

TOWN OF CAROGA, NEW YORK - LOCAL LAW NO. ONE OF THE YEAR 2002
LOCAL LAW TO REGULATE DOGS IN THE TOWN OF CAROGA, NEW YORK,
BE IT ENACTED by the Town Board of the Town of Caroga, New York as
follows:

Section 1. Title

Section 2. Purpose

Section 3. Applicability

Section 4. Prohibition of Loose or Nuisance Dogs

Section 5. Procedure

Section 6. Penalty

Section 7. Severability

Section 8. Effective Date

SECTION 1. TITLE

The title of this Local Law is "A Local Law to Regulate Dogs in the Town of Caroga, New York".

SECTION 2. PURPOSE

A. The purpose of this Local Law shall be to preserve the public peace and good order in the Town of Caroga and contribute to the public welfare and the preservation and protection of the inhabitants of the Town of Caroga and their property. This Local Law is designed and intended to declare certain regulations and restrictions on the activities of dogs in the Town of Caroga and the management of these dogs by their owners and provide the structure for the enforcement of this Local Law.

B. This Local Law repeals Local Law No. One of 1991.

SECTION 3. APPLICABILITY

A. This Local Law shall apply to all territory within the confines

of the Town of Caroga.

SECTION 4. NUISANCE AND ROAMING DOGS PROHIBITED

A. Any dog that is not on the property of its owners must be leashed at all times. The owner of the dog is solely responsible for the dog.

B. The owner or any other person harboring a dog must be in control of the animal at all times.

C. No person owning or in custody of a dog shall permit the dog to be a public nuisance in the Town of Caroga. "Public Nuisances" include, but are not limited to, the following acts:

i. Barking or howling to an extent that any person is annoyed.

ii. Chasing any moving vehicle or person on foot.

iii. Jumping on or in any other way intimidating a person.

iv. Damaging or in any other way defacing the property of any person other than that of the owner.

v. Defecating on the property of another.

vi. Allowing any dog to be at large and out of the direct control of its owner.

SECTION 5. PROCEDURE

A. Any person who observes or experiences a dog committing any of the above acts or other offences should, as a first step, inform the Town's Dog Warden.

B. As either a recourse or a second step, that person observing

the offending dog may file a signed complaint, under oath, with the Town Justice specifying the nature of the complaint, the date of the offense, the damage caused, a description of the dog and the name and residence of the owner or person harboring the animal, if known.

C. Upon receipt by the Town Justice of any complaint against the conduct of any particular dog, the Town Justice may summons the alleged owner or person harboring the dog to appear, in person, before the Justice. If this summons is disregarded, the Justice may permit the filing of an information and issue a warrant for the arrest of the offending party.

SECTION 6. PENALTY

A. Any person convicted of a violation of any of the provisions of this Local Law shall be guilty of an offense and shall be punished by a fine not to exceed fifty dollars (\$50.00) for a first offense. For a second or subsequent conviction such person shall be punished by a fine not to exceed one hundred and fifty dollars (\$ 150.00).

SECTION 7. SEVERABILITY

A. If any clause, sentence, paragraph, subdivision, section or part of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgement shall not effect, impair or invalidate the remainder thereof.

SECTION 8. EFFECTIVE DATE

A. This Local Law shall become effective immediately upon its filing with the New York Department of State.