

**ORDINANCE NO. 90, AN ORDINANCE AMENDING ORDINANCE
54 REGULATING DOGS IN TCSD PARKS AND LANDS**

THE BOARD OF DIRECTORS OF TAMALPAIS COMMUNITY SERVICES DISTRICT DOES
ORDAIN AS FOLLOWS:

DIVISION I. AN ORDINANCE ESTABLISHING DOG CONTROL

Section 1. Dog Control By Responsible Person; Limit on Number of Dogs.

It is unlawful for the owner or person having control of any dog to allow or permit such dog to be in any TCSD park or land except on a leash or under the immediate control and direction of a responsible person. Each person may have up to, but no more than, three dogs at once either on or off leash in any TCSD park or land.

Section 2. No Dog Permitted in Area of Play Structures.

No dog shall be permitted under any circumstances within the area of play structures and sand, or within any other area designated for children's play within any TCSD park or land.

Section 3. Adoption of Marin County Open Space Regulations.

Any person bringing dog(s) onto TCSD land must also abide by the Marin County Open Space District Code regulations pertaining to dogs, as follows. No person shall do any of the following on TCSD lands:

- (a) allow any dog or other domestic animal to enter environmentally sensitive or restricted areas;
- (b) allow any dog or other domestic animal to interfere with, bother or disturb others using TCSD lands;
- (c) allow any dog or other domestic animal to hunt, pursue or harass other animals or wildlife;
- (d) bring or keep a noisy, vicious or dangerous dog or other animal;
- (e) bring or keep a dog four months of age or more without proof that the dog has a valid rabies inoculation and a valid license;
- (f) fail to promptly remove from TCSD lands any dog or other domestic animal after being ordered by TCSD personnel to do so;

- (h) bring dogs or other domestic animals onto TCSD lands without possessing a chain or leash not exceeding six feet in length for each dog or animal so that they shall be prepared to restrain their animals, if necessary.

Section 4. Penalty.

Any person violating the provisions herein and upon conviction thereof shall be punished by a fine of not more than fifty dollars (\$50.00) for the first offense, one hundred dollars (\$100.00) for the second offense, and two hundred and fifty dollars (\$250.00) for any subsequent offense.

DIVISION II. SEVERABILITY CLAUSE

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The District hereby declares that it would have adopted the ordinance, and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

DIVISION III. EFFECTIVE DATE

Upon adoption of this ordinance, it shall be entered in full in the minutes of the Tamalpais Community Services District Board, be published in a newspaper of general circulation in the county once before the expiration of fifteen (15) days, and shall take effect thirty (30) days after passage. The foregoing ordinance was introduced at a regular meeting of the Board of Directors at the Tamalpais Community Services District, held on November 10, 2010.

Adopted and ordered posted at a regular meeting of the Board of Directors of the Tamalpais Community Services District on December 15, 2010.


AYES: 5 STEFFEN BARTSCHAT, JIM JACOBS, LINDA JOHNSON, GRETCHEN STAGG, JEFF BROWN

NOES: ϕ _____

ABSENT: ϕ _____



President, Board of Directors

ATTEST

Secretary