

ORDINANCE NO. 22-4()

AN ORDINANCE TO AMEND CHAPTER 4, ANIMALS, ARTICLE 2, DIVISION 3, VICIOUS DOGS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA

BE IT ORDAINED By the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 4, Animals, Article 2, Division 3, Vicious Dogs, is hereby reordained and amended as follows:

By Amending:

Sec. 4-222 Reason to believe a dog is a vicious dog; summons and confinement.

Chapter 4. Animals

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Article 2. Dogs

...

Division 3. Vicious Dogs

...

Sec. 4-222 Reason to believe a dog is a vicious dog; summons and confinement.

If a law enforcement or animal control officer has reason to believe that a dog is a vicious dog, and that the vicious dog resides in the County or committed in the County an act set forth in the definition of "vicious dog," the following applies:

- A. *Application for a summons.* The law enforcement officer or the animal control officer shall apply to a magistrate serving the County requiring the owner or custodian, if known, to appear before a general district court at a specified time. A law enforcement officer who successfully applies for a summons to be issued shall contact the County's animal control officer and inform the animal control officer of the dog's location and the relevant facts pertaining to his belief that the dog is vicious.
- B. *Content of the summons.* The summons shall advise the owner of the nature of the proceeding and the matters at issue.
- C. *Confining the dog.* The animal control officer shall confine the dog until the time that evidence is heard in court and a verdict is rendered.

(§ 4-222: (§ 4-219: Ord. 13-4(1), 7-3-13); § 4-222, Ord. 18-4(1), 10-3-18, Ord. 22-4())

State law reference(s)—Va. Code § 3.2-6540.1 (B).

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of ____ to ____, as recorded below, at a regular meeting held on _____.

Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Andrews	_____	_____
Mr. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Price	_____	_____