

TOWN OF LINCOLNVILLE DOG CONTROL ORDINANCE

PREFACE

This Ordinance shall be known and may be cited as the Dog Control Ordinance.

PURPOSE

The purpose of the Ordinance is to protect the public at all times, from the nuisance created by barking dogs; to restrict dogs from roaming at large, and to make mandatory the owners' compliance with the state law requiring vaccinations.

Section I

A person commits a civil violation if any animal owned by him or subject to his control, whether domestic or otherwise, goes at large on any highway, street, land, alley, common, square, or any other public place within Town, or upon the property of another person without the consent of that person, after such owner had been previously warned by any law enforcement officer, animal control officer, notary public, or any other public official authorized for these purposes, that any animal owned by him or subject to his control had been at large, except that dogs when used for hunting may be permitted to go at large. The words "at large" shall mean off the premises of its owner, or keeper, and not under the control of any other person by means of a chain, rope, cord of sufficient strength to control the animal, or such personal presence and attention as will reasonably control the conduct of such animal. Upon complaint of any person, any animal found at large, as defined by this ordinance, may be seized and impounded by any law enforcement officer, animal control officer, or other public official authorized for these purposes, and that animal's owner or keeper shall be liable for all related costs. Any animal, so found, not bearing the identification of its owner shall be classified as a stray, and may be humanely disposed of, or sold, after being held for eight days. Such officer may keep such animal in any appropriate facility within or without the Town, except that facilities for dogs must be approved by the Division of Animal Welfare.

Section II

A person commits a civil violation if he owns, or keeps, any dog six month or older if such dog has not been vaccinated with the anti-rabies vaccine within twenty-four months preceding the date on which said dog is owned or kept. Proof of vaccination shall be filed with the Town Clerk within ten days after the vaccination or within ten days after the said dog is brought into the Town. A filing fee of \$1.00 shall be paid to the Town Clerk if the dog is not licensed in the Town. Proof of vaccination shall be affixed to said dog in an acceptable manner. Failure to file proof of vaccination or failure to produce proof of vaccination upon demand of any law enforcement officer, animal control officer, or other public official authorized for these purposes, shall be prima facie evidence that said dog has not been vaccinated.

Section III

A person commits a civil violation if he owns, or keeps, any dog which creates a nuisance by habitually barking, biting, howling, or in any other manner disturbing the peace and quiet of any other person, after that owner, or keeper had been previously warned by any law enforcement officer, animal control officer, notary public, or any other public official authorized for these purposes, that his dog, or dogs, have been disturbing the peace and quiet of another person or persons.

Penalty:

A forfeiture of not less than \$25, nor more than \$100, shall be adjudged for a violation of any section of this ordinance.

Given under our hands this 10th day of November, 1983 at Lincolnville, Maine. –

Adopted: November 10, 1983

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