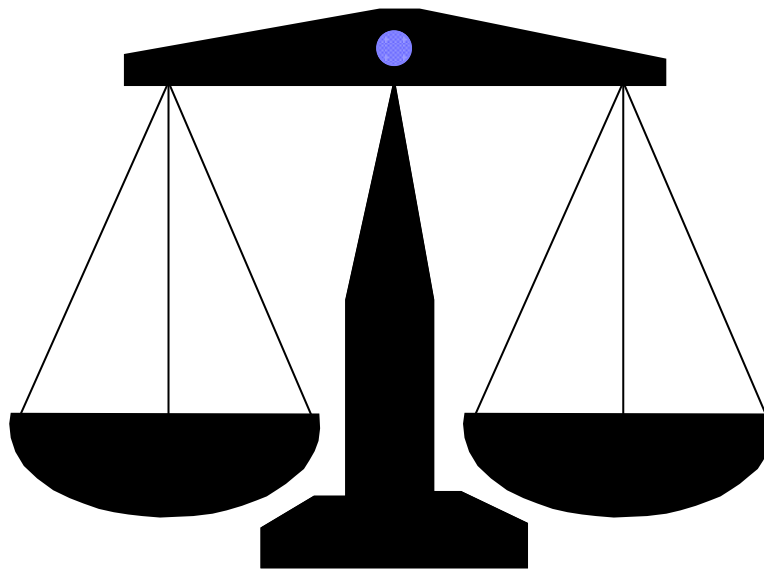


**BY-LAWS OF THE TOWN OF
DANVERS, MASSACHUSETTS
ADOPTED 1951**



REVISED THRU: May 18, 2015

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capable of retaining over two-and-one-half feet of water shall be fully enclosed by a suitable fence or an equivalent enclosure, or means of protection from access to the pool, not less than five feet in height and containing a self-latching gate to ensure that small children will be barred from the swimming pool area.

The Building Inspector shall be responsible for enforcing the terms and conditions of this by-law and shall follow the procedures set forth in the State Building Code up to, but not including, the appeal procedure.

Any person, upon conviction under this by-law, shall be fined a sum not exceeding \$50 for each conviction and each day that such person is not in compliance with this by-law shall be deemed a separate offense.

(AUTH: ARTICLE 4, TM 6/23/75.)

CHAPTER XXI **Dog Leash Law**

Section 1. The annual fee for each license issued under the provisions of Section 137 of Chapter 140 of the General Laws shall be twenty dollars (\$20) for spayed and neutered dogs and \$25 for intact dogs. The annual fee for Kennel licenses issued under Section 137A of Chapter 140 shall be \$50 for four (4) dogs or fewer; \$75 for five no nine (5 – 9) dogs and \$100 for ten (10) dogs or more.
(AUTH: ARTICLE 31, TM 5/19/03 & ARTICLE 9, TM 5/20/13)

Section 2. No person owning, harboring or having custody and control of a dog shall permit such dog to be at large in the Town of Danvers at any time, elsewhere than a) on the premises of another person, if the dog is under the supervision of its owner or a person harboring or having custody and control of the dog. Elsewhere, any dog shall be controlled and restrained by a proper leash defined as: "a leash designed and marketed for the specific purpose of dog restraint."

No person owning, harboring or having custody and control of a dog or other animal shall suffer, permit or allow such a dog or other animal to leave feces in any park, playground, beach, public common, municipal recreation area, street, sidewalk, public area or any private property of someone other than the owner within the Town of Danvers. Any person having custody and control of a dog or other animal in any park, playground, beach, public common, municipal recreation area, street, sidewalk, public area or any private property of someone other than the owner within the Town of Danvers shall remove and dispose of any feces left thereon by his or her dog. Any person having custody or control of a dog or other animal in any park, playground, beach, public common, municipal recreation area, street, sidewalk, public area or any private property of someone other than the owner within the Town of Danvers, shall carry with him or her proper equipment for the removal of such feces. For purposes of this section the

means of removal shall be any tool, implement or other device carried for the purpose of picking up and containing such feces. This paragraph shall not apply to a guide dog accompanying a disabled person.

The first violation of this By-Law within a calendar year shall be punishable by a \$25.00 fine; the second and subsequent violations within the calendar year by a \$50.00 fine.

Section 3. The sum to be paid to the Dog Officer for the sale of a dog which has been detained in accordance with the provisions of Section 151A of Chapter 140 of the General Laws, shall be an amount equal to two dollars per day detained, or \$20.00, whichever is less. The Dog Officer shall keep an account of all moneys received by him from such sales and shall forthwith pay over such sums to the Town Treasurer to be treated in the same manner as dog license money.

Section 4. The Dog Officer shall supervise and coordinate the enforcement of the Dog Control and Licensing By-laws and the processing of violations thereof. Before a complaint is sought in a District Court under General Laws Chapter 140, Section 173A for such a violation, the Dog Officer shall cause written notice to be sent to the offender describing the violation and a schedule of established fines, ordering the offender to appear before the Dog Officer during specified office hours and containing the following notice. "This notice may be returned by mail, personally, or by an authorized person. A hearing may be obtained upon the written request of the dog owner. Failure to obey this notice within twenty-one days after the date of its receipt may result in a complaint being sought against you in a District Court." Any person notified as provided herein may appear and confess the offense charged either personally or through an agent duly authorized in writing, or by mailing to such Dog Officer the notice and the fine provided therefor, such payment to be made to the Dog Officer. Should any person notified to appear hereunder fail to appear or to pay the appropriate fund, the Dog Officer may seek a complaint in the District Court under the provisions of General Laws, Chapter 140, Section 173A.

Section 5. In the event that the Dog Officer is called back on overtime to deal with emergency situations, the owner of the dog will be assessed a Thirty Dollar (\$30.00) call-back fee. For purposes of this section, emergency shall mean after hour call backs for injured animals, found animals, threatened animals and complaints of cruelty to animals.

(AUTH; ARTICLE 5, TM 11/8/82, ARTICLE 23, TM 5/21/90, and ARTICLE 5, TM 6/20/94)

CHAPTER XXII **Fire Lanes**

Section 1. It shall be unlawful to obstruct or block a private way with a vehicle