

ARTICLE NO: 28

Regulating the Keeping within the Village
of Adams and Running at Large of Dogs

Section 1.

No person owning, keeping, harboring or having the custody and control of a dog shall permit such dog to be at large in the Village of Adams elsewhere than on the premises of said person, except it be on the premises of another person with the knowledge, consent and approval of such other person.

Section 2.

The owner, harborer, keeper or person having custody and control of a dog in the Village of Adams shall control and restrain, and shall be of such physical ability to be able to control and restrain a dog by an adequate collar and leash, not exceeding six (6) feet in length, except when such dog is leashed or fenced on the premises of said person.

Section 3.

No person owning, harboring, keeping or having custody and control of a dog shall suffer, permit or allow such dog to urinate, defecate or to commit any other nuisance in any park, in any public building, in any store, parking lot, or upon any public sidewalk,

or on any private property.

Section 4.

No person shall keep, harbor or maintain any dog which habitually barks or cries between the hours of 10:00 pm. and 6:00 a.m. which shall disturb and interfere with the peaceful living of any person.

Section 5.

A violation of this section shall be punishable by a fine of not more than twenty-five dollars, except that (1) where the person was found to have violated this section within the preceding five years, the fine may be not more than fifty dollars, and (2) where the person was found to have committed two or more such violations within the preceding five years, it shall be punishable by a fine of not more than one hundred dollars or imprisonment for not more than fifteen days, or both.

Section 6.

A. Any dog control officer or peace officer, acting pursuant to his special duties, or police officer in the employ of or under contract to this municipality may seize any dog in violation of this local law.

B. Each dog seized in accordance with the provisions of this article shall be properly sheltered, fed and watered for the redemption period as hereinafter provided.

C. Each dog which is not identified pursuant to Article 7 of the Agricultural and Markets Law, whether or not licensed, shall be held for a period of five days from the day seized during which period the dog may be redeemed by its owner, provided that such owner produces proof that the dog has been licensed and further provided that the owner pays the following impoundment fees:

(a) ten dollars for the first impoundment of any dog owned by that person;

(b) twenty dollars for the first twenty-four hours or part thereof and three dollars for each additional twenty-four hours or part thereof for the second impoundment, within one year of the first impoundment, of any dog owned by that person; or

(c) thirty dollars for the first twenty-four hours or part thereof and three dollars for each additional twenty-four hours or part thereof for the third and subsequent impoundments, within one year of the first impoundment, of any dog owned by that person.

Section 7.

If any section, paragraph, subdivision, clause or provision of this local law shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this local law shall be deemed valid and effective.