

Bedford Hills, New York  
December 21, 2010

A public hearing to consider Local Law #7-2010 which includes certain amendments to Chapter 48 – Dog Control, related to dog licensing, of the Code of the Town of Bedford was held by the Town Board of the Town of Bedford on December 21, 2010 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 7:47 P.M. by Supervisor Roberts.

**Present:** Lee V. A. Roberts : Supervisor  
Peter Chryssos : Councilman  
Francis Corcoran : Councilman  
Chris Burdick : Councilman  
David Gabrielson : Councilman  
  
Lisbeth Fumagalli : Town Clerk  
Joel H. Sachs : Town Attorney  
Kevin Winn : Commissioner of Public Works  
William Hayes : Chief of Police  
Joan Gallagher : Director of Personnel  
Marcy Marchiano : Asst. to Supervisor

and approximately five (5) resident/observers.

Proof of Publication was presented and ordered filed. The public notice was published in the Bedford Pound Ridge Record Review on December 10, 2010.

Mrs. Roberts and Mrs. Fumagalli explained the proposed new local law, noting that the Town Clerk's office was taking over the licensing of dogs from the New York State Department of Agriculture and Markets.

On a motion by Mrs. Roberts, seconded by Mr. Gabrielson, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

#### LOCAL LAW NO. 7 - 2010 TO AMEND CHAPTER 48 OF THE TOWN CODE

BE IT RESOLVED, that the Town of Bedford Amends Chapter 48 of the Code of the Town of Bedford regarding Dog Licensing as follows:

BE IT ENACTED by the Town Board of the Town of Bedford as follows:

Section 1. Chapter 48 of the Code of the Town of Bedford entitled Dog Control is hereby amended to implement the dog licensing procedures for the Town based on amendments to Article 7 of the New York State Agriculture and Markets Law which now requires municipalities to administer dog licenses for dogs within its borders, as follows:

§ 48-3 Definitions.

#### **DOG CONTROL OFFICER**

**A person appointed by the Town Board of the Town of Bedford to assist in the enforcement of this Chapter.**

#### **MUNICIPAL IDENTIFICATION TAG**

**A tag issued by the Town of Bedford, Town Clerk's office upon receipt and approval of a dog license application. The identification tag sets forth an identification number unique to the dog licensed, a reference to the Town of Bedford, State of New York and a telephone number of the Town Clerk's Office for the Town of Bedford.**

**OWNER**

**A person or corporation owning, harboring or having custody and control of a dog.**

**§48-4 [~~License Fees~~] Licensing of Dogs**

~~[In addition to any licensing fee required to be paid to the State of New York, the owner of any dog requiring a license pursuant to law shall pay to the Town of Bedford, at the time of issuance of such license, a fee as authorized by Article 7 of the Agriculture and Markets Law and as set forth in the official fee schedule of the Town of Bedford.]~~

**A. All dogs within the Town of Bedford four (4) months of age or older, shall be licensed. The owner of each dog required to be licensed shall obtain, complete and return to the Town Clerk's Office a dog license application together with the license application fee, any applicable license surcharges and such additional fees as may be established by the Town of Bedford in the Master Fee schedule or by resolution. The Town of Bedford does not issue purebred licenses.**

**B. Each license application shall be accompanied by proof that the dog has been vaccinated against rabies or a statement from a licensed veterinarian that such vaccination would endanger the dog's life in which case vaccination shall not be required."**

**C. Each license issued shall be valid for a period of one year, expiring on the last day of the month said license is issued in and shall not be transferrable. Upon issuance of the license by the Town of Bedford, the Owner shall receive a Municipal Identification Tag.**

**D. All dogs within the Town of Bedford must wear its Municipal Identification Tag at all times. A dog participating in a dog show is exempt from wearing its Municipal Identification Tag during the participation of the show.**

**E. Licensing Fees:**

- 1. The fee for a spayed or neutered dog shall be set by the Town Board in the Master Fee schedule or by resolution. The fee shall include a state assessment pursuant to §110-3 of the New York State Agriculture and Markets Law and any other surcharges and/or assessments allowed by law.**
- 2. The fee for an unspayed or unneutered dog shall be set by the Town Board in the Master Fee schedule or by resolution. The fee shall include a state assessment pursuant to §110-3 of the New York State Agriculture and Markets Law and any other surcharges and/or assessments allowed by law.**
- 3. In addition to the license fee imposed herein, each applicant for a dog license shall pay a surcharge in the amount set forth in the Master Fee schedule which shall be retained by the Town of Bedford and used to defray the cost of an enumeration of dogs living within the Town of Bedford and the cost of providing replacement identification tags.**
- 4. Fee Exemption: The Town of Bedford exempts the payment of all licensing fees for the types of service dogs listed in §110-2 of the Agriculture and Markets Law. All other licensing requirements of such dogs shall be followed as provided herein.**

**F. A dog owner is required to notify the Town of Bedford, Town Clerk's office when:**

- a. there is a change of ownership of the dog.**
- b. a dog has been lost or stolen.**
- c. a change of address of the dog owner.**

**Failure to adhere to these notification requirements shall be considered a violation of this chapter.**

**G. The Town of Bedford does not allow the licensing of dogs by a shelter. The shelter must notify the adoptive Owners of their responsibility to license any dog who will be living within the Town of Bedford within 30 days of adoption. The shelter must provide Bedford with a list of adoptive owners monthly.**

Section 2. This Local Law shall become effective upon filing with the Office of the Secretary of State.

[-----] – deleted material

**Bold - added material**

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Gabrielson, Burdick  
Nays: None  
Absent: None

RESOLVED that the Town Board does hereby close the public hearing to consider Local Law #7-2010 which includes certain amendments to the Code of the Town of Bedford - Chapter 48 – Dog Control regarding dog licensing.

The public hearing was adjourned at 7:52 pm.

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Lisbeth Fumagalli, Town Clerk