

(Please Use this Form for Filing your 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~~ of LYNDONVILLE
~~Town~~
Village

Local Law No. 1 of the year 19 78

A local law regulating and restraining the running at large of dogs within the Village of (insert title) Lyndonville.

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

~~County~~
~~City~~ of Village of Lyndonville as follows:
~~Town~~
Village

Section 1 The purpose of this local law shall be to promote the health, safety, morals and general welfare of the Village of Lyndonville, including the protection and preservation of the property of the Village and its inhabitants and of the peace and good order by adopting and enforcing certain regulations and restrictions on the privileges of the owners of dogs and the rights and privileges of the residents of the Village of Lyndonville and by imposing restrictions upon the keeping and running at large of dogs within the Village of Lyndonville.

Section 2 No person owning, keeping, harboring or having the care, custody and/or control of any dog, shall permit such dog to be at large in the Village of Lyndonville, New York, unless under leash not exceeding eight (8) feet in length, other than when on the premises of the person owning, keeping, harboring, having the custody and/or control of such dog, or upon the premises of another with the knowledge, consent and approval of the owner of such premises.

Section 3 No person shall own, keep harbor or permit to be kept on the premises of such person, any dog which by its continual barking, howling or whining or other frequent or long continued noises shall disturb the comfort or repose of any person.

Section 4 No person owning, keeping, harboring or having the care, custody and/or control of any dog shall suffer, permit or allow such dog to urinate or defecate on any park, churchyard or premises or schoolyard or premises.

Section 5 Any dog owned by a child under the age of sixteen (16) years shall be deemed for the purposes of this ordinance to be in the custody and/or control of the head of the household in which the child resides.

(If additional space is needed, please attach sheets of the same size as this and number each)

VILLAGE OF LYNDONVILLE
LOCAL LAW NO. 1, continued:

Section 6 Any dog warden, police officer or other peace officer shall seize any dog which is found in violation of Section 2 of this Local Law and shall cause the dog to be deposited at the place or facility designated by the Village Board for the care and feeding of such dogs while restrained.

Section 7 The officer seizing any dog pursuant to this Local Law shall forthwith report such seizure to the Village Clerk who shall keep a record of the name of the officer, the time and date of such seizure, a description of the dog and license tag number, if any, and of the destruction or disposition of the dog thereafter.

Section 8 If the dog seized bears a license tag the officer seizing such dog shall ascertain the name of the owner and shall give immediate notice to such owner by personally serving upon him or upon an adult member of his family, notice in writing stating that the dog has been seized and will be destroyed unless redeemed within the period herein provided.

Section 9 The owner of a dog so seized may redeem the dog within seven (7) days, except that the owner of a dog bearing a license tag may redeem the dog within twelve (12) days by paying to the Village Clerk the sum of Five and 00/100 (\$5.00) Dollars as the cost of seizure and in addition thereto the cost of feeding and caring for such dog.

Section 10 If any dog so seized is not redeemed within the time as before set forth, the owner shall forfeit all title to the dog and the dog shall be sold or destroyed.

Section 11 A violation of this Local Law shall be deemed an offense and shall be punishable by a fine not exceeding Twenty-five and 00/100 (\$25.00) Dollars.

Section 12 The invalidity of any sentence, clause, paragraph or provision of this Local Law shall not invalidate any other sentence, clause, paragraph or provision a part thereof.

Section 13 This Local Law shall take effect after filing with the Secretary of State and the State Comptroller pursuant to the Municipal Home Rule Law.

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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 19 78 of the ~~County~~ ~~City~~ ~~Town~~ ~~Village~~ County of Lyndonville was duly passed by the Village Board (Name of Legislative Body) on May 15 19 78 in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ County _____ City of _____ was duly passed by the _____ (Name of Legislative Body) Village _____ on _____ 19 _____ and was approved _____ by the _____ Elective Chief Executive Officer * not disapproved _____ and was approved _____ repassed after disapproval _____ and was deemed duly adopted on _____ 19 _____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ County _____ City of _____ was duly passed by the _____ (Name of Legislative Body) Village _____ on _____ 19 _____ and was approved _____ by the _____ Elective Chief Executive Officer * not disapproved _____ and was approved _____ repassed after disapproval _____ on _____ 19 _____ Such local law was submitted to the people by reason of a mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting permissive general thereon at the special election held on _____ 19 _____, in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 19 _____ County _____ City of _____ was duly passed by the _____ (Name of Legislative Body) On _____ 19 _____ and was approved _____ by the _____ Elective Chief Executive Officer * not disapproved _____ repassed after disapproval _____ On _____ 19 _____ Such local law being subject to a permissive referendum and no valid petition requesting such referendum having been filed, said local law was deemed duly adopted on _____ 19 _____, 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 chairman of the county legislative body, the mayor of a city or village or the supervisor of a town, where such officer is vested with 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 19..... of the City of..... having been submitted to referendum pursuant to the provisions of § 36 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 election held on general 19 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 19..... of the County of, State of New York, having been submitted to the Electors at the General Election of November, 19, 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 of 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.

Shirley M. Bacon

Clerk of the County Legislative body, City, Town or Village Clerk or official designated by local legislative body

Date: *May 15, 1978*

(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 ORLEANS

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.

David A. Baird

Signature David A. Baird

..... Village Attorney.....
Title

Date: *May 19, 1978*

~~Clerk~~
~~XXXX~~
~~XXXX~~
~~XXXX~~
..... of Lyndonville
Village