

Bedford Hills, New York
May 18, 2010

A public hearing was held by the Town Board of the Town of Bedford to consider Local Law #2-2010, an amendment to Chapter 48 of the Code of the Town of Bedford regarding Dog Control was held on May 18, 2010 at the Town Offices, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 7:30 P.M. by Supervisor Roberts.

Present:	Lee V. A. Roberts	: Supervisor
	Peter Chryssos	: Councilman
	Chris Burdick	: Councilman
	David Gabrielson	: Councilman
	Lisbeth Fumagalli	: Town Clerk
	Ed Collins	: Chief of Police
	Marcy Marchiano	: Asst. to Supervisor
Absent:	Francis Corcoran	: Councilman

and approximately three (3) residents/observers.

Proof of Publication was presented and ordered filed. The public notice was published in the Bedford Pound Ridge Record Review on May 7, 2010.

Mrs. Roberts outlined the proposed changes to the Dog Control law then opened the floor for public comment and there was none.

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

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

RESOLVED that the public hearing to consider Local Law #2-2010 an amendment to Chapter 48 of the Code of the Town of Bedford regarding Dog Control be closed.

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

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

RESOLVED that the Town Board does hereby adopt and enact the following legislation:

LOCAL LAW NO. 2 - 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 Control:

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

Section 1. Chapter §48-15 of the Code of the Town of Bedford entitled "Restraint by leash required in certain areas" is amended to read as follows:

§ 48-15. Restraint by leash required in certain areas.

No dog shall be allowed in any public park of the Town of Bedford or in the Neighborhood Business District of Bedford Village; the Planned Business Retail Zone on Route 22 (Old Post Road), Bedford Village; the Central Business Zone of Bedford Hills; the Central Business Zone of Katonah, as defined by the Code of the Town of Bedford in

§ 125-5 thereof and the Official Zoning Map of the Town of Bedford referred to therein, unless the dog is restrained by a leash or is within a motor vehicle. The foregoing does not apply to the Bedford ~~[Dog]~~ **Canine Tribute Park**.

Section 2. Chapter § 48-16 of the Code of the Town of Bedford entitled “Penalties” is amended to read as follows:

48-16. Penalties for offenses.

A. **In General.** Any person who violates this article or knowingly permits the violation of this article or any of the provisions thereof shall be deemed to have committed an offense against this article, and any person convicted of any such violation after investigation and hearing shall be liable to a penalty of not more than \$50 for the first violation, not more than \$100 for the second violation and not more than \$250 for the third violation or any subsequent violation, and within the Court's discretion, the imposition of any other reasonable conditions, including, but not limited to, requiring the offending dog to be confined to a leash or run on the owner's property and/or confined within the home of the owner's property and/or confined within a fence **and/or prohibited from using the Bedford Canine Tribute Park**.

B. Bedford Canine Tribute Park.

i. **No permit to use the Bedford Canine Tribute Park shall be issued with respect to any dog who has (a) been designated a Dangerous Dog in accordance to the Agriculture and Markets Law; or (b) has been the subject of a conviction of violating §§48-5(b),(c) or (g) of the Bedford Town Code. The Dog Control Officer shall provide the Town Clerk with a list of such dogs.**

ii. A violation of any of the rules posted at the Bedford Canine Tribute Park shall constitute a violation of this article. Any person who violates the rules as posted at the Bedford Canine Tribute Park or knowingly permits the violation of the rules as posted at the Bedford Canine Tribute Park shall be deemed to have committed an offense of this article and shall be subject to the penalties set forth in § 48-16A.

Section 3. This Local Law shall become effective upon filing with the Office of the Secretary of State.

[-----] – deleted material

Bold - added material

The hearing was adjourned at 7:35 P.M.

Lisbeth Fumagalli, Town Clerk