

ORDINANCE NO. 2016 - 01

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, PINELLAS COUNTY, FLORIDA, PROVIDING FOR AMENDMENT OF CHAPTER 14, ARTICLE II, SECTION 14-35 OF THE CITY OF ST. PETE BEACH CODE OF ORDINANCES; CHAPTER 58, ARTICLE II, SECTION 58-25(C), PERTAINING TO DOGS ON SAND BEACHES; CHANGING THE CODE OF ORDINANCE TO PROVIDE FOR DOGS ON SAND BEACHES, OR BEACH ACCESS; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission wishes to update the City's regulations pertaining to dogs on public beaches; and

WHEREAS, the City Commission has found this Ordinance to be in the best interest of the City of St. Pete Beach;

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:

Section 1.

Sec. 14-35, St. Pete Beach City Code is amended to read: Sec. 14-35 - Prohibited on sand beaches.

It shall be unlawful for any owner or other person keeping a dog to take such dog upon any sand beach or beach access or to knowingly allow any such dog to be upon any sand beach or beach access except as prescribed below.

Designated dog beach area shall be those sand beach lands that lie from the easterly extension of the southernmost ROW line of first avenue north to the easterly extension of the southernmost ROW line of third avenue and eastward of the Pass-A-Grille Way ROW line. Any dog accessing this designated dog beach area shall be kept and held on a leash of any substantial material and of a maximum length of eight feet at all times, regardless of location.

- a) For designated dog beach areas, the following rules and regulations apply:
- 1) Owners are legally responsible for their dogs and injuries caused by them.
 - 2) Dogs must be properly licensed, have required immunizations and wear appropriate ID tags at all times.
 - 3) Dogs must remain out of any dune vegetation or other protected areas.

- 4) Owners must clean up after their dogs.
 - 5) Owners shall maintain clear sidewalks at all times.
 - 6) Dogs showing aggression towards people or dogs shall be immediately removed from the premises.
 - 7) Dogs that bark persistently or are otherwise a nuisance shall be removed from the premises.
 - 8) Dogs using the dog beach area must be at least four months old.
 - 9) Dogs must never be left unattended.
 - 10) Dogs "in heat" will not be allowed inside the dog beach area.
 - 11) Rawhide, food or any other consumable is not allowed inside the dog beach area.
 - 12) Dogs are the only type of animal permitted inside the dog beach area.
 - 13) Violators will be subject to removal from the area and suspension of area privileges.
- b) Hours of operation shall be determined by the City Manager or his/her designee and posted on site. Hours may be adjusted without notice.
- c) The City shall have no obligation or responsibility to replace any existing sand on a dog beach that is removed as a result of alluvial shift, tides, currents, storms or other natural occurrences.

Section 2.

Subsection (c) of Section 58-25, St. Pete Beach City Code, is amended to read:

(c) All pets are excluded from swimming areas and all sand beaches and beach accesses except for that area that lies from the easterly extension of the southernmost ROW line of 1st ave northward to the easterly extension of the southernmost ROW line of 3rd ave and eastward of Pass-A-Grille Way and is designated as a "dog beach".

Section 3.

All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

Section 4.

If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

SECTION 5. This Ordinance shall be published in accordance with the requirements of law.

SECTION 6. This Ordinance shall become effective immediately upon final passage and adoption.



Maria Lowe, Mayor

First Reading: 01/26/2016
Published: 01/15/2016
Final Reading: 02/09/2016
Published: 01/29/2016
Public Hearing: 02/09/2016

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing ordinance was duly adopted in accordance with the provisions of applicable law this 9th day of February, 2016.



Rebecca C. Haynes, City Clerk

APPROVED AS TO FORM AND LEGAL CONTENT:



Andrew Dickman, City Attorney