

**City of Johnstown, Pennsylvania**

**ORDINANCE NO. 5307**

**Bill No. 21 of 2020**

**Introduced in Council 10/14/2020**

**(Proposed as amended Version introduced in Council 11/18/2020)**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AMENDING ORDINANCE NO. 4968 PASSED AUGUST 10, 2005 TO CLARIFY AND UPDATE PROVISIONS ADDRESSING THE PRESENCE OF DOGS WITHIN CITY PARKS AND PLAYGROUNDS**

**WHEREAS**, the City Council of the City of Johnstown finds that there is a growing need to allow local residents and visitors to bring their dogs within the City subject to reasonable restrictions, and

**WHEREAS**, providing City residents and visitors with locations they can take their dogs for walks is important to residents within the City, and

**WHEREAS**, in order to allow for dogs to be within designated City parks reasonable restrictions must still be maintained in order to ensure public safety, and

**WHEREAS**, the City desires to amend and clarify Ordinance No. 4968, as codified at Section 614.32 of the City's Codified Ordinances, to allow for the presence of dogs within designated City parks subject to certain restrictions as identified and detailed below;

**NOW THEREFORE**, it is hereby ORDAINED and ENACTED that Ordinance No. 4968 and specifically Title \_\_, Chapter 614.32 of the Codified Ordinance of the City of Johnstown is hereby amended as shown below:

**Section 1. AMENDMENT**

**614.32 RULES AND RESTRICTIONS FOR THE PRESENCE OF DOGS PROHIBITED FROM ROXBURY-PARK AND OTHER IN CITY PARKS AND PLAYGROUNDS EXCEPT STACKHOUSE PARK.**

- (a) **(1) Dogs are prohibited, whether running at large or restrained, from ~~the Roxbury Park and any~~ all City-owned parks and/or playgrounds within the corporate limits of the City other than those specifically identified and designated in this Ordinance.**

**ADD:**

**(2) Dogs are permitted to be present within three City-owned parks:**

- 1. Morley's Dog Park located at the intersection of Main and Market Streets in Downtown Johnstown**
- 2. Memorial Park located at the intersection of Market and Main Streets in Downtown Johnstown**

**3. Designated area located South of Park Drive in Roxbury Park**

**(b) Dog owners are subject to the following rules and restrictions:**

- i. All dogs must be leashed and maintained under control of the dog's owner, custodian, and/or keeper at all times.**
- ii. The leash of any dog cannot exceed a maximum of six feet in length.**

~~(3) When dogs are found on any City park as prohibited in subsection (a) hereof the animal may be impounded. However, if the ownership of the animal is known to the agents of the City, such dog need not be impounded; but the Animal Control Officer/Dog Warden or police officer may, at his or her discretion, cite the owner of such dog to appear in court to answer to charges of this section.~~

**ADD:**

**(c) Any dog owner, custodian, and/or keeper who fails to have his/her dog leashed while in these three designated City parks will be charged and assessed a monetary fine of \$100 per occurrence.**

**(d) Any dog owner, custodian, and/or keeper who fails to clean up waste from their dog within these three designated City parks will be charged and assessed a monetary fine of \$300 per occurrence.**

**(e) Any dog owner, custodian, and/or keeper whose dog injures any other dog or person while these three designated City parks will be charged and assessed a monetary fine of \$500. The dog's owner, custodian, and/or keeper and any other person shall be prohibited from bringing the dog inflicting such injury to, in, or on any/all City parks or playground property from the date of the incident forward.**

**(f) Service Dogs used to assist disabled individuals shall be granted reasonable exemptions from the provisions of this section where the need for such exemption is related to the service/assistance provided by the dog to the disabled individual to whom the dog provides service. A determination of whether exemption applies shall be based on the individual circumstances of each case and afforded as an accommodation absent the imposition of any threat to public safety.**

**Section 2.** Any/all ordinances or parts of ordinances not in accord with this Ordinance are hereby repealed insofar as and to the extent that they conflict with this Ordinance.

**ORDAINED and ENACTED** at a duly assembled public meeting by the City of Johnstown, Cambria County, Pennsylvania this 9<sup>th</sup> day of December, 2020.

PASSED FINALLY IN COUNCIL:

December 9, 2020

By the following vote:

Yeas: Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Arnone. (6)

Nays: None (0)

Absent: Mr. Capriotti (1)



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Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5307 as the same was passed finally by City Council and signed by the Mayor and/or Deputy Mayor of the City of Johnstown, Pennsylvania.



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Nancy J. Cushing, City Clerk