

PART II CODE OF ORDINANCES

CH. II-3 ANIMALS

Sec. 3-4. Nuisance dogs.

No owner or keeper of any dog kept within the town shall allow such dog to become a nuisance dog under the definitions of this chapter. ~~Upon written complaint signed by the person disturbed,~~ Any duly qualified law enforcement official including, without limitation, the animal control officer may investigate ~~and a possible nuisance dog upon reasonable suspicion, including upon a written complaint signed by a person disturbed, and as a result of the investigation such official~~ may give written notice to the owner or keeper of such dog that such annoyance or disturbance the nuisance must cease. If such annoyance or disturbance continues dog becomes a nuisance dog at any time after a warning has been issued, the owner or keeper shall be guilty of a civil violation punishable by a fine of fifty dollars (\$50.00) for the first offense; and fifty dollars (\$50.00) for each subsequent offense. ~~All fines so assessed and attorney's fees shall be recovered for use by the town.~~

No person shall be prosecuted under this chapter unless that person has had written warning from a duly qualified ~~police officer or animal control officer~~ law enforcement official in the town as described in this Section. The warning shall be made part of the complaint and shall include, but not be limited to, the date and time the warning was issued. ~~All fines so assessed and attorney fees shall be recovered for use by the town. The town will be entitled to recover any attorney's fees incurred in recovering fines assessed under this Section.~~