

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 of Andes
Village

FILED
STATE RECORDS
MAY 04 2010

Local Law No. 1 of the year 20 10

DEPARTMENT OF STATE

A local law (Insert Title)

**TO ESTABLISH AND IMPOSE FINES FOR FAILING TO
PROPERLY HANDLE DEFECATION BY DOGS OR CATS**

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

County
City
Town of Andes as follows:
Village

(a) Any person who is the owner, keeper, harbinger, person in charge of or person walking a dog within the Hamlet of Andes {the former Village of Andes} shall immediately pick up any feces expelled by such dog on any property, the owner of which has not given permission therefore, including public property, and deposit them in a container lawfully used for the disposal of refuse. In no event shall any feces be deposited in sewers or drains, whether storm or sanitary.

In the same manner, any person who is the owner, keeper, harbinger or person in charge of a cat within the Hamlet of Andes the former Village of Andes } shall immediately pick up any feces expelled by such cat on any property, the owner of which has not given permission therefore, including public property, and deposit them in a container lawfully used for the disposal of refuse. In no event shall any feces be deposited in sewers or drains, whether storm or sanitary.

(b) It shall be the duty of each person in control of a dog or cat on any property, the owner of which has not given permission therefore, including public property, to be in possession of materials or equipment to remove feces left by a such dog or cat.

(c) In the event a person in control of a dog or cat on any property, the owner of which has not given permission therefore, including public property, is observed to fail to remove feces in the manner described above, such observer may lodge a complaint with the animal control officer of the Town. (d) Violation of this section is unlawful and any violation shall be punishable upon conviction by a fine of not less than \$50.00 or more than \$500.00. Each act in contravention of this section is a separate offense. (e) Any unpaid assessment shall represent a lien on the property to the same extent and the same as the real property tax.

(f) - Severability

If any clause, sentence, subdivision, paragraph, section or part of this local law shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall be confined in its operation to the clause, sentence, subdivision, paragraph, section or part thereof directly involved in the controversy in which judgment shall be rendered.

(g) Effective date

This local law shall take effect immediately upon it being enacted in the filing of a certified copy hereof as required by law.