

ARTICLE II Dog Control (§ 64-6 — § 64-15)

§ 64-6 Purpose.

The Village of Central Square, New York finds that the uncontrolled behavior of dogs has caused physical harm to persons, damage to property and created nuisances within the Village. The purpose of this article is to protect the health, safety and well-being of persons and property by imposing restrictions and regulations upon the keeping of dogs and the seizure thereof within the Village.

§ 64-7 Authority.

This article is enacted pursuant to the provisions of § 124 of Article 7 of the Agriculture and Markets Law.

§ 64-8 Title.

The title of this article shall be the "Dog Control Law of the Village of Central Square."

§ 64-9 Definitions.

As used in this article, the following terms shall have the meanings indicated:

HARBOR

To provide food or shelter to any dog.

OWNER

Any person who harbors or keeps any dog. In the event any dog found in violation of this article shall be owned by a person under 18 years of age, the owner shall be deemed to be the parent or guardian of such person (or the head of the household in which the said person resides).

§ 64-10 Restrictions.

It shall be unlawful for any owner of any dog to permit or allow such dog, in the Village of Central Square, to:

A.

Engage in habitual loud howling, barking, crying or whining or to conduct itself in such a manner so as to unreasonably and habitually annoy any person;

B.

Cause damage or destruction to property, or commit a nuisance by defecating or urinating upon the premises of a person, other than the owner's property of such dog;

C.

Chase or otherwise harass any person in such a manner as reasonably to cause intimidation or to put such person in reasonable apprehension of bodily harm or injury; or

D.

Habitually chase, run along side of or bark at motor vehicles, bicycles or pedestrians.

§ 64-11 Enforcement.

This article shall be enforced by any Dog Control Officer, peace officer, when acting pursuant to his/her special duties, or police officer in the employ of or under contract to the Village of Central Square.

§ 64-12 Seizure, impoundment, redemption and adoption.

A.

Any dog found in violation of the provisions of § ~~64-10~~ of this article may be seized pursuant to the provisions of § 118 of the Agriculture and Markets Law.

B.

Every dog seized shall be properly cared for, sheltered, fed and watered for the redemption periods set forth in § 118 of the Agriculture and Markets Law.

C.

Seized dogs may be redeemed by producing proof of licensing and identification pursuant to the provision of Article 7 of the Agriculture and Market Law and by paying the impoundment fees set forth in § 118 of said Article.

D.

If the owner of any unredeemed dog is known, such owner shall be required to pay impoundment fees set forth in Subdivision E of this section whether or not such owner chooses to redeem his or her dog. Impoundment fees are established at \$5 per day.

E.

Any dog unredeemed at the expiration of the appropriate redemption period shall be made available for adoption or euthanized pursuant to the provisions of § 118 of the Agriculture and Markets Law. Unredeemed dogs shall be made available for adoption as provided in Subdivision 7 of § 118 of the Agriculture and Markets Law. Licensing will be required upon adoption. The redemption period for seized dogs shall be five days, or seven days when notified by mail as provided in Subdivision 7 of § 118 of the Agriculture and Markets Law.

§ 64-13 Complaint.

Any person who observes a dog in violation of this article may file a complaint under oath with a Justice of the Village of Central Square, specifying the nature of the violation, the date thereof, a description of the dog and the name of the residence, if known, of the owner of such dog. Such complaint may serve as the basis for enforcing the provisions of this article.

§ 64-14 Appearance ticket.

Any Dog Control Officer, peace officer, when acting pursuant to his/her special duties, or police officer in the employ of or under contract to the Village of Central Square, having reason to believe that a person has violated this article, may issue and serve on such person an appearance ticket for such violation pursuant to § 114, Subdivision 4, of the Agriculture and Markets Law.

§ 64-15 Penalties for offenses.

Any person convicted of a violation of this article shall be liable to a fine not to exceed \$25 for a first violation, not exceeding \$50 for a second violation and not exceeding \$100 for each subsequent violation.