

TOWN OF CLARKSON
TOWN BOARD MEETING
November 09, 2010

The Town Board of the Town of Clarkson held their regular meeting on Tuesday, November 09, 2010 at the Clarkson Town Hall, 3710 Lake Road, Clarkson, NY at 7:00 PM

PRESENT:

Paul Kimball	Supervisor
Allan Hoy	Councilperson
Christa Filipowicz	Councilperson
Patrick Didas	Councilperson
Sheldon Meyers	Councilperson
Sharon Mattison	Town Clerk
David Goodwin	Highway Supt.
Richard Olson	Attorney for the Town

ALSO:

William Ey	Ass't to Supervisor
Christopher Lyon	Assessor
Chad Fabry	Building Insp/Code Enf.

**excused

Supervisor Kimball opened the meeting, and Sharon Mattison, Town Clerk led all those present in the Pledge of Allegiance. A moment of silence was observed for those serving in the military. Supervisor Kimball requested that everyone take a moment to recognize Gregory Keith Lowry who passed away on October 30, 2010. Gregory's parents, Donald and Donna Lowry, longtime Clarkson residents, were founding members of Lifetime Assistance Incorporated and it was through their hard work on behalf of Gregory that Lifetime Assistance is here today.

OPEN FORUM

Mike Cunningham of Gilmore Road and member of Salmon Creek Snowmobile Club told the Board that the Club is looking to host a winter fun day event on January 22, 2011 and asked if the Town would like to co-sponsor the event and be willing to waive the rental fee for the Lodge on that day. The Canal Authority is offering to help pay for advertising winter events held within 5 miles of the canal and the event includes a poker run that would go down the canal bank.

Mike thanked the Board for allowing the Club to put their trail through San Souci Park on the canal last year and explained this year they would like to extend their riding trail to include riding along the edge of the new Clarkson Recreation Park. Supervisor Kimball stated that he did not see any problem with the idea as long as the Club provided a certificate of insurance to the Town. Mike agreed the Club would provide the Town with a certificate of insurance.

Mike stated the Club would like to offer their assistance in working on the new park lodge to get the building ready for the town residents to use. He said there are several people in the club from various trades that would be willing to donate their skilled labor if the Town provides materials. Supervisor Kimball stated that their donation of skilled labor would be welcome and the value of their donated time can be used as part of the matching grant.

MOTION WAIVING LODGE FEE

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To waive the lodge fee for Salmon Creek Snowmobile Club fun day event on January 22, 2011.

Unanimously carried

11-09-10

PUBLIC HEARING LOCAL LAW # -2010 "A LOCAL LAW REGULATING JUNK STORAGE IN THE TOWN OF CLARKSON"

Supervisor Kimball opened the public meeting at 7:12 p.m.

Supervisor Kimball explained that everything contained in the Local Law is the same as the current New York State Building Code; this just takes what is in the State Bldg. Code and puts it into one piece of the Town Code. The Town's philosophy whether it is junk or junk cars always has been and will continue to be that we do not go out looking for a problem, the Town only acts on complaints that have been received.

The following residents were present and spoke of their concerns and reservations regarding the proposed Local Law.

Connie and Steve Pratt asked what prompted the law and expressed the fact that she is uneasy with some of the wording particularly where it states a Sheriff may come to your house. They feel it is becoming over regulated. Supr. Kimball stated that it was prompted by past complaints that have been difficult for the Town to deal with. The listing of the Sheriff's Office and State police as enforcement officers is there in case of a very adverse condition; the Code Enforcement Officer would then have backup. Ninety nine percent of the time the Code Enforcement Officer will meet with the resident to solve the issue.

Christopher McCullough stated that what is valuable to him may not be to someone else and wondered what ever happened to "fences make good neighbors".

John Nersinger stated that he has great neighbors and they all have different lifestyles but he was brought up believing that what a man does on his own property is his own business and thinks the Town better take a good look at the law before they adopt it.

Cathy Martin questioned the definition of garbage in the proposed law as Martin Farms has a processing plant that produces garbage which they take care of. She is very uncomfortable with the definition of garbage as being vegetable waste. This is what they do for a living and feels agriculture needs a total exemption as farmers are responsible citizens. Attorney for the Town Olson will speak further with Cathy Martin and Bob King to address agricultural concerns.

Don Warner supports agricultural exemptions.

Tom Conrow who lives next to Martin Farms would like to remind the Board that we just went past an election where both sides pledged smaller government and less regulation. Tom questioned the section regarding firewood.

Lee Hicks, resident and business owner, stated that he was told he would be targeted by the adoption of the proposed Local Law because he has several customers that drop off unregistered cars for evaluation and leave them on his property. Not all scrap can be hidden indoors in containers as he does not have adequate space.

Mike Cunningham stated that anyone can complain about someone and then that person drives around and finds someone else to complain about and then the problem just keeps getting bigger. Mike asked if residents have the right to find out who complained about them. Supr. Kimball stated that the town does not take anonymous complaints.

Jeff Pratt said the statement was made that however we were treated yesterday, if that law was passed today we wouldn't be treated any differently tomorrow, so why the need for a 5 page proposal if everything is going to go on the same as it is tomorrow. Supr. Kimball explained that it is just a matter of incorporating New York State Building Code into Town Code.

James Burgio questioned how long you can have more than one family vehicle in the driveway in an unregistered state due to financial trouble. Supr. Kimball stated that we do not go out looking for unlicensed vehicles however the junk car law is there today and it states you can have one unregistered vehicle per parcel. If it became an issue the town would try to work it out with the home owner.

Scott George asked what the current law is and why do we need another one. Bldg Insp Fabry spoke to the enforceability of the new law explaining that it will make it easier for him.

Kevin Wing stated that he put in a wood burning stove last winter and needed clarification of the wood storage section of the law. Attorney for the Town stated that section needs a little better definition.

Phil Ciuffo asked if campfire wood can be stored in a back yard. Attorney Olson stated that section needs to be edited.

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Pete Kalish wanted to speak on behalf of the residents and businesses by saying that times are tough now and people are doing what they need to do to survive.

All residents wishing to be notified of the next date the proposed Local Law will return to the agenda they should sign in on the sheet. Attorney for the Town Olson explained that if the Town goes forward with the proposed Local Law and substantial changes are made another Public Hearing will be scheduled and advertised. The Board thanked everyone for attending.

Public Hearing closed at 7:55 p.m. The Board will take a brief recess.

Meeting called to order at 8:00 p.m.

MOTION TO ADOPT 2011 FIRE PROTECTION CONTRACT

Motion by Councilperson Meyers

Seconded by Councilperson Didas

To adopt the 2011 fire protection contract and budget to provide fire and ambulance services.

Unanimously carried

Discussion: Attorney for the Town Olson stated that he is ok with the contract that was discussed and agreed to.

RESOLUTION SETTING PUBLIC HEARING; INTRODUCTORY LOCAL LAW #4-2010 "DOG LICENSING AND CONTROL LAW"

AT A REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF CLARKSON
HELD AT THE TOWN HALL, 3710 LAKE ROAD, TOWN OF CLARKSON, MONROE
COUNTY, NEW YORK ON THE 9th DAY OF NOVEMBER, 2010

PRESENT: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas and Meyers

ABSENT: NONE

RESOLUTION SETTING PUBLIC HEARING

Introduced by: Councilperson Didas

Seconded by: Councilperson Hoy

**INTRODUCTORY LOCAL LAW #4-2010
TOWN OF CLARKSON, MONROE COUNTY**

"Dog Licensing and Control Law of the Town of Clarkson"

WHEREAS, the Town Board has before it a proposed Local Law to provide for the licensing and control of dogs within the Town of Clarkson; and

WHEREAS, in order to adopt said Local Law, the Town Board of the Town of Clarkson is required to hold and conduct a public hearing thereon;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. That the Town Board of the Town of Clarkson shall hold and conduct a Public Hearing on the 23rd day of November, 2010, at 7:00 p.m. at the Town Hall, 3710 Lake Road, Town of Clarkson, New York, 14430 to consider the attached Local Law; at which Public Hearing all interested persons will be heard concerning the subject matter thereof.

SECTION 2. That the Town Clerk shall cause due notice of such public hearing to be published as required by law.

VOTE OF THE BOARD

AYES: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas, and Meyers

NAYS: None

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Discussion: Attorney for the Town Olson informed the Board that this Local Law has to be adopted and filed by December 31, 2010. The purpose of the law is to provide for the licensing and identification of dogs, control and protection of the dog population and the protection of persons, property, domestic animals and deer from dog attack and damage. The Board had a lengthy discussion about dog license fees, it was determined that the new fees will be \$10 for spayed/neutered dogs and \$20 for unspayed/unneutered dogs. A new section will be added regarding electronic pet containment systems to help prevent residents from installing the electronic fences too close to property lines and sidewalks and to keep the wires out of the Town and State right-of-way. An article in the Clarkson Good Neighbor News and a letter to installers of the systems would be a good way to inform residents.

***see attached Local Law**

MOTION TO ACCEPT RESIGNATION OF LIBRARY BOARD MEMBER

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To accept with regret the resignation of Lori Lessord effective December 31, 2010.

Unanimously carried

ADVERTISE FOR BOARD VACANCIES

Motion by Councilperson Filipowicz

Seconded by Councilperson Hoy

To advertise for board vacancies and contact current members whose term will expire 12/31/2010 requesting a letter of intent if they wish to continue serving. The deadline for letter of intent is December 1, 2010.

Unanimously carried

RESOLUTION-CRIME BOND FOR TAX COLLECTOR/TOWN CLERK

Motion by Councilperson Hoy

Seconded by Councilperson Didas

AUTHORIZING SURETY, FORM AND AMOUNT OF OFFICIAL UNDERTAKING FOR THE FAITHFUL PERFORMANCE OF THE DUTIES OF THE TOWN CLERK AND RECEIVER OF TAXES AND ASSESSMENTS

Be it resolved by the Board of the Town of Clarkson as follows:

Section. 1. The Board hereby approves the surety, form and amount of the official undertaking for the faithful performance of the duties of the town clerk and receiver of taxes and assessments, as follows:

Type of undertaking: **Crime Bond**

Insurance company: **Utica Mutual Insurance Company**

Amount: **\$250,000.00**

Section 2. A true copy of this resolution shall be affixed to the undertaking to indicate this Board's approval thereon in accordance with Town Law section 25.

Unanimously carried.

11-09-10

RESOLUTION REQUESTING INSTALLATION OF SIGNAL LIGHT

RESOLUTION REQUESTING THAT THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION INSTALL A TRAFFIC LIGHT AT THE INTERSECTION OF HAMLIN CLARKSON TOWN LINE ROAD AND STATE ROUTE 19

Moved by: Councilperson Filipowicz

Seconded by: Councilperson Meyers

WHEREAS, there have been numerous accidents over the last five years at the intersection of Hamlin Clarkson Town Line Road and State Route 19, and

WHEREAS, the installation of a red, yellow flashing traffic light at this intersection would reduce the number of accidents, and

WHEREAS, it is in the best interest of the citizens of the Town of Clarkson and people traveling on these roads in the Town of Clarkson to have such traffic light installed, now, therefore, be it

RESOLVED:

1. That the Town Board, Town of Clarkson, New York hereby requests that the New York State Department of Transportation install warning lights at the intersection of Hamlin Clarkson Town Line Road and State Route 19.

2. That the Town Clerk is directed to forward a certified copy of this resolution to the New York State Department of Transportation.

Ayes: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas, and Meyers

Nays: None

RESOLUTION REQUESTING INSTALLATION OF SIGNAL LIGHT

RESOLUTION REQUESTING THAT THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION INSTALL A TRAFFIC LIGHT AT THE INTERSECTION OF MONROE ORLEANS COUNTY LINE ROAD AND STATE ROUTE 104

Moved by: Councilperson Didas

Seconded by: Councilperson Hoy

WHEREAS, there have been numerous serious accidents over the last five years at the intersection of Monroe Orleans County Line Road and State Route 104, and

WHEREAS, the installation of a red, yellow, green traffic stoplight at this intersection would reduce the number of accidents, and

WHEREAS, it is in the best interest of the citizens of the Town of Clarkson and people traveling on these roads in the Town of Clarkson to have such traffic stoplight installed, now, therefore, be it

11-09-10

RESOLVED:

1. That the Town Board, Town of Clarkson, New York hereby requests that the New York State Department of Transportation install warning lights at the intersection of Monroe Orleans County Line Road and State Route 104.

2. That the Town Clerk is directed to forward a certified copy of this resolution to the New York State Department of Transportation.

Ayes: Supervisor Kimball, Councilpersons Hoy, Filipowicz, Didas, and Meyers

Nays: None

MOTION AUTHORIZING SUPERVISOR TO SIGN PERMIT WITH NYS D.O.T. REAL ESTATE DIVISION FOR PLACEMENT OF GATEWAY (HAMLET) SIGN ON STATE OWNED PROPERTY

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To authorize the Supervisor to sign permit for use of State-Owned property to place **GATEWAY SIGN FOR THE HAMLET OF CLARKSON CORNERS** and for no other purpose. The annual \$1 fee shall be waived.

Unanimously carried

SUPERVISOR REPORTS

Supervisor Kimball thanked William Ey and Robert Fox for all their hard work on the library accounting.

BUILDING INSPECTOR REPORTS

Insp. Fabry reported that he has begun to input data into the Web QA program and hopes to be issuing building permits with it by January 2011. Insp. Fabry and Attorney for the Town Olson worked with Web QA to have the objectionable phrases removed from the contract.

HISTORIAN REPORTS

Historian, Leanna Hale was not present.

ASSESSOR REPORTS

Acting Assessor, Chris Lyon had no report at this time.

HIGHWAY SUPT. REPORTS

Supt. Goodwin reported that junk drop off and brush pick-up is complete, however the volume was light this year for both. Courthouse concrete work is complete, railing is being installed. Supt. Goodwin will contact the State in the spring regarding a proposed crosswalk at Burch Farm Drive and Rte. 19.

MINUTES

Motion by Councilperson Hoy

Seconded by Councilperson Didas

To approve October 23, 2010 minutes.

Unanimously carried

11-09-10**AUDIT**—11-01-2010

Vouchers 20101173-20101230; Total \$22,265.87; Gen. \$13,192.60; Hwy. \$5,782.74;
SF \$41.86; SL \$3,248.67

Motion by Councilperson Hoy

Seconded by Councilperson Filipowicz

Unanimously carried

Motion to adjourn at 8:45 P.M. by Councilperson Hoy

Seconded by Councilperson Didas

Unanimously carried

Respectfully submitted,

Sharon S. Mattison

Town Clerk

APPROVED 11-23-2010

Local Law #__ - 2010

Dog Licensing and Control Law of the Town of Clarkson

Be it enacted by the Town Board of the Town of Clarkson

ARTICLE I

Authority, Intent, Title and Definitions

§ 56-1. Authority.

This Local Law is adopted pursuant to the authority granted the Town in Section 10 of the Municipal Home Rule Law, Article 9 of the New York State Town Law and in Article 7 of the New York State Agricultural and Markets Law.

§ 56-2. Legislative intent.

The purpose of this Local Law is to provide for the licensing and identification of dogs, the control and protection of the dog population and the protection of persons, property, domestic animals and deer from dog attack and damage.

§ 56-3 Title.

The title of this Local Law shall be the "Dog Licensing and Control Law of the Town of Clarkson."

§ 56-4 Definitions.

A. Unless otherwise indicated below, the meaning of the words and phrases in this Local Law shall be the same as defined in the New York State Agricultural and Markets Law.

B. As used in this Local Law, the following terms shall have the meanings indicated:

DANGEROUS DOG

In addition to the definitions set forth in §108, Subdivision 24, of the Agriculture and Markets Law, a dog shall be considered a dangerous dog and subject to the provisions of § 123, Subdivision 3 et seq. of the Agriculture and Markets Law if such dog, without justification, attacks a dog or cat and causes physical injury or death to such dog or cat.

DOG CONTROL OFFICER

The person authorized by the Town Board to enforce the provisions of this Local Law.

ELECTRONIC PET CONTAINMENT SYSTEM

A system which serves as a non-physical means of controlling animals, primarily dogs, on residential property through negative response mechanisms such as static shock, high-frequency sound, or citronella spray when the animal nears a boundary which has been established by the property owner sometimes with a buried wire.

OWNER

Any person who is a licensed owner of a dog, and any person who keeps, feeds or harbors a dog for over one week. The owner need not be a resident of the Town of Clarkson, but for a violation to occur, the dog must be in the Town limits of the Town of Clarkson. Dogs owned by minors shall be deemed to be in the custody and control of such minor's parents or other head of the household where the minor resides.

ARTICLE II

Licensing of Dogs

§56-5. License Required.

A. All dogs within the Town of Clarkson four (4) months of age or older, unless otherwise exempted shall be licensed. The owner of each dog required to be licensed shall obtain, complete and return to the Town Clerk a dog license application together with the license application fee, any applicable license surcharges and such additional fees as may be established by the Town of Clarkson. Each license application shall be accompanied by proof that the dog has been vaccinated against rabies or a statement from a licensed veterinarian that such vaccination would endanger the dog's life in which case vaccination shall not be required. Each license issued shall be valid for a period of one year and shall not be transferable.

B. In accordance with §111 of the New York State Agricultural and Markets Law, dogs shall be required to carry the identification tag provided by the Town of Clarkson except that a dog participating in a dog show shall be exempt from the identification requirement during such participation."

§56-6. Fees and Surcharges.

A. The Town of Clarkson hereby establishes the fee for a dog license issued pursuant to this Local Law at \$9.00 to which amount shall be added \$8.00 if the dog for which the license application is made is unspayed or unneutered.

B. Excepted from payment of the license fee are applications submitted for a dog license for any guide, hearing, service, war, working search, detection, police and therapy dogs

C. In addition to the license fee established by §56-6A of this law, each applicant for a dog license shall pay a surcharge of \$1.00 if the dog to be licensed is altered, or a fee of \$3.00 if the dog sought to be licensed is unaltered.

D. In addition to the fees and surcharges imposed above, each applicant for a dog license shall pay a surcharge which shall be retained by the Town of Clarkson and used to defray the cost of an enumeration of dogs living within the Town of Clarkson and the cost of providing replacement identification tags. This surcharge shall be determined by resolution of the Town Board from time to time.

ARTICLE III

Restrictions

§ 56-7. Restrictions. It shall be unlawful for any owner of or any person harboring any dog to permit or allow such dog while in the Town of Clarkson to:

A. Run at large unless said dog is restrained by an adequate collar and leash, on said owner's premises or upon the premises of another with the knowledge, consent and approval of the owner of such premises. For the purpose of this article, a dog or dogs hunting in company with a hunter or hunters shall be considered as accompanied by its owner.

B. Engage in habitual loud howling or barking or to conduct itself in such a manner so as to habitually annoy any person other than the owner or person harboring such dog.

C. Cause damage or destruction to property or other animals or commit a nuisance upon the premises of a person other than the owner or person harboring such dog.

D. Chase or otherwise harass any person in such manner as to cause reasonable intimidation or to put such person in reasonable apprehension of bodily harm or injury.

E. Habitually chase or bark at moving vehicles.

F. Run at large with a pack of other dogs or chase children, deer or other animals.

G. Remain within the Town of Clarkson unless cared for in accordance with the provisions of the New York State Agriculture and Markets Law.

§ 56-8. Female dogs.

It shall be unlawful for the owner or person harboring any female dog to permit such dog to run at large when in heat, and such dog shall be confined within a building on the premises of such person during such period.

ARTICLE IV

Electronic Pet Containment Systems

§56-9. Purpose. Electronic pet containment systems can be an effective way of controlling dogs. Because most of these systems are not apparent to people approaching the area where the dog is contained with such a system, a dog's presence could be misconstrued. Further, because they are a non-physical way of restraint, they are not always effective. As a result, the Town of Clarkson has chosen to establish the following regulations for the installation of these systems.

A. Electronic pet containment systems installed after the effective date of this Local Law shall be installed so that the perimeter or the containment line is as follows:

1. A setback of at least fifteen feet (15') from the front property line.
2. A setback of at least three feet (3') from the side and rear property line.
3. Electronic Pet Containment Systems shall not be installed in any public easement or right of way.

B. It is the responsibility of the owner of the dog to provide for appropriate training and be aware of the appropriate level of correction necessary to contain the dog.

C. It is the responsibility of the owner to account for the temperament of their animal in relying on a non-physical system for animal control. Pets that are not effectively contained within the defined confinement area, or those that have attacked other people or animals, shall be physically restrained by other means.

D. After investigation, the Dog Control Officer may determine that the Electronic Pet Containment System is not appropriate for a given animal and, by written notice, may direct that the animal shall be physically restrained by other means.

§ 56-10. Enforcement.

This article shall be enforced by the Dog Control Officer, Deputy Dog Control Officer or by any other law enforcement officer. The Dog Control Officer shall be authorized to draw on or any information and obtain supporting affidavits for submission to the Town Justice Court.

§ 56-11. Impoundment.

Any dog which violates § 56-7 or §56-8 or which does not have a license may be impounded and taken to a place of detention and shall there be properly fed and cared for at the expense of the Town until disposition thereof shall have been made in accordance with the provisions of this article.

§ 56-12. Seizure of licensed and unlicensed dogs.

A. In the event that the dog seized bears a license tag, the authorized person seizing the dog shall, within three days thereafter, ascertain the name of the owner and give the owner immediate notice by serving upon the owner an instrument in writing stating that the dog has been seized, indicating when, where and why the dog was seized and stating that the dog will be disposed of unless it is redeemed or a trial is demanded within 12 days of the impounding of the dog.

B. In the event that the dog seized does not bear a license tag and the owner is unknown, the Control Officer or other law enforcement officer shall be authorized to destroy the dog seven days after impounding or to dispose of the dog by sale or other means unless the owner redeems the dog, if permitted, or unless a trial is demanded by the owner within seven days of seizure.

§ 56-13. Redemption of impounded dogs.

The owner of any dog impounded by the Town of Clarkson shall be entitled to redeem that dog within five (5) business days, excluding the day the dog is impounded, from the day the dog is impounded, provided that the owner produces proof the dog is licensed and identified and pays a fee as follows:

A. First Impoundment - \$20.00 plus \$20.00 for each twenty four hour (or part of 24 hour) period of impoundment.

B. Second Impoundment within five years - \$30.00 plus \$20.00 for each twenty four hour (or part of 24 hour) period of impoundment.

C. Third Impoundment within five years - \$40.00 plus \$20.00 for each twenty four hour (or part of 24 hour) period of impoundment.

§ 56-14. Trial procedure.

In the event that the owner of the dog desires a trial, the owner shall post bail as may be set by the court, pay for the care of the dog while impounded and demand, in writing, a trial. The Dog Control Officer or other law enforcement officer shall immediately proceed to file an information with a Town Justice so that the matter will appear on the docket of the Town Justice as soon as possible. The rules of procedure and as to proof applicable in criminal actions shall apply.

§ 56-15. Failure to claim dog.

If an impounded dog is not redeemed or a trial demanded within the time hereinbefore set forth, the owner shall forfeit title to the dog, and it may thereafter be sold by the Town or destroyed by the appropriate official as hereinafter provided.

§ 56-16. Destruction of dogs; report; compensation for dogs destroyed.

A. In the event that it becomes necessary to destroy a dog, the Dog Control Officer or other law enforcement officer shall arrange through a veterinarian for the destruction of the dog, cause the carcass to be disposed of and make a report in writing of such destruction to the Town Clerk. The Town Clerk shall keep a record of the destruction for one year. Said authorized personnel also shall have the authority to place dogs with the Monroe County Humane Society.

B. The owner, possessor or harbinger of any dog destroyed under the provisions of this article shall not be entitled to any compensation, and no action shall be maintainable thereafter to recover the value of the dog.

§ 56-17. Penalties for offenses.

Any person who violates or knowingly permits violation of this article shall be subject to a fine of not more than \$75, except that, where the person was found to have violated this article or Article 7 of the Agriculture and Markets Law within the preceding five years, the fine may not be more than \$150; where the person was found to have committed two or more such violations within the preceding five years, it shall be punishable by a fine of not more than \$300 or imprisonment for not more than 15 days, or both. Nothing contained in this section is intended to eliminate, reduce, diminish or replace the provisions set forth in § 123 of the Agriculture and Markets Law with respect to fines, civil penalties, imprisonment or other remedies with respect to dangerous dog violations.

§56-18. Severability.

If any clause, sentence, paragraph or part of this Local Law or the application thereof to any person or circumstances shall be adjudged by any court to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof or the application thereof to other persons and circumstances but shall be confined in its operation to the clause, sentence, paragraph or part thereof and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered

§56-19. Repealer.

Upon this Local Law taking effect, the Dog Control Law of the Town of Clarkson adopted May 14, 1974 and amended from time to time thereafter, is superseded and therefore repealed.