

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of New Berlin

FILED
STATE RECORDS
APR 13 2021

DEPARTMENT OF STATE

Local Law No. 1 of the year 2021

A local law TO PROHIBIT ANIMALS AT LARGE
(insert Title)

Be it enacted by the TOWN BOARD of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of NEW BERLIN as follows:

SEE ATTACHED

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2021 of the (County)(City)(Town)(Village) of NEW BERLIN was duly passed by the TOWN BOARD on DECEMBER 14 2020, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____.

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

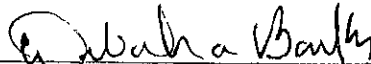
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.


Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 4/7/21

(Seal)

LOCAL LAW # 1 OF 2021

**TOWN OF NEW BERLIN
A LOCAL LAW TO PROHIBIT
ANIMALS AT LARGE**

Be it enacted by the Town Board of the Town of New Berlin as follows:

Section 1. This Local law will repeal and replace Local Law #1 of 2018

Section 2. Animals at large.

No person owning, or having in charge, horses, cattle, sheep, swine, fowl, domestic farm or wild animals held in captivity shall permit the running at large of the same within the Town.

Section 3. Duty of owner to restrict.

The owner of any domestic farm animal or wild animal held in captivity shall so restrict its running at large as to prevent such animal from causing injury or damage to the property of any other person or entity.

Section 4. Any person who violates any provision of this local law shall be punished by a fine not to exceed \$100.00, for the first conviction, together with such restitution for damages caused. For a second conviction within five years the fine shall not exceed \$ 150.00 and restitution for damages. For a third or subsequent conviction within five years, the fine shall not exceed \$250 and restitution for damages caused.

Section 5. This local law shall take effect upon filing in the office of the Secretary of State.

MOTION INTRODUCED BY: John Parks SECONDED BY: Rot Stockwell

ROLL CALL VOTE

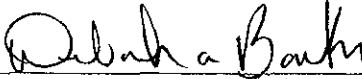
BURCHILL: Y PARKS: Y STARR: Y STOCKWELL: Y RIFANBURG: Y

YES: 5 NO: 0 ABSTENTION: 0 ABSENT: 0

CARRIED: X NOT CARRIED:

(Seal)

DATED December 14, 2020


Deborah Barker, Town Clerk