

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Richfield

FILED
STATE RECORDS

NOV 22 2010

DEPARTMENT OF STATE

Local Law No. 1 of the year 2010

A local law A Local Law For The Licensing of Dogs in the Town of Richfield
(Insert Title)

Be it enacted by the The Town Board of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Richfield

as follows:

**TOWN OF RICHFIELD
LOCAL LAW # 1 OF 2010
A LOCAL FOR THE LICENSING OF DOGS IN THE TOWN OF RICHFIELD**

BE IT ENACTED BY the Town Board of the Town of Richfield, Otsego County

Section 1. DEFINITIONS FOR THE PURPOSE OF THIS LAW:

IDENTIFICATION TAG - a tag issued by the Town Clerk which sets forth the identification number for a dog together with the name of the Town and the telephone number of the clerk.

OWNER - means any person who harbors or keeps any dog.

OWNER OF RECORD - means the person in whose name a dog was last licensed.

RESIDENT - an individual who maintains a residence within the Town of Richfield.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

Section 2. All dogs in the Town of Richfield must be licensed with the Town Clerk by the age of four(4) months. Owners are required to present a current certificate of Rabies vaccination at the time of licensing or the renewal of an existing license. If the dog has been spayed or neutered, the owner must present a spay/neuter certificate at the time of licensing.

Section 3. Dog licenses will be issued for one(1), two(2), or three(3) years. The owner may select the length of the license; there will be no refund in case a dog dies, is lost, or transferred to another owner.

Section 4. Fees for licensing dogs:

The fee for a spayed or neutered dog will be \$5.00 per year, which includes the state mandated \$1.00 surcharge for the purpose of carrying out animal population control; the fee for an unspayed or unneutered dog will be \$15.00 per year, which includes the state mandated \$3.00 surcharge for the purpose of carrying out animal population control. A lost tag will be replaced for \$1.00. Such fees may be reviewed by the Town Board periodically and may be changed by resolution of the Town Board.

Section 5. The Town of Richfield does not issue Purebred or Kennel licenses. All dogs are licensed individually as per fee system stated above.

Section 6. The Town of Richfield does not require a license for any guide dog, service dog, hearing dog, or detection dog.

Section 7. The Town of Richfield does not allow the licensing of dogs by a shelter. Adoptive dog owners must license the dog with the Town Clerk of the Town of Richfield.

Section 8. All dog licenses may be purchased by visiting the Town of Richfield office, or if a renewal, by regular mail. If renewing by mail, the appropriate fee must accompany the form. There will be no refund of fees.

Section 9. All fees with the exception of the mandatory animal population surcharge will be used in funding the administration of the Dog laws of the Town of Richfield.

Section 10. Fees for the seizure of dogs: The fee for seizure and impoundment of dogs in violation of local Town laws or the laws of the New York State Department of Agriculture and Markets are as follows:

First offense - the same impoundment and euthanasia fees per animal that are charged to the Town for such service.

Second offense - \$60.00 plus the impoundment and euthanasia fees per animal.

Section 11. This act shall take effect on January 1, 2011.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2010 of the ~~(County)(City)(Town)(Village)~~ of Richfield was duly passed by the Town Board on November 15, 2010, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on 20____, in accordance with the applicable provisions of law.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.~~
(Name of Legislative Body)
(Elective Chief Executive Officer)*

~~Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.~~

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

~~I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.~~

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____, above.

Monica Harris
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: November 17, 2010

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF Otsego

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.

[Signature]
Signature

Town Attorney
Title

~~County~~
City of Richfield
Town
Village

Date: November 17, 2010