

TOWN OF BUCKLAND
MASSACHUSETTS



April 5, 2021

Courtney Zarish
150 Bray Road
Shelburne Falls, MA 01370-1403

Delivered: By Hand and By USPS First Class

Dear Ms. Zarish;

This letter is to inform you that at the request of Animal Control Officer Kyle Dragon the Select Board of the Town of Buckland will hold a 2nd public hearing regarding your failure to comply with the conditions set forth by the Select Board after hearing a complain of attack(s) by your dog on January 12, 2021.

Pursuant to the requirements of Massachusetts General Law, Chapter 140, Section 157, the Buckland Select Board has scheduled a hearing for **Tuesday, April 13, 2021** to be held at 5:30 p.m. via Zoom. (Zoom instructions are on the reverse page)

You have the right to bring witnesses and to be represented by legal counsel. If the charges are proven, the Board of Selectmen may make such order concerning the restraint or disposal of your dogs as may be deemed necessary.

If you have any questions or require additional information, please feel free to contact me at the Town Hall.

Sincerely,

Heather Butler
Town Administrator

Cc: Chief James T. Hicks
Kyle Dragon, Animal Control Officer

17 STATE STREET - BUCKLAND • SHELBURNE FALLS, MA • 01370
PHONE: (413) 625-6330 • FAX: (413) 625-8570

INSTRUCTIONS TO JOIN ZOOM MEETING

Topic: Select Board

Time: Apr 13, 2021 05:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/86056728679>

Meeting ID: 860 5672 8679

One tap mobile

+16465588656,,86056728679# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

Meeting ID: 860 5672 8679

Find your local number: <https://us02web.zoom.us/u/kdLqqDcHBy>

Commonwealth of Massachusetts

Office of the Sheriff

FRANKLIN COUNTY

CHRISTOPHER J. DONELAN
SHERIFF



LORI M. STREETER
SUPERINTENDENT

March 26, 2021



Office of the Selectboard
Town of Buckland
17 State Street
Shelburne Falls, Ma 01370



Re: Dog order inspection for 150 Bray Road, Buckland Ma.

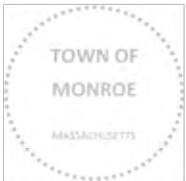


To whom it may concern;

On March 25th 2021 at about 1215pm, I conducted a compliance inspection for the dog orders issued by the Selectboard on January 14, 2021 in reference to case number C20-094. This inspection was conducted at #150 Bray Road in the Town of Buckland Massachusetts. Property owner and owner/keeper of the canines, Courtney Zarish was present at the time of the inspection. Copies of the January 14th order were provided to Zarish via USPS (with return receipt) and in hand by the Buckland Police Department. An additional copy was handed to Zarish at the conclusion of the inspection as well.



Prior to this inspection, I had made contact with Courtney Zarish at her residence on March 22nd 2021 at about 450pm. During this time, we set the time for the formal inspection (3/25/2021 at noon) prior to departing her residence, I reviewed some of the requirements that would be reviewed during the inspection (Spay/Neuter, Rabies, License, and Restraint) so she could be properly prepared on the 25th.



Following the inspection on March 25, 2021 at 1215pm, I am reporting the following to Selectboard in regards to the dog orders that were put in place on 1/14/2021:

- Order (i & ii): Restraint requirements:
 - No kennel has been erected for containment of canines outside of the residence. When outside, the canine(s) are currently being restrained by light duty cable tie outs which were attached to trees and shrubs.
 - Zarish reports that she has (1) kennel within the residence. Advises that the dogs are in the residence. Noted that the primary door into the residence currently does not have a handle or visible lock mechanism.
- Order (iii): Leash/Muzzle requirement:
 - Zarish was only able to produce (1) leash at the time, was not able to provide an additional (2) leashes. Has not procured any muzzles for the canines as required.



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- Order (iv) Insurance Requirement:
 - Zarish, has not purchased any additional insurance as required by the order. Zarish stated that she thinks her house insurance may cover them as she checked dogs when she initially got the policy, however did not have any documentation available to prove this.
- Order (v) ID Requirement:
 - Canines not currently licensed. Canines were photographed during this inspection. Canines are not microchipped.
- Order (vi) Alteration Requirement:
 - Zarish was unable to provide any proof of alterations for the canines, nor has she scheduled appointments to have them altered as of the time of the inspection.



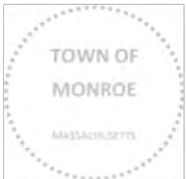
Further as of the time of the inspection none of the (3) canines are licensed in the Commonwealth and Zarish was unable to provide rabies paperwork for the 8month old male puppy 'Bo'.

In conclusion, at this time, Zarish is not compliant with the dog order dated 01/14/2021.



Respectfully,

Kyle Dragon
Animal Control Officer
Franklin County Sheriff's Office





FRANKLIN COUNTY REGIONAL ANIMAL CONTROL

10 Sandy Lane
Turners Falls, Ma 01376
(413) 768-0983 - kdragon@fcso-ma.us

Dog Order Inspection Sheet
MGL 140§157

Municipality: Buckland Inspection Date: 3/25/2021 Case Number: C20-094
Address: 150 Bray Road Building Type: Wood, Residence, Single Story
Responsible party: Courtney Zanish Phone: 386 344 5786
Animal Name: BlueBair Bebe Bo Breed: _____ Age: _____ Sex: _____ Color: _____
Dog License: None Rabies vax: _____ DVM: Shelburne Falls vet Hosp.

| | | |
|---|---|---|
| <input type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | Dog is currently licensed and vaccinated against rabies | <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant <u>2 of 43 Have current rabies.</u> |
| <input checked="" type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | Dog confined to premises: Inside Dog has secure location within residence to be confined when not outside. MGL 140§157 (c) (ii) | <input checked="" type="checkbox"/> Compliant <input type="checkbox"/> Not Compliant |
| | Dog be confined to the premises: Outside Pen or dog run shall have a secure roof and, if such enclosure has no floor secured to the sides thereof, the sides shall be embedded into the ground for not less than 2 feet; and provided further, that within the confines of such pen or dog run, a dog house or proper shelter from the elements shall be provided to protect the dog MGL 140§157 (c) (ii) | <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant Containment Type: _____ Floor Type: _____ Sides embedded? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Secured to floor? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Secure Roof <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO Shelter <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <u>Cable tie outs</u> |
| <input checked="" type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | The dog shall be securely and humanely muzzled and restrained with a chain or other tethering device having a minimum tensile strength of 300 pounds and not exceeding 3 feet in length; MGL 140§157 (c) (iii) | Muzzle: <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant <input type="checkbox"/> N/A Leash: <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant <input type="checkbox"/> N/A <u>1 leash present (3 dogs, no muzzle)</u> |
| <input checked="" type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | Proof of insurance in an amount not less than \$100,000. MGL 140§157 (c) (iv) | <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant <input type="checkbox"/> Issued <input type="checkbox"/> In Process <input type="checkbox"/> Not issued Attempted <input type="checkbox"/> YES <input type="checkbox"/> NO *Attach proof to report |
| <input checked="" type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | Identifying information provided on animal MGL 140§157 (c) (v) | <input type="checkbox"/> Compliant <input type="checkbox"/> Not Compliant Dog License # <u>NO LICENS</u> Microchip# <u>NO CHIPS.</u> Photos taken: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| <input checked="" type="checkbox"/> Ordered <input type="checkbox"/> Not Ordered | The dog shall cause the dog to be altered so that the dog shall not be reproductively intact. MGL 140§157 (c) (vi) | <input type="checkbox"/> Compliant <input checked="" type="checkbox"/> Not Compliant DVM Medical Waiver (DVM _____) |
| <input type="checkbox"/> Ordered <input checked="" type="checkbox"/> Not Ordered | Additional Town Orders *List on reverse of this form | <input type="checkbox"/> Compliant <input type="checkbox"/> Not Compliant |

Type of inspection Conducted: Initial Status: Passed Failed

Signature of Officer: [Signature] Date: 3/25/2021

ztorbo@aol.com