

**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

	NAMES	AYES	NOES	ABSTAIN	ABSENT
By Ald. Smith	Ald. Amodio	X			
	Ald. Burr	X			
	Ald. Ramkissoon	X			
	Ald. Smith	X			
Sec'd by Ald. Sabnis	Ald. Sommers				X
	Ald. Masi	X			
	Ald. Sabnis	X			
	Ald. Sierra	X			
Date of Adoption: 04-03-12	Pres. Rodrigues	X			
	TOTAL	8			1

Index No: 98-12

Whereas, Animal Control Officer Bill Himaras has recommended various changes to Chapter 161 of the Code of the City of Middletown, as described in a letter dated September 28, 2011, a copy of which is attached to this resolution, and

Whereas, the Legislative Committee of the Common Council has recommended that the Common Council amend Chapter 161 of the Code of the City of Middletown as suggested by ACO Himaras.

Now, therefore, be it resolved by the Common Council of the City of Middletown as follows:

Section 1. Section 161-1 (D) (2) of Chapter 161 of the Code of the City of Middletown (Animals) is amended by adding the following subsection (f):

161-1 (D) (2) (f) In the event any person applying for a dog license has failed to pay for or renew a dog license for all or part of any prior year, such person must pay to the City all licensing fees that would have been due and payable in such prior years along with the licensing fees due and payable for the current year for which such person is applying for a dog license. By way of example, if the owner of a dog applies for a dog license to cover the year from May 1, 2012 through April 30, 2013 but should have obtained or renewed a license for that dog for the prior three years and failed to do so, such person must pay the licensing fees for the year May 1, 2012 through April 30, 2012 as well as the applicable licensing fees for the prior three years.

Section 2. Section 161-2 of Chapter 161 of the Code of the City of Middletown (Animals) is amended by adding the following at the end of the existing Section 161-2:

In addition, any dog that is restrained by a leash or other type of restraint while

off the owner's premises and while in a public area, or in a common area of a residential or commercial property, or in the public right of way, must be attended and supervised at all times by the owner of the dog or an agent of the owner, so that such dog does not impede or affect the safe passage by or presence of members of the public through, in or over such public area, common area of a residential or commercial property or the public right of way.

Section 3. This resolution shall take effect immediately.