

DOG ORDINANCE
TOWN OF ALBANY

LICENSING OF DOGS

1. The fee for every license for a year or portion of a year shall be:

a. \$6.50 for a neutered male or spayed female dog; provided that the owner or keeper of such spayed female dog or neutered male dog shall furnish a certificate from the person performing the operation to the satisfaction of the clerk of the town or city in which such dog is owned or kept;

or

b. \$9.00 for any un-neutered male or un-spayed female dog.

2. Notwithstanding paragraph one, the fee for every license for a year or a portion of a portion of a year shall be \$2.00 for a dog of either sex if the owner is 65 years of age or older; provided, however, that, if such owner wishes to license more than one dog, the fee for any additional license shall be as provided in paragraph one.

VACCINATION REQUIRED

Before a license is issued under the provisions of this subdivision, except under the provisions of RSA 466:6, the owner or keeper of a dog shall furnish to the clerk a certification that said dog has been vaccinated against rabies in accordance with the provisions of RSA 442-A.

DOG CONTROL LAW (Reference: RSA 466:31)

1. It shall be unlawful for any dog to run at large, except when accompanied by the owner or custodian, and when used for hunting, herding, supervised competition and exhibition or training for such.

2. In this section, "at large" means off the premises of the owner or keeper and not under the control of any person by means of personal presence and attention as will reasonably control the conduct of such dog, unless accompanied by the owner or custodian.

3. Any authorized person may seize, impound or restrain any dog in violation of this section and deliver said dog to a person or shelter authorized to board dogs. Such dogs shall be handled as strays or abandoned dogs pursuant to applicable laws.

4. In addition to impounding a dog found at large or in violation of this section, any law enforcement officer may issue, in the name of the owner or keeper of such dog, a notice of violation. Such notice shall impose upon the owner or keeper of such a dog a forfeiture of \$25.00, which must be paid to the clerk of the town or city wherein such dog is owned or kept within 96 hours of the date and time notice is given, in full satisfaction of the assessed penalty. In the event such penalty is not paid to the town or city clerk within the time limitations specified, a summons shall be issued for appearance in district court or municipal

court and any person found guilty of violating the provisions of this section shall be guilty of a violation.

DOGS A MENACE, A NUISANCE OR VICIOUS

1. Any person who considers a dog to be a nuisance, a menace or vicious to persons, to property or to other animals may make a complaint in writing to any law enforcement officer, conservation officer, or a selectmen of the town or city in which such dog is kept. Such officer or selectman shall, within 3 days after the receipt of such complaint, investigate the facts and circumstances of the case, and if the complaint is sustained shall forthwith order the owner, keeper or person who harbors such a dog to abate the nuisance or menace. Service of such order shall be made upon the owner, keeper or person who harbors such dog by any law enforcement officer by causing a certified copy of such order to be delivered to him or by registered mail to his last known place of abode.

2. Under this section, a dog is considered to be a nuisance, a menace, or vicious to persons or to property under any or all but not limited to the following conditions

a. If it barks for sustained periods of time, or during the night hours so as to disturb the peace and quiet of a neighborhood or area;

b. If it digs, scratches, or excretes, or causes waste or garbage to be scattered on property other than its owner's;

c. If any female dog in season (heat) is permitted to run at large or be off the premises of the owner or keeper during this period except when being exercised on a leash by a responsible adult. At all other times such dog shall be confined within a building or enclosure in such manner that she will not come in contact (except for intentional breeding purposes) with a male dog. A female dog in heat shall not be used for hunting;

d. If it growls, snaps at, runs after or chases any person or persons;

e. If it runs after, or chases bicycles, motor vehicles motorcycles, or other vehicles being driven, pulled or pushed on the streets, highways, or public ways;

f. If, whether alone or in a pack with other dogs, it bites, attacks, or preys on game animals, domestic animals, fowl or human beings.

3. Any person who fails, by appropriate action including but not limited to restraining an animal from running at large, or otherwise effectively abating a nuisance found such under the provisions of this section, or who fails to comply with any other provisions of this section after being so ordered, shall have his dog taken into custody by the police of the city or constable of the town and such disposition made of the dog as the court may order.