

BOULDER TOWN RESOLUTION NO. 2008-2

WHEREAS the Boulder Town Council enacted Ordinance No. 60 regulating the dogs within Boulder Town; and

WHEREAS Boulder Town desires to set forth in a resolution the recommended procedures for enforcement of Ordinance No. 60;

NOW THEREFORE IT IS HEREBY RESOLVED AS FOLLOWS:

1. When investigating a violation of Boulder Town Ordinance No. 60 (“Ordinance”), the investigating officer or official (“Official”) should meet with the complaining witness to determine whether or not a violation of the Ordinance has occurred. The Official shall request from the complaining witness information relating to the complaint including specific times, dates, intervals, locations, and other relevant information regarding the complaint.

2. Prior to issuing a citation of the Ordinance, the Official shall inform the complaining witness that the complaining witness will be required to appear in court to testify as to the circumstances regarding the alleged violation. If the Official reasonably determines that the complaining witness cannot, will not, or is unwilling to cooperate to prosecute the alleged violation and appear and testify at the hearing or trial, the Official should determine not to issue a citation and make a determination that no further action will be taken with regard to the complaint.

3. The Official shall attempt to ascertain the names of the owners of the premises where the alleged violation has occurred and the names of any and all persons present at the premises where the alleged violation occurred and the names of the owner, keeper or possessor of the dog(s).

4. When providing oral or written warnings required by the Ordinance, the Official shall keep accurate notes regarding the names of persons to whom the oral or written warnings were provided, the dates and times of such warnings, and a location where such warnings were given. A copy of any written warnings shall be retained by the Official.

5. In the event an official investigates subsequent alleged violations, the Official shall note on the citation the date and time of prior warnings within the prior thirty (30) days.

DATED this 18th day of September, 2008.

BOULDER TOWN

Attest:

Mayor

Town Clerk