3-10-73

TOWN OF LINCOLN

In the year One Thousand Nine Hundred and Seventy-Three

AN ORDINANCE

"Prohibiting dogs from running at large within the corporate limits of the Town of Lincoln; authorizing the impounding of dogs running at large, whether licensed or unlicensed; redemption of impounded dogs; and providing a penalty."

BE IT ORDAINED BY THE SELECTMEN OF THE TOWN OF LINCOLN, as follows;

Section 1. Definition of terms. As used in this ordinance, unless the context otherwise indicates:

a.) "Dog" shall be intended to mean both male and female.

b.) "Owner" shall be intended to mean any person or persons, firm, association or corporation owning, keeping or harboring a dog.

c.) "At large" shall be intended to mean off the premises of the owner and not under control of the owner or a member of his immediate family or a person of sufficient age and strength to effectively restrain the dog either by leash or chain, not longer than six feet.

Section 2. Running at large prohibited. No owner or keeper of any dog shall permit such dog, whether licensed or unlicensed, to run at large within Town of Lincoln at any time. Not withstanding anything in this article to the contrary, no person shall be compelled to keep any dog in his possession on a leash while in or upon any public street, alley, park, or other public place in the town if at the time said dog is securely confined in a motor vehicle.

Section 3. Impounding. It shall be the duty of every police officer to apprehend, if possible, any dog found running at large contrary to the provisions of Section 2 and to impound such dog in a suitable place.

Section 4. Notice to owner and Redemption. If such dog has upon in the name or address of the owner, or is such name or address is otherwise known, then the police department shall notify the owner within twenty-four (24) hours after impounding such dog. If the dog impounded does not have the name or address of the

owner, and if the owner is not otherwise known, then notice shall be necessary. the owner of any dog so impounded may reclaim said dog upon payment of the sum of $2.00 for the first 24-hour period, or any part thereof the dog is held and $1.50 for each 12-hour period, or any part thereof that the dog is held thereafter; provided, however, that before release to any person, if the dog is not licensed, a license as required by RSA 466;1 shall be secured.

Section 5. Fees. The sums collected pursuant to the provisions of this section shall be accounted for and paid over to the Town Treasurer.

Section 6. Disposition of unclaimed dogs. Any dog which has been impounded and has not been redeemed by the owner shall be killed, provided, however, that any such dog shall be held for at least forty-eight hours after impounding, and in those cases where notice is given the owner, held for at least forty-eight hours after said notice is given.

Section 7. Penalty. Any owner found violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than $5.00 nor more than $50.00 for each offense.

BOARD OF SELECTMEN

LINCOLN, NEW HAMPSHIRE

ORDINANCE REVIEWED AND APPROVED ON THIS____ DAY OF_____, 2004

By the Board of Selectmen of the
Town of Lincoln, New Hampshire

_____
Chairman Deanna Huot

_____
Selectman Peter Moore

_____
Selectman Patricia McTeague