

LOCAL LAW NO. 5 of 2019

A Local Law known and cited as Town Dog Parks and Dog Licensing

Be it enacted by the Town Board of the Town of Ossining as follows:

SECTION 1. Purpose and Intent. This Local Law is adopted to codify the rules and regulations governing the Town's dog parks to provide an enforcement mechanism for those who violate the rules and ensure the safety and satisfaction of all who use the dog parks. This Local Law also amends the licensing requirements for dogs within the Town to make it easier to administer in connection with dog park registration.

SECTION 2. Be it enacted by the Town Board of the Town of Ossining as follows (Language in **Bold and Underlined** to be added, language in ~~**Strikethrough and bold and underlined**~~ to be deleted):

SECTION 3. Amending Existing Provision. Chapter 74 (entitled "Dogs"), Article II (entitled "Licensing and License Fees"), Section 10 (entitled "Licensing") of the Town Code is hereby amended as follows:

- A. All dogs in the unincorporated area of the Town of Ossining must be licensed with the Town Clerk by the age of four months and required to present a current certificate of rabies vaccination at the time of licensing or the renewal of an existing license. **The Village of Ossining Board of Trustees has adopted a resolution pursuant to New York Agriculture and Markets Law § 109(b) directing that applications for dog licenses within the Village of Ossining shall be made to the Town Clerk of the Town of Ossining, in accord with the Town Code of the Town of Ossining. For so long as this resolution remains in full force and effect and to the greatest extent permitted by law, dog licensing for those within the Village of Ossining shall be in accordance with this Article II.**
- B. All dogs ~~licenses~~ **required to be licensed under subsection (A) must be licensed by June 1 of each calendar year and the license will remain in effect until May 31 of the following calendar year. It is the obligation of the dog owner to renew the dog license before June 1 of each calendar year. There will be an annual fee for the license that will be set by resolution of the Town Board as amended from time to time. will be for a period of one year and will expire at the end of the month one year from the date of issue.**
- C. **For those who get licenses for the first time after June 1, the license fee will be prorated for the number of months for which the license will be valid before expiring the following May 31. The dog must then be licensed by June 1 of every following year.**

- D. At the same time that a dog is licensed with the Town Clerk, they will also be required to register for the Cedar Lane Dog Park and the Dog Run at Ryder Park as set forth in Article III. There will not be a separate fee for registering dogs of the unincorporated Town or the Village of Ossining and will be an added benefit for licensing the dog. This requirement shall not apply to dogs between the ages of 8 months and 10 years that are not spayed or neutered, as these dogs are not permitted to use the dog park as set forth in Section 74-21.

SECTION 4. New Provision. A new Article III of Chapter 74 (entitled “Dogs”) shall be added to the Town Code entitled “Dog Parks” and shall read as follows:

§ 74-19. Registration for Dog Parks

- A. Any dog accessing the Cedar Lane Dog Park or Dog Run at Ryder Park (the “Dog Parks”) must be registered with the Town Clerk.
- B. At the time the dog is registered, the dog will receive a tag that the dog is required to wear when in the Dog Parks. The color of the tag will change for each annual period from June 1 to May 31 of the following year.
- C. Dogs within the Unincorporated Town and the Village of Ossining will be registered when they obtain their annual license from the Town Clerk as required by Article II.
- D. Dogs within the Village of Briarcliff Manor located within the Town of Ossining and non-resident dogs, meaning any dogs not within the Unincorporated Town of Ossining, the Village of Ossining or the portion of the Village of Briarcliff Manor located in the Town of Ossining, must separately register with the Town Clerk in order to be able to access the Dog Parks. These dogs must be registered prior to use of the Dog Parks and must renew their registration before June 1 of each calendar year for so long as they continue to use the Dog Parks.

§ 74-20. Registration Fees

- A. Residents of the Unincorporated Town of Ossining, the Village of Ossining and the portion of the Village of Briarcliff Manor located within the Town of Ossining will not be charged a fee for registering their dogs for the Dog Parks.
- B. Non-resident dogs, meaning any dogs not within the Unincorporated Town of Ossining, the Village of Ossining or the portion of the Village of Briarcliff Manor located in the Town of Ossining, shall pay a registration fee in an amount that will be set by resolution of the Town Board as amended from time to time when registering with the Town Clerk to use the Dog Parks.
- C. The fees generated by registration for the Dog Parks will only be used by the Town for maintenance of and improvements to the Dog Parks.

§ 74-21. Regulations for Dog Parks

A. The following rules and regulations shall govern the use of the Dog Parks.

- 1. No dogs may use the Dog Parks unless they have registered in advance with the Town Clerk as required by this Article.**
- 2. No person may access the Dog Parks if they are not accompanied by at least one dog.**
- 3. One person may not bring more than three dogs to the Dog Parks at one time.**
- 4. All dogs attending the Dog Parks must be accompanied by a person at least 16 years of age.**
- 5. Children 15 years of age or younger must be accompanied by someone who is at least 18 years of age.**
- 6. No person may leave any dogs it brought to the Dog Parks unattended. Owners and/or persons who bring a dog to the Dog Parks shall keep the dog(s) in their line of sight and remain close enough to attend to the dog(s) if need be.**
- 7. All dogs must wear properly fitted collars with the Dog Parks registration tags, identification tags and license(s) while in the Dog Parks.**
- 8. All dogs must be properly licensed, inoculated and healthy.**
- 9. All dogs between the ages of 8 months and 10 years must be spayed or neutered. No dog in heat is permitted in the Dog Parks.**
- 10. Owners and/or the individuals who bring the dog(s) to the Dog Parks are legally responsible for the dog(s) and any injuries caused by the dog.**
- 11. No food is allowed inside the Dog Parks.**
- 12. Owners and/or the individuals who bring the dog(s) to the Dog Parks must clean up after the dog(s) and dispose of any waste in the receptacles provided.**
- 13. Dogs may only be unleashed once they are inside the Dog Parks. Dogs shall be kept on a leash at all other times. While the dog is not on the leash, the owner and/or individual who brought the dog(s) to the Dog Parks shall keep the leash readily accessible.**
- 14. No smoking is allowed inside the Dog Parks.**
- 15. No littering is allowed inside the Dog Parks.**

B. Anyone who registers for the Dog Parks with the Town Clerk shall receive a copy of these rules and regulations at the time of registration.

C. These rules and regulations shall be conspicuously posted at the Dog Parks and shall also be available in the Town Clerk's Office and on the Town's website and the Recreation Department's website.

D. Superintendent of Recreation.

1. The Superintendent of Recreation, or any citizen or community group so recognized by resolution of the Town Board, is authorized to promulgate such additional rules and regulations as deemed appropriate from time to time so long as they are not inconsistent with or contradictory to the regulations set forth in Subdivision (A).
2. The Superintendent is authorized to remove and/or ban any dog from the Dog Parks if that dog is found to have a history of violent and/or aggressive behavior. Such incidents shall be documented and kept on file in the Superintendent's Office.

§ 74-22. Violations.

Any person violating any provision of this Article shall be guilty of a violation punishable by a fine of \$250 per violation.

SECTION 5. Validity. The invalidity of any provision of this Local Law shall not affect the validity of any other portion of this Local Law which can be given effect without such invalid provision.

SECTION 6. Effective Date. This Local Law shall take effect immediately upon filing in the office of the Secretary of State.

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF OSSINING