



HEARING & SPECIAL MEETING OF THE
SELECTBOARD & WATER COMMISSION
Temporary Town Office (86 Mountain Road)
Thursday, January 26th 2016, 6:00pm
UNAPPROVED

Selectboard members present: Charlie Hancock-chairman, Scott Perry-vice chair, Sarah Silva, Colin Sorenson (conference call)

Visitors: Sue Wilson, Deanna Robitaille, Keith Sampietro, Jordan Ferguson

Clerk: Elizabeth Reighley

Charlie called the meeting to order at 6:07 p.m.

Pursuant to the *Town of Montgomery Dog Ordinance, Section 10a*, the purpose of this hearing is to investigate the complaint received by the board of a dog attack on January 19th 2017, determine whether to sustain the complaint, and (if sustained) determine repercussions under *Section V* of the Ordinance.

1. **Review and make any changes to the agenda.** No changes made.
2. **Conduct Hearing on Complaint and Make Determination.** Charlie introduced those present for the hearing and opened the session to begin testimony. The selectboard members reviewed the complaint brought forth by Deanna Robitaille stating that her son Isaiah was attacked and bitten twice by Tory Tatro's dog "Bella" on January 20th around 3:45pm. Keith Sampietro, Dog Officer, was called in response to the incident and was able to confirm this. Keith spoke with both parties on the day of the incident, as well as the neighbors of the Tatro's, and also researched the prior incident with the dog that occurred in February of 2016 which also resulted in a hearing at that time. The board took testimony from both parties. Keith gave his report before the board as well as some clarifications on the details of the quarantine of the dog after the incident, what his recommendations were for further action, and any extra steps that could be taken after a decision is finalized. Board members asked all parties be excused, with the exception of Keith, in order to hold discussion before making their decision. After weighing all the facts, testimony, and recommendations the board came to a general consensus and took the following action. Charlie motioned to have the dog impounded by Keith for a two week period within which the owners must construct/or obtain an enclosure for their property for the dog, with a minimum height of 6ft, and it must be a large enough area/or enclosure to include proper protection for the dog from weather conditions. When the dog is not in the house or residing in the enclosure she must be leashed at all times. The owners must also pay a fine of \$100.00 (\$50 of which was the previous years' fine) and the additional cost of Keith's kennel fees. Should the dog be found out of compliance this will result in the immediate removal of the dog by the officer and euthanasia following due process. The motion was seconded by Scott and passed by a 3-1 roll call vote of:

Colin-yea, Sarah-nay, Charlie-yea, and Scott-yea. Keith will arrange to pick up the dog for the two week impoundment and Charlie will notify involved parties of the boards' decision.

Scott motioned to end the meeting, seconded by Sarah, the board adjourned at 7:10pm

Respectfully Submitted,

Elizabeth Reighley