

ORIGINAL

ORDINANCE NO. 910

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, AMENDING CHAPTER 8.12 RULES FOR USE OF CITY OF SHORELINE PARK FACILITIES OF THE SHORELINE MUNICIPAL CODE TO ADD A NEW SECTION PROHIBITING THE FEEDING OF WATERFOWL.

WHEREAS, many of the City of Shoreline parks have natural waterbodies that provide both temporary and permanent habitat for a variety of waterfowl species; and

WHEREAS, while Chapter 8.12 Rules of Use of City of Shoreline Park Facilities of the Shoreline Municipal Code (SMC), at Section 8.12.340, prohibits littering, including food, there are no regulations related to the feeding of waterfowl; and

WHEREAS, the feeding of waterfowl by park visitors, however innocent, increases the volume of fecal bacteria on land and in waterbodies, resulting in the spread of pathogens and toxic algae blooms, that can have adverse effects on humans, domestic pets, and wildlife; and

WHEREAS, discouraging the feeding of waterfowl near waterbodies is an important strategy in managing waterfowl's impact of the quality of water; and

WHEREAS, as set forth in SMC 2.55.060, the Parks, Recreation and Cultural Services (PRCS)/Tree Board may make recommendations to the City Council concerning the operation of parks and the development of rules and regulations concerning the use of parks, and support; and

WHEREAS, on August 27, 2020, the City's Surface Water Utility Staff presented the Shoreline PRCS/Tree Board with the proposed amendments to the SMC and the PRCS/Tree Board supported such an amendment; and

WHEREAS, the amendments to Chapter 8.12 SMC authorized by this Ordinance are exempt from SEPA pursuant to WAC 197-11-800(19); and

WHEREAS, the City Council has considered the entire public record, public comments, written and oral, and the PRCS/Tree Board's recommendation; and

WHEREAS, the City Council has determined that the amendments to Chapter 8.12 SMC are in the best interests of the City of Shoreline residents;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment – Chapter 8.12 Rules for Use of City of Shoreline Park Facilities. A new section is added to Chapter 8.12 Rules for Use of City of Shoreline Park Facilities as follows:

SMC 8.12.255 Feeding of Waterfowl. Feeding waterfowl prohibited. No person shall place, deposit, scatter, or distribute food of any kind or nature in any park with an intent to

feed waterfowl.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this Ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or its application to any person or situation.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five (5) days after publication.

PASSED BY THE CITY COUNCIL ON JANUARY 25, 2021




Mayor Will Hall

ATTEST:

APPROVED AS TO FORM:



Jessica Simulcik Smith
City Clerk



Julie Ainsworth-Taylor, Assistant City Attorney
On behalf of Margaret King, City Attorney

Date of Publication: January 28, 2021
Effective Date: February 2, 2021