

COUNTY OF GREENE
TOWN OF NEW BALTIMORE
PUBLIC HEARING ON PROPOSED LOCAL LAW 1 OF 2010
NOVEMBER 8, 2010- page 1

DRAFT

Opening of Public Hearing for Local Law No 1 of 2010,

The public hearing for proposed Local Law No 1 of 2010, A Local Law Amending the Code of the Town of New Baltimore, Chapter 42 (Dogs and Other Animals), Article IV (Licensing Dogs), was opened at 7:33 pm by Supervisor Susan O'Rorke. In attendance: Councilwoman Finke, Councilmen Byas, Meredith and Norris, Highway Superintendent Jordan, Town Clerk Brooks, and 48 members of the public who signed attendance sheet. Absent:

Councilman Norris read the proposed local law (on file).

Rich Guthrie suggested, regarding seizure and euthanasia, insert "and/or" in both instances; questioned whether the previous NYS Agriculture and Markets law provision for replacement of livestock from the licensing fund will continue; there is a surcharge for population control.

Ellie Alfeld said NYS Agriculture and Markets reimburses a livestock owner for the cost of the killed livestock from fees fund.

Joe Cosenza noticed fines and penalties were not mentioned; they would provide "teeth" for prosecution when an offense comes before the town justices.

Ken Finke asked if the Town counsel has reviewed this proposed law; answer: yes.

Joe Caputo asked to find out who is liable to pay for those agricultural losses before action on the law.

Rich Guthrie asked to find out where the current fund to pay those agricultural losses is and what will happen to that fund.

Arlene McKeon commented if the current fund is not disbursed, when the Board reviews the fines and penalties, perhaps the town justice can order restitution.

Joe Cosenza said he can order restitution, but the problem is getting that payment from individual would require sheriff or collection agency.

Ellie Alfeld said in not all cases is the offending dog found; NYS Agriculture and Markets can reimburse livestock owner but not always is the dog owner identified.

Dick Brooks- the dog owner must show proof of "vaccination" added to "rabies".

Rich Guthrie asked, assuming suggestions are taken into account, will there need to be another public hearing or leave this public hearing open.

Councilman Norris read the paragraph on harboring; mentioned 30day exemption that is not within the proposed law for residents of New York City or non-residents of the State of New York or licensed outside of the jurisdiction of the State of New York. Rich Guthrie suggested adding a provision for those individuals must carry evidence of current rabies vaccination.

Councilman Norris moved to hold open the public hearing until December Regular Meeting and Supervisor seconded. With no further discussion, the adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE**

Adopted

The public hearing was recessed at 7:51 pm.

Respectfully submitted,

Janet A. Brooks
Town Clerk