

## DRAFT LOCAL LAW FOR TOWN DOG PARKS 7/25/19

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### ARTICLE II

#### Licensing and License Fees

[Adopted 12-21-2010 by L.L. No. 3-2010]

##### § 74-10. Licensing.

- 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.
- 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 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.*

##### § 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 § 110-3 of the New York State Agriculture and Markets Law, and additional funds for remuneration as provided for by § 110-4(a) of the Agriculture and Markets Law.

##### § 74-12. Fee for unneutered males or unsplayed females.

The fee for an unneutered male or unsplayed 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 § 110-3 of the New York State Agriculture and Markets Law, and additional funds for remuneration as provided for by § 110-4(a) of the Agriculture and Markets Law.

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### § 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 renewed at the time enumeration is conducted.

### § 74-14. Purebred licenses.

The Town of Ossining will not be issuing purebred or kennel licenses. All dogs will 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 services dogs listed in § 110-2 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 must notify the adoptive owners of their responsibility to license any dog who will be living within the unincorporated area of the Town of Ossining with the Town Clerk within 30 days of adoption. The shelter must provide 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 I, § 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.

## ARTICLE III

### *Dog Parks*

### § 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.*

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- 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 will be registered when they obtain their annual license from the Town Clerk as required by Article II.*
- D. Dogs within the Villages of the Town of Ossining. The Town will provide dog tags of the appropriate color to the Village of Ossining Clerk and the Village of Briarcliff Manor Clerk. Those dogs in the Village of Ossining and the portion of the Village of Briarcliff Manor located within the Town of Ossining will be registered for the Dog Parks and obtain their registration tag when they obtain their licenses from the respective municipal clerk.*
- E. 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. Non-resident 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.*

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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*

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*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.*

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