

**VILLAGE OF ALLEGANY**

**LOCAL LAW NO. 4-1997**

**A LOCAL LAW TO AMEND ARTICLE IV, ANIMALS; NUISANCE, FIREWORKS AND LITTERING, OF  
THE VILLAGE OF ALLEGANY, NEW YORK**

**GENERAL MUNICIPAL CODE**

BE IT ENACTED BY THE VILLAGE BOARD OF THE VILLAGE OF ALLEGANY, NEW YORK, AS  
FOLLOWS:

Whereas, the Village Board of the Village of Allegany finds that Article IV of the General Municipal Code should be amended to provide for animal waste clean-up and to provide adequate notice and uniform enforcement of animal noise ordinances, and

The Village Board finds that this local law is in the interest of the public health, safety and welfare, now, therefore, be it enacted by the Village Board of the Village of Allegany, New York, as follows:

**SECTION 1.**

Article IV of the Village of Allegany General Municipal Code is amended by adding the following Section 7-A:

Section 7-A Removal of dog and other animal defecation from public and private properties. An owner or person having custody of any dog or any other animal shall not permit said dog or any other animal to defecate on any school ground, public street, alley, sidewalk, tree bark, park or any other public grounds or any private property within the Village, other than the premises of the owner or person having custody of said dog or other animal unless said defecation is removed immediately.

**SECTION 2.**

Article IV of the Village of Allegany General Municipal Code is amended to include the following Section 7-B:

Section 7-B Habitual howling unlawful: It is unlawful to keep or harbor any animal which habitually howls, yelps, whines, barks or makes other oral noises in such a manner as to unreasonably disturb others. Any such animal shall be deemed a nuisance and may be seized and impounded by a Village Animal Control Officer or any other Village Officer or employee, if

the disturbance reoccurs after the owner or other custodian of such animal has received two (2) warnings from the Village of Allegany. If any person refuses to let such officer or employee enter the place where the animal is located or refuses to let such officer or employee take possession of the animal, such Village Officer or employee shall obtain a court order permitting entering the premises and taking such animal.

### SECTION 3.

This local law shall take effect in accordance with the provisions of Section 27 of the Municipal Home Rule Law, upon filing in the office of the Secretary of State of the State of New York.