

**DOG ORDINANCE
TOWN OF ISLE LAMOTTE**

SECTION 1: No person shall keep a dog within the limits of the Town of Isle LaMotte unless it is licensed in accordance with the requirements of the Vermont Statues as are now in effect and as may be amended.

SECTION 2: No person shall keep or harbor any dog, which, by frequent or continued noise, disturbs the comfort or repose of persons in the neighborhood. Such disturbances shall be considered a nuisance.

SECTION 3: No person shall permit or cause any dog to go at large within the Town of Isle LaMotte. "At large" shall mean off the premises of the owner and not under control of the owner, a member of his immediate family, or an agent of the owner by leash, cord, chain or otherwise within the control of such person so that at all times, the dog may be prevented from causing any damage, disturbance or annoyance. Notwithstanding, any dog accompanied by it's owner or keeper on the premises of another with permission, which is neither threatening to persons, livestock, domestic, or wild animals, nor causing damage, distrubance, nuisance or annoyance and is in obvious control of it's owner or keeper shall not be considered at large.

SECTION 4: Any dog who enters the property of others than its owner or roams the streets idly, or causes property damage or creates a nuisance shall be deemed to be roaming at large and its owner shall be held to have permitted such dog to go at large.

SECTION 5: Any dog roaming at large on public land or on land of other than its owner may be impounded by the Constable of the Town of Isle LaMotte, or any police officer, deputy sheriff or any person designated by the town for the control of dogs.

SECTION 6: Any dog so impounded shall be transported to a boarding kennel wherein it shall be kept until released by authority of the impounding officer or agent. The owner of any dog so impounded shall be notified of the impoundment provided the dog is wearing a reasonable means of identification or license and may effect a release of

such dog after proof that such dog is licensed and payment of reasonable kennel fees which shall not exceed that normally charged other persons for boarding dogs. In addition, a fine of TWENTY dollars shall be paid to the Town of Isle LaMotte for the first offense, a fine of THIRTY dollars for the second offense and a fine of FIFTY dollars for any subsequent offense. In the event the owner cannot be determined, a notice shall be posted in the Town Clerk's Office giving a description of the dog and the date and place of impoundment.

SECTION 7: The impounding officer may prosecute the owner as a habitual offender for the third and any subsequent offense providing such offense occurs in any twelve (12) month period. Conviction for such a habitual offense shall be punishable by a fine of FIFTY dollars.

SECTION 8: Any dog which is not redeemed during five (5) days shall become the property of the contractor for enforcement and may be sold at value as determined by the Town of Isle LaMotte during those five days, or if the owner is known said owner shall be first notified.

SECTION 9: Any owner, if known, who elects not to redeem his dog and yet fails to pay for its keep may be prosecuted in the same manner as an habitual offender under Section 7.

SECTION 10: This ordinance is in addition to any powers granted by the Vermont Statutes Annotated for the control of dogs. Specifically, any vicious dogs shall be handled in the manner as set forth under Section 3546 of Title 20 of the Vermont Statutes Annotated.

SECTION 11: A dog whose owner is convicted under Section 7 as an habitual offender may be sold or destroyed as in the opinion of the impounding officer the disposition of the dog warrants.

SECTION 12: Any person who interferes with the impounding of a dog under provisions of this ordinance or releases or who attempts to release an impounded dog contrary to the ordinance or who accepts or buys a dog with the intent of releasing it to the original owner contrary to Section 11, shall be punished by a fine not to exceed FIFTY dollars.

SECTION 13: The Board of Selectmen may enter into a contract with a competent person or firm for enforcement of this ordinance. Any such person or firm so designated shall be entitled to collect impounding fees

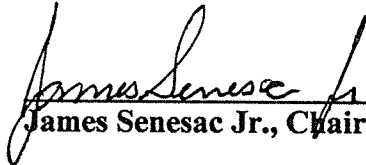
and costs as negotiated and agreed to by the Selectmen in lieu of fines prescribed in Section 6 above.

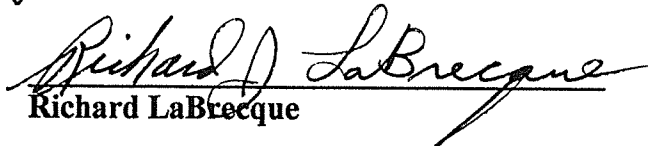
Each separate provision of this Ordinance shall be deemed independent of all other provisions of this Ordinance, and if any provisions of this Ordinance shall be declared invalid in a court of law, all other provisions of this Ordinance shall remain valid and enforceable.

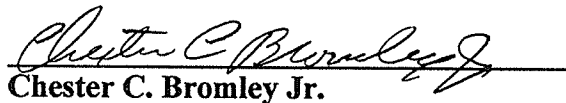
This Ordinance shall be in force and effective sixty (60) days from the date of its adoption unless a petition is filed in accordance with title 24, Section 1973, Vermont Statutes Annotated in which case the effective date shall be as governed by title 24, Section 1973 (e), Vermont Statutes Annotated.

The within and foregoing Ordinance was adopted, pursuant to law by the Town of Isle LaMotte Select Board on April 4, 2001.

ISLE LAMOTTE BOARD OF SELECTMEN


James Senesac Jr., Chairman


Richard LaBrecque


Chester C. Bromley Jr.