

VILLAGE OF ODESSA

Schuyler County, New York

Local Law No. 2 of the year 1978

A local law regulating the control of dogs and dog owners' responsibilities.

Be it enacted by the Village Board of the Village of Odessa as follows:

Section 1. It shall be unlawful for any owner of, or any person harboring any dog in the Village of Odessa, to permit or allow such dog to:

(A) Run at large, elsewhere than on the premises of the owner or on the premises of another person with the knowledge and assent of such other person, unless said dog is restrained by an adequate collar and leash or unless accompanied by its owner or a responsible person able to control the animal. For the purposes of this local law, a dog or dogs hunting in company with a hunter or hunters shall be considered as accompanied by its owner.

(B) Engage in habitual loud howling or barking or conduct itself in such manner so as to habitually annoy any person other than the owner or person harboring such dog.

(C) Cause damage or destruction to property, or commit a nuisance upon the premises of a person other than the owner or person harboring such a dog.

(D) Chase or otherwise harass any person in such a manner as reasonably to cause intimidation or to put such person in reasonable apprehension of bodily harm or injury.

(E) Habitually chase or bark at motor vehicles or bicycles.

Section 2. It shall be unlawful for the owner or person harboring any female dog to permit such dog to run at large when in heat and such dog shall be confined to the premises of such person during such period.

Section 3. A dog warden may be designated by the Village board with the right to enforce the provisions of this local law and to also investigate and to report to a village justice of the village of Odessa any dangerous dog as described in section one hundred sixteen of the Agriculture and Markets Law, and see that the order or orders of the Village justice in such case are carried out. The appointment of such dog warden, however, shall in no way be interpreted to limit the rights of others to enforce this local law or take advantage of the provisions herein.

Section 4. Any person who observes a dog causing damage or destruction to property of a person other than its owner, or committing a nuisance upon the premises of a person other than its owner, or otherwise behaving, acting or running at large in violation of this local law, may file a signed complaint, under oath, with a Village justice of the Village of Odessa, specifying the objectionable conduct of the dog, the date thereof, the damage caused, a description of the dog, and name and residence, if known, of the owner or other person harboring said dog.

Section 5. Upon receipt by the Village justice of any complaint against the conduct of any particular dog, the Village justice may summon the alleged owner or other person harboring said dog to appear in person before him; and if the summons is disregarded, the justice may permit the filing of an information and issue a warrant for the arrest of said person.

Section 6. Any person who violates this local law or knowingly permits the violation of same or any of the provisions herein shall be deemed to have committed an offense against this local law, and any person convicted of such violation shall be liable to a penalty of not more than twenty-five dollars for each such violation.

Section 7. This invalidity of any section or provision of this local law shall not invalidate any other section or provision thereof.

Section 8. All prior ordinances of this Village pertaining to the control and seizure of dogs are hereby repealed.

Section 9. This local law shall take effect immediately upon its adoption and filing as required by law.

*September 12, 1978*

*Glady M. Lyon*