

Local Law Filing

New York State Department of State

41 State Street, Albany, NY, 12231

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STATE RECORDS

NOV 29 2010

DEPARTMENT OF STATE

Town of DeKalb

Local Law No. 2 **of the year** 2010

A Local Law Dog Licensing Law

Be it enacted by the Town Board **of the Town of** DeKalb **as follows:**

SECTION 1. PURPOSE.

The Town Board of the Town of DeKalb finds that it is necessary to license dogs in order to protect the health, safety and well-being of the persons and property of the Town of DeKalb.

SECTION 2. AUTHORITY.

This Local Law is enacted pursuant to the provisions of the Agriculture and Markets Law and the Municipal Home Rule Law of the State of New York.

SECTION 3. TITLE.

The title of this Law shall be Dog Licensing Law.

SECTION 4. LICENSING OF DOGS.

A. All dogs over the age of four months in the Town of DeKalb must be licensed with the Town Clerk and are required to present a current Certificate of Rabies at the time of licensing or the renewal of an existing license.

B. All dog licenses 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. Fees for Licensing of Dogs: The fee for a spayed or neutered dog will be \$5.00 (which included the assessment of a \$1.00 surcharge for the purpose of carrying out animal population control) and the fee for an unspayed or unneutered dog will be \$10.50 (which included the assessment of a \$3.00 surcharge for the purpose of carrying out animal population control), with such fees being reviewed by the Town Board periodically and may be changed by a Resolution of the Town Board without the necessity of passing a Local Law. Said fees shall include dog licensing fees, enumeration fees and tag replacement fees.

D. Enumeration Fee: When the Town Board determines the need for a dog enumeration, a fee of \$5.00 will be assessed to all dogs found unlicensed or renewed at the time the enumeration is conducted.

E. Service Dogs: The Town of DeKalb will not require a license for any guide dog, service dog, hearing dog, detection dog, war dog, working dog, police dog or therapy dog.

F. The Town of DeKalb does not allow the licensing of dogs by a shelter. The shelter MUST send the adoptive dog owners to the Town Clerk of the Town of DeKalb.

G. All dog licenses may be purchased by visiting the Town offices or by regular mail. If licensing or renewing a license by mail, the appropriate fee must accompany the forms. There will be NO refund of fees.

H. All fees will be used in funding the administration of the Dog Control Law of the Town of DeKalb.

SECTION 5. PENALTIES.

Any person convicted of a violation of this Local Law shall be liable for a civil penalty not to exceed \$100.00 for a first violation; a civil penalty not to exceed \$200.00 for a second violation, and a civil penalty not to exceed \$500.00 for each subsequent violation.

SECTION 6. SEPARABILITY.

Each separate provision of this Local Law shall be deemed independent of all other provisions herein. Should any provision be deemed to be declared invalid, all other provisions of this Local Law shall remain valid and enforceable.

SECTION 7. EFFECTIVE DATE.

This Local Law shall become effective upon the date it is filed with the New York State Secretary of State or January 1, 2011, whichever date is later.

I hereby certify that the Local Law annexed hereto, designated as Local Law No. 2 of 2010, of the Town of DeKalb was duly passed by the Town Board on _____, 2010, in accordance with the applicable provisions of law.

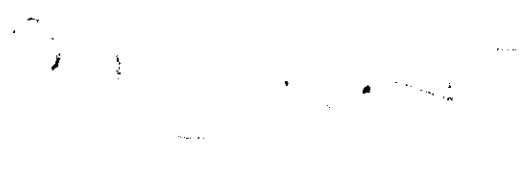

Trudy Denesha, Clerk
Town of DeKalb

(Seal)

Date: 11-17-2010

STATE OF NEW YORK)
) ss.:
COUNTY OF ST. LAWRENCE)

I, the undersigned, hereby certify that the foregoing Local Law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



Charles B. Nash, Esq.
Town Attorney
Town of DeKalb

Date: 11-17-2010