

DOG LEASH ORDINANCE
FOR THE
TOWN OF ST. AGATHA, MAINE

ENACTED: 3-23-1983
Date

EFFECTIVE: 4-23-1983
Date

CERTIFIED BY: Joan M. Ouellette
Name

TOWN CLERK
Title

Affix Seal

TOWN OF ST. AGATHA
P.O. BOX 106
ST. AGATHA, MAINE 04772-0106

DOG LEASH ORDINANCE

- Section 1. Definitions of terms, as used in this ordinance, unless the context indicates otherwise.
- (a) "DOG" shall be intended to mean both male and female canines.
 - (b) "OWNER" shall be intended to mean any person, persons, firm, association or corporation keeping, owning, or harboring a dog.
 - (c) "AT LARGE" shall be intended to mean off the premises of the owner and not under the immediate control of the owner or other person representing the owner, either by a leash, cord, or other positive means of restraint.
- Section 2. **RUNNING AT LARGE PROHIBITED.** No owner or keeper of any dog shall permit or allow such dog to run at large at any time. This section shall not be construed, however, to prevent the use of dogs for legal hunting purposes, field trials or shows, or for the use of dogs on farms or residences for any lawful purpose not inconsistent with the intent and purpose of the ordinance.
- Section 3. **BARKING OR HOWLING DOGS.** No person shall keep any dog which by loud, frequent or habitual barking, howling or yelping shall disturb the peace and tranquility of any person or persons.
- Section 4. **LICENSE REQUIRED.** All dogs kept or maintained by their respective owners in the the Town of St. Agatha shall be licensed in accordance with the appropriate laws of the State of Maine.
- Section 5. **TAG AND COLLAR.** The owners of all dogs shall have attached securely to said dogs, when off the premises of the owner, a suitable collar to which the license and rabies immunization tag shall be attached as required by applicable State Law.
- Section 6. **ENFORCEMENT.** In the case of a dog at large, a municipal constable shall either impound the dog pursuant to State Law or attempt to learn the identity and ownership of such a dog; in either case, the constable shall site the owner to appear in District Court. The owner may be charged with both violation of this ordinance and violation of State Law where appropriate.

In the case of a barking or howling dog, upon written complaint, signed and sworn to, a municipal constable shall investigate and shall give written notice to the owner or keeper of such dog that such annoyance or disturbance must cease. The written warning shall be made part of the complaint. Thereafter, upon continuance of such annoyance or disturbance, the constable shall cite the owner to appear in District Court.

In the case of a violation of an unlicensed dog, the municipal constables shall proceed against the owner as provided in 7 **MRSA SS3701 to 3705.**

In the case of a violation of Section 5, a municipal constable shall serve a written warning on the owner of the dog. Any subsequent violations by the same owner shall result in a citation to appear in District Court.

- Section 7. **PENALTIES.** Any owner found violating any of the provisions of this ordinance shall be guilty of a civil violation, and, upon conviction thereof, shall be punished by a fine of \$25.00 to \$100.00 for each such offense. All fines so assessed shall be recovered for the use of the Town of St. Agatha through the District Court.
- Section 8. **SEVERABILITY.** If any section or provision or part of this ordinance shall be judged invalid or unconstitutionality shall not affect the validity of the ordinance as a whole or of any other section or provision or part hereof.
- Section 9. **EFFECTIVE DATE.** This ordinance shall be in full force and effect thirty (30) days after its passage. A copy will be posted at: Babins Store, Morin's Store, Post Office, Town Office, and Wisdom Hall.