

This meeting is being held in accordance to Governor Cuomo's Executive Order and other Federal and State Orders that impact in-person attendance at public meetings, if applicable orders expire or are revoked before October 1, 2020, this will be an in-person meeting in City Hall, please check our website and Facebook for updates. Please submit your public comment via email [commoncouncil@albanyny.gov](mailto:commoncouncil@albanyny.gov) or on our website <https://www.albanyny.gov/Government/CityOfficials/CommonCouncil.aspx> by **Thursday, October 1, 2020 12pm**. These comments will be shared with members and/ or read for the record at the meeting. The meeting will be held using Zoom and streamed through the Albany Common Council's Facebook. To stream this video please visit: <https://www.facebook.com/albany.commoncouncil>. If we experience any technical difficulties on Facebook, the video will be streamed to YouTube: [https://www.youtube.com/channel/UC-rQHp1fBLPcdk\\_4N6J4XbQ](https://www.youtube.com/channel/UC-rQHp1fBLPcdk_4N6J4XbQ)



**COMMON COUNCIL MEETING  
PARKS, RECREATION AND FAMILY SERVICES COMMITTEE  
Jack Flynn, Chair**

**DATE: Thursday, October 1, 2020**

**TIME: 5:30 p.m.**

**TOPIC(S) OF DISCUSSION/CONSIDERATION:**

**ORDINANCE 18.91.20**

**AN ORDINANCE AMENDING ARTICLE I (DOGS RUNNING AT LARGE) OF CHAPTER 115 (ANIMALS) OF PART II OF THE CODE OF THE CITY OF ALBANY**

**PUBLIC COMMENT PERIOD: YES**

**Council Member Frederick introduced the following:**

**ORDINANCE 18.91.20**

**AN ORDINANCE AMENDING ARTICLE I (DOGS RUNNING AT LARGE) OF CHAPTER 115 (ANIMALS) OF PART II OF THE CODE OF THE CITY OF ALBANY**

*The City of Albany, in Common Council convened, does hereby ordain and enact:*

**Section 1.** Section 115-2 (Regulations) of Article I (Dogs Running at Large) of Chapter 115 (Animals) of Part II of the Code of the City of Albany is amended to read as follow:

**§115-2 Regulations.**

Pursuant to the authority granted to the City of Albany by Article 7 of the New York Agriculture and Markets Law, it shall be unlawful for any owner of, or any person harboring, any dog in the City of Albany to permit or allow such dog to:

- A. Run at large. All dogs are to be restrained by an adequate collar and leash, except that within the parks in the City of Albany, not including Hoffman Park, all dogs shall be so restrained or under the control of its owner or responsible person over 12 years of age. For the purposes of this section, "control" shall mean within sight of the owner and subject to immediate restraint. Any female dog in heat shall be confined to the premises of the owner or person harboring such dog during this period.
- B. Engage in howling or barking for a period of 10 minutes, or howls or barks intermittently for 1/2 hour or more regardless of whether the dog is physically situated in or upon private property.
- C. Cause damage or destruction to property 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 a manner as reasonably to cause intimidation or to put such person in reasonable apprehension of bodily harm or injury.
- E. Habitually chase or bark at motor vehicles.
- F. Be within 25 feet of a playground or any area containing playground equipment.
- G. Be at any City of Albany special event or festival or special event held in a City park.
- H. Hoffman Park
  - (1) During the months of August through November of each calendar year, Foley Field at Hoffman Park will not be accessible as a dog park to accommodate for the youth sport season.
  - (2) During the months of December through July of each calendar year, Foley Field at Hoffman Park will remain a dog park under normal procedures.

**Section 2.** This ordinance shall take effect 30 days after enactment.

**APPROVED AS TO FORM  
THIS 28<sup>TH</sup> DAY OF AUGUST, 2020**

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**Corporation Counsel**

**To:** Danielle Gillespie, City Clerk  
**From:** John-Raphael Pichardo, Esq., Research Counsel  
**Re:** Request for Common Council Legislation  
Supporting Memorandum  
**Date:** August 28, 2020

**SPONSOR** Council Member Frederick

**ORDINANCE 18.91.20**

**TITLE:**

AN ORDINANCE AMENDING ARTICLE I (DOGS RUNNING AT LARGE) OF CHAPTER 115 (ANIMALS) OF PART II OF THE CODE OF THE CITY OF ALBANY

**GENERAL PURPOSE OF LEGISLATION:**

This ordinance restricts the use of Hoffman Park for certain times of the year by dogs.

**NECESSITY FOR LEGISLATION AND CHANGES TO EXISTING LAW:**

There have been several complaints that the Pop Warner football team has not been able to use the football field portion of the park for games and practice due to dog poop all over the place. This ordinance seeks to limit Hoffman's park use as a dog park during the times Pop Warner uses the field for their games/practices, which are in the fall.

**FISCAL IMPACT(S):**

None.