

A Public Hearing was held Monday, November 22, 2010, at 6:30pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: James C. Youmans, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Richard N. Touchette, Councilman
Thomas E. Dolan, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Dave Wukitsch, Attorney for the Town
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Youmans opened the Public Hearing and led the Pledge of Allegiance.

AGENDA

- Receive Comments from the public on Proposed Local Law #4-2010

OPENING COMMENT

Supervisor Youmans stated that the Public Hearing is for Proposed Local Law #4-10 for the Town of Coeymans and added that some background would be that as of January 1, 2011, New York State Department of Agriculture and Markets will no longer be involved with dog licensing as they have been historically and therefore it falls on the Town Clerk's Office to handle all issues related to dog licensing. He continued by saying that they did not have the statutory authority to do so previously and the new law will give Town Clerk Millious and the Town Clerk's Office that right and responsibility. He then asked that Town Clerk Millious read the Notice of Public Hearing and Proposed Local Law #4-10.

**NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW #4 OF 2010**

**A LOCAL LAW AMENDING THE CODE OF THE TOWN OF COEYMANS
CHAPTER 60 (ANIMALS) TO ESTABLISH A LOCAL DOG LICENSING LAW**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Coeymans will hold a Public Hearing on November 22, 2010 beginning at 6:30pm, at Coeymans Town Hall, 18 Russell Avenue, Ravena, NY, concerning Proposed Local Law #4 of 2010 as follows:

PLEASE TAKE FURTHER NOTICE that all interested parties will be heard at this time and place.

Be it enacted by the Town Board of the Town of Coeymans, County of Albany, as follows:

Section 1. Purpose

The Town of Coeymans hereby enacts a dog licensing law due to the elimination of the State of New York's dog licensing function.

Section 2. Dog Licensing Law

Chapter 60 of the Coeymans Town Code is hereby amended to add a new Article III as follows:

Article III

Licensing of Dogs

§ 60-16 All Dogs Must Be Licensed

All dogs in the Town of Coeymans must be licensed with the Town Clerk by the age of 4 months and are required to present a current Certificate of Rabies Vaccination at the time of licensing or the renewal of an existing license.

§ 60-17 Expiration

All dog licenses will be valid for a period of one year and will expire at the end of the month one year from the date of issue.

§ 60-18 Late Fees

A late fee of \$5.00 will be assessed if not renewed within 30 days of expiration.

§ 60-19 Fees

Fees for Licensing of Dogs: The fee for a spayed or neutered dog will be \$7.00, (which included the assessment of a \$1.00 surcharge for the purpose of carrying out animal population control) and the fee for an unspayed or unneutered dog will be \$15.00, (which included the assessment of a \$3.00 surcharge for the purpose of carrying out animal population control) with such fees being reviewed by the Town Board periodically and may be changed by a resolution of the Town Board, if deemed necessary.

§ 60-20 Rabies Certification

The application for a license or renewal shall be accompanied by a statement certified by a licensed veterinarian showing that the dog has received the rabies vaccine; or, in lieu thereof, a statement certified by a licensed veterinarian that because of the dog's age or other reason, the life of the dog would be endangered by the administration of the vaccine.

§ 60-21 Enumeration Fee

When the Town Board determines the need for a dog enumeration or inventory, a fee of \$5.00 will be assessed to all dogs found unlicensed or renewed at the time the enumeration is conducted.

§ 60-22 Purebred License

The Town of Coeymans will not be issuing Purebred or Kennel Licenses. All dogs will be licensed individually as per fee system stated above.

§ 60-23 Service Dogs

The Town of Coeymans will not require a license fee for any guide dog, service dog, hearing dog or detection dog.

§ 60-24 Shelters

The Town of Coeymans does not allow the licensing of dogs by a shelter. The shelter must send the adoptive dog owners to the Town Clerk of the Town or City in which the dog will be harbored for licensing or to the Town Clerk of the Town of Coeymans, for the purchase of the license for adoption purposes.

§ 60-25 Purchasing Dog Licenses

All dog licenses may be purchased by visiting the Town offices or by regular mail. If licensing or renewing a license by mail, the appropriate fee must accompany the forms. There will be no refund of fees.

§ 60-26 Funding

All fees will be used in funding the administration of the Dog Control Law for the Town of Coeymans.

§ 60-27 Fees for Seizure of Dogs

The fee for seizure and impoundment of dogs in violation of this law or the Laws of the New York State Department of Agriculture and Markets Law are as follows: First Offense: The same impoundment and euthanasia fees per animal that are charged to the town for such service plus

\$35, Second and all future offenses: \$60.00 plus the impoundment and euthanasia fees per animal.

§ 60-28 Replacement Fee

A fee of \$2.00 will be imposed for any tag replacement.

Section 3. No Other Changes to Chapter 60

All other provisions of Chapter 60 not expressly amended herein shall remain the same.

Section 4. Effective Date

This Local Law shall be effective January 1, 2011 after filing with the Secretary of State.

**By Order of the Town Board
Of the Town of Coeymans
Diane L. Millious
Town Clerk**

PUBLIC COMMENT

Supervisor Youmans invited the public to comment at this time, hearing none he asked that the sound be taken down and added that he would leave the Public Hearing open for approximately 12 minutes in case anyone wished to comment.

Supervisor Youmans stated that no one was interested in commenting on Proposed Local Law #4-2010 and then moved that they close the Public Hearing.

ADJOURNMENT

MOTION

On motion of Supervisor Youmans, seconded by Councilman Touchette, the Public Hearing was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time: 6:50

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk