



SPECIAL MEETING

**TOWN BOARD
TOWN OF OSSINING
MUNICIPAL BUILDING
3RD FLOOR CONFERENCE ROOM
16 CROTON AVENUE
OSSINING, NEW YORK 10562
December 21, 2010
7:30 P.M.**

SUPERVISOR

Catherine Borgia

COUNCILMEMBERS

**Geoffrey Harter Michael L. Tawil
Peter Tripodi IV Northern Wilcher**

I. CALL TO ORDER – PLEDGE OF ALLEGIANCE – ROLL CALL

The Special Meeting of the Town Board of the Town of Ossining was held on December 21, 2010 at the Municipal Building 16 Croton Ave. 3rd Floor Conference Room Ossining, NY. The meeting was called to order at 7:30 p.m. by Supervisor Catherine Borgia. Members of the Board present were: Councilmembers Geoffrey Harter, Michael Tawil, Peter Tripodi and Northern Wilcher were present. Also present were Town Attorney Wayne Spector, Budget Officer Connie Cerny and Deputy Town Clerk Ann Marie Rocco.

II. BOARD RESOLUTIONS

A. Considering an amendment to Chapter 74, Dogs, Article II of the Town Code concerning license fees

Councilmember Harter moved and it was seconded by Councilmember Tawil that the following be approved:

Whereas, effective January 1, 2011, the New York State Department of Agriculture and Markets will no longer provide dog tags, issue license renewals or maintain dog licensing data as a service to municipalities; and

Whereas, the Town Clerk's Office will be issuing dog licenses and assume the dog licensing function; and

Whereas, on December 14, 2010, the Town Board opened a public hearing on the subject local law at which time all persons interested were given an opportunity to speak on behalf of or in opposition to said local law and the public hearing was closed on December 14, 2010,

Now, Therefore, Be It Resolved, that the Town Board of the Town of Ossining hereby adopts the local law as detailed below:

Article II, License Fees, of Chapter 74 of the Code of the Town of Ossining, is hereby amended in its entirety, to read as follows:

**ARTICLE II
Licensing and License Fees**

§74-10 Licensing.

A. All dogs in the unincorporated area of the Town of Ossining shall be licensed with the Town Clerk by the age of 4 months and the owner shall

be required to present a current Certificate of Rabies at the time of licensing or the renewal of an existing license.

- B. All dog licenses shall be issued for a period of one year and shall expire at the end of the month one year from the date of issue.

§74-11 Fee for neutered males or spayed females.

The fee for a neutered male or spayed female dog shall be set by the Town Board in the Town Fee Schedule or by resolution. It shall include a state assessment pursuant to § 110, Subdivision 3, of the New York State Agriculture and Markets Law and additional funds for remuneration as provided for by § 110, Subdivision 4(a), of the Agriculture and Markets Law.

§74-12 Fee for unneutered males or unspayed females.

The fee for an unneutered male or unspayed female dog shall be set by the Town Board in the Town Fee Schedule or by resolution. It shall include a state assessment pursuant to § 110, Subdivision 3, of the New York State Agriculture and Markets Law and additional funds for remuneration as provided for by § 110, Subdivision 4(a), of the Agriculture and Markets Law.

§74-13 Enumeration Fee.

When the Town Board determines the need for a dog enumeration, a fee set by the Town Board in the Town Fee Schedule or by resolution shall be assessed to all dogs found unlicensed or whose license is not renewed at the time the enumeration is conducted.

§74-14 Purebred Licenses.

The Town of Ossining will not be issuing purebred or kennel licenses. All dogs shall be licensed individually as per the fee system stated above.

§74-15 Service Dogs.

The Town of Ossining requires licenses for all dogs living or harbored within the unincorporated area of the Town of Ossining, however, the Town fee for licensure of all types of service dogs listed in § 110, Subdivision 2, of the Agriculture and Markets Law, including, but not limited to, guide dogs, service dogs, hearing dogs, and detection dogs, is waived.

§74-16 Shelters.

The Town of Ossining does not allow the licensing of dogs by a shelter. The shelter shall notify the adoptive owners of their responsibility to license any dog that will be living within the unincorporated area of the Town of Ossining with the Town Clerk within 30 days of adoption. The shelter shall provide the Town of Ossining with a list of adoptive owners monthly.

§74-17 Senior citizens exemption.

Residents of the unincorporated area of the Town of Ossining who are 60 years of age and older shall be exempt from any Town of Ossining local fees incorporated within the fees enumerated in §§ 74-11 to 74-15.

§74-18 Penalties for offenses.

It shall be a violation, punishable as provided in Article 1, §74-8, of this chapter for any owner to fail to license any dog. Each week a dog shall remain unlicensed shall constitute a separate violation hereunder.

