

**RESOLUTION 04-7
TO AMEND CHAPTER 61
ENTITLED DOGS**

BE IT RESOLVED AND ORDAINED by the Board of Commissioners of the Town of Thurmont that Chapter 61, entitled “Dogs”, be amended in its entirety to read as follows:

Chapter 61

Domestic Animals

61-1. Applicability of County Law.

All provisions and requirements of the Frederick County Code, Chapter 1-5, entitled Animals and Fowl (as amended from time-to-time) are hereby adopted, ratified and incorporated as fully as if set out at length herein, including, but not limited to, the provisions and requirements pertaining to: animals deemed a public nuisance, vicious dogs, licensing, vaccinations, impoundment, impoundment and redemption fees, poisoning of animals, enforcement, violations, penalties, and fines. Animal Control Officers as designated by the County Commissioners for Frederick County shall act as the enforcement authority for the animal control and dog licensing provisions of the Town, acting under the general supervision of the Frederick County Animal Control. The Animal Control Officers are empowered to take into custody and turn over to Frederick County Animal Control, stray, injured, or sick animals in accordance with the provisions of Chapter 1-5 of the County Code.

61-2. Control of Animals.

An animal shall be deemed as under the “immediate physical control” of its owner or keeper (as used in Chapter 1-5 of the County Code) if it is kept on a leash or chain, confined within a fence or barrier, or within a vehicle.

61-3. Removal of Feces.

No owner or other person who has possession or control of an animal shall permit its feces to remain upon any streets, sidewalks, parks, public place, or private property not owned or leased by the owner or keeper of the dog, within the Town of Thurmont. The owner or other person who has possession or control of an animal which deposits its feces upon any streets, sidewalks, parks, public place, or private property not owned or leased by the owner or keeper of the animal within the Town of Thurmont shall remove such feces immediately therefrom or shall immediately cause such feces to be so

removed therefrom and disposed of in a sanitary manner. The owner or keeper of an animal shall not allow feces deposited by their animal(s) to accumulate on their property so as to cause a health hazard or become a nuisance. Any violation of this section is declared to be a municipal infraction. Enforcement of this section shall be by the Thurmont Town Police. The penalty for violation shall be a fine of twenty five (\$25) per offense payable to the Town of Thurmont.

Introduced: May 18, 2004

Adopted: June 15, 2004

Effective: Upon Adoption

Martin Allen Burns, President
Board of Commissioners

ATTEST:
