

**AN ORDINANCE AMENDING CHAPTER 68
OF THE CODE OF
CARROLL COUNTY VIRGINIA**

WHEREAS, the Carroll County Board of Supervisors (“the Board”) is becoming increasingly concerned about the risks to public health and safety posed by dogs when allowed or permitted by their owners to trespass upon private property or run unsupervised upon public property; and,

WHEREAS, the Board desires to take appropriate measures to protect public health and safety, and reduce the risk of harm to individuals and animals

NOW THEREFORE, BE IT ORDAINED by the Board of Supervisors of Carroll County that the Code of Carroll County be hereby amended by adding the following section as follows:

68-19.1 Dogs Trespassing upon private property or unsupervised on public property

It shall be a violation of law for the owner or keeper of any dog to allow such animal to trespass upon the private property of another. It shall also be a violation of law for the owner or keeper of any dog to allow such animal upon public property when such dog is not on a leash or otherwise attended and supervised by its owner or keeper. Upon complaint to the Animal Control Officer, the Animal Control Officer shall take in charge any dog found trespassing upon private property or not supervised on public property. The dog in question shall be held by the Animal Control officer until either claimed by the rightful owner upon payment of any actual expenses incurred in the keeping of said dog, or until otherwise disposed of in accordance with Section 3.2-6546 of the Code of Virginia, 1950, as amended. If the dog in question is an unlicensed dog for which a license is required, the dog shall be held and disposed of in accordance with Section 68-19 of this Chapter, and may be claimed by the owner upon payment of the applicable license fees or tax, along with any actual expenses incurred in the keeping of said dog. In any event, when the identity of the owner or keeper of the dog is known the Animal Control Officer shall notify such owner or keeper in writing of the violation of this section. Upon a subsequent complaint and violation regarding the same dog, or the same owner or keeper, within one year of the date of the written notification by the Animal Control Officer of the violation of this section, the Animal Control Officer shall take in charge the any dog found trespassing upon private property or not supervised on public property and, whether the dog is taken in charge or not, shall issue a summons for violation of this section to the owner or keeper of the dog in question. Violations of this section after issuance of a first written notice of violation shall constitute and be punished as a Class ~~1~~³ Misdemeanor, provided that - subsequent violations of this section shall constitute and be punished as a Class 2 Misdemeanor.