chestnut Streets; the site of the Municipal Building. Wooster Pike and Crystal Springs Road; the northeast corner of the intersection of Rembold and Miami Road inside the enclosure; the northwest corner of the Old Town Center, intersection of Chestnut and Oak Streets; each for a period of fifteen days commencing on the 24<sup>th</sup> day of November 2020.

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Anthony J. Borgerding, Fiscal Officer