

MONTAGUE SELECTBOARD MEETING

TUESDAY, October 17, 2023

In-Person at 1 Avenue A, Turners Falls and VIA ZOOM

AGENDA

Zoom Login: <https://us02web.zoom.us/j/85705870411?>

Meeting ID: 857 0587 0411 **Passcode:** 498051

Dial into meeting: **+1 646 558 8656**

This meeting/hearing of the Selectboard will be held in person at the location provided on this notice. Members of the public are welcome to attend this in-person meeting. Please note that while an option for remote attendance and/or participation is being provided as a courtesy to the public, the meeting/hearing will not be suspended or terminated if technological problems interrupt the virtual broadcast, unless otherwise required by law. Members of the public with particular interest in any specific item on this agenda should make plans for in-person vs. virtual attendance accordingly.

Topics may start earlier than specified, unless there is a hearing scheduled

Meeting Being Taped

Votes May Be Taken

- 1. 6:00 PM** Selectboard Chair opens the meeting, including announcing that the meeting is being recorded and roll call taken
- 2. 6:00** Dog Complaint Hearing, Nicholas Pratt and Kim James-Caron, 20 N Street, Turners Falls
 - Investigation of Nuisance or Dangerous Dogs as those terms are defined in said statute

Next Meeting: Selectboard, Monday, October 23, 2023 at 6:30 PM, via ZOOM

From: [Calin Giurgiu](#)
To: [WendyB-Montague Selectboard](#)
Subject: Dangerous dog 20 N Street, Turners Falls
Date: Monday, October 2, 2023 8:59:59 AM

ACO report

On 9-12-2023 around 8:38am an Officer was Dispatched to 20 N Street in Turners Falls responding to a report that the dog from the residence jumped from the second floor, and attacked a little dog on the street, which was walking on a leash with the owner. Unable to respond at that time because I was sick, I stopped by the house on Monday the 18th. No one answered the door. On Tuesday morning I stopped again. I was able to talk with Kim James-Caron. Kim James-Caron told me she is willing to give me the dog and I told her that I'm not there to pick up her dog. I'm there to talk about the incident and her dog being on quarantine. Kim James-Caron told me that Luna was the one who jumped off from the roof attacking the little dog. I told Kim James-Caron that I will call the owner of the little dog to find out her side of the story. Kim James-Caron wanted me to apologize on her behalf, and then she told me that she is willing to pay for the vet bill. I told Kim James-Caron that I will tell the owner of the little dog everything she told me. I left from there and I went to the Town hall to check with the clerk if the dogs are licensed and they were not.

I called Deborah [REDACTED] owner of the little dog, and left a message. Deborah called me back in the afternoon and she told me that two dogs were attacking the little dog. Deborah [REDACTED] also said that she does not need money from Kim James-Caron because her dog has insurance.

In the past two weeks I attempted to reach out to Kim James-Caron regarding her unlicensed dogs. After several stops by her residence no one answered the door. On 9/23 I stopped by the residence and after no one answered the door I called and spoke once with Kim's son Nicholas. Nicholas told me that they are not at home and I asked Nicholas to call me back when they are home because I need to talk with them. They have never called me back. I stopped again by their residence and no one answered the door.

Because Kim James-Caron failed to reach back to talk about her unlicensed dangerous dog, I am leaving this case to be reviewed by the select board.

Thank you,

Calin Giurgiu
Animal Control Officer
321 High Street
Greenfield, MA 01301
(413) 773-5411ext. 1411
(413) 772-2238 (fax)



Selectboard
Town of Montague
1 Avenue A
Turners Falls, MA 01376

(413) 863-3200 xt. 108
FAX: (413) 863-3231

October 4, 2023

BY CONSTABLE

Mr. Nicholas Pratt
Ms. Kim James-Caron
20 N Street
Turners Falls, MA 01376

**NOTICE OF HEARING
NUISANCE OR DANGEROUS DOG**

Dear Mr. Pratt:

On **Tuesday, October 17, 2023 at 6:00 PM** the Montague Selectboard will hold a public hearing in the Montague Town Hall, One Avenue A, Turners Falls, MA, in accordance with Massachusetts General Laws, Chapter 140, Section 157, to determine whether the dogs owned and/or kept by you at 20 N. Street, Turners Falls, Massachusetts, are Nuisance or Dangerous Dogs as defined in said statute.

This hearing is being convened in response to a complaint from Calin Giurgiu, Animal Control Officer that several unlicensed dogs are kept by you at the property, that they are frequently left unattended and allowed to roam loose, and that on or about September 12, 2023 two of the dogs were involved in an attack on a smaller dog being walked with a leash on a public way.

During the hearing, the Board will examine the evidence, which will include and examination of the complainant under oath, and based on the credible evidence and testimony presented, the Board may make such findings and orders concerning the restraint or disposal of said dogs as may be deemed necessary, which may include an order that the dogs be surrendered to the Town of Montague for disposition in its discretion, which may include that the dogs be humanely euthanized.

You may attend the hearing and at that time you may produce any documentation and/or witnesses. You may be represented by counsel at your own expense if you so choose.

The Town of Montague is an equal opportunity provider and employer

108. If you have questions related to the hearing process, please call me at (413) 863-3200 ext.

Very truly yours,

A handwritten signature in black ink that reads "Wendy Bogusz". The signature is fluid and cursive, with the first name "Wendy" and last name "Bogusz" clearly legible.

Wendy M. Bogusz
Executive Assistant

cc: Calin Giurgiu, Animal Control Officer
Chris Williams, Chief of Police
Ryan Paxton, Board of Health
Chris Brown
Jennifer Brown
Deb McCormick

For Date: 05/18/2023 - Thursday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-6222	0822	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Chase, Steven
Call Source: Telephone
Location/Address: [TF] N ST
Party Entered By: 05/18/2023 0824 Chase, Steven
Calling Party: DEMERS, CAROLINE A @ [REDACTED] - TURNERS FALLS, MA 01376-1806 [REDACTED]
[REDACTED] Race: W Sex: F
Party Entered By: 05/18/2023 0835 Chase, Steven
Involved Party: PRATT, NICHOLAS D [REDACTED] - TURNERS FALLS, MA 01376-1819 [REDACTED]
[REDACTED] Race: W Sex: M
Narrative: 05/18/2023 0824 Chase, Steven
Modified By: 05/18/2023 0834 Chase, Steven

Rp reporting that she just saw a dog running loose on N St,
believed to be one of the attached males dogs.
ACO advised and will check the area.

For Date: 05/18/2023 - Thursday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-6225	1220	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Chase, Steven
Call Source: Telephone
Location/Address: [TF] 20 N ST
Narrative: 05/18/2023 1223 Chase, Steven
A neighbor is reporting that 2 small dogs are coming out of
a window and walking around a small rooftop area. RP is
concerned for their safety

Narrative: 05/18/2023 1223 Chase, Steven
ACO notified

For Date: 06/14/2023 - Wednesday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-7431	0850	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Chase, Steven
Call Source: Telephone
Location/Address: [TF] 20 N ST
Narrative: 06/14/2023 0851 Chase, Steven
RP states that 3 dogs are running loose that live at this address

Narrative: 06/14/2023 0851 Chase, Steven
ACO notified and responding

Narrative: 06/14/2023 1013 Chase, Steven
Dog owner surrenderd 4 puppies to the ACO. He is taking them to the shelter

For Date: 06/20/2023 - Tuesday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-7708	1243	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Chase, Steven
Call Source: Telephone
Location/Address: [TF] 20 N ST
Party Entered By: 06/20/2023 1244 Chase, Steven
Calling Party: ***UNKNOWN***
Narrative: **06/20/2023 1244 Chase, Steven**
RP states that 2 dogs are running loose that live at this address

Narrative: **06/20/2023 1244 Chase, Steven**
ACO notified and is responding

For Date: 06/21/2023 - Wednesday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-7765	1915	911 - Animal Complaint	Referred to an Officer		2

Call Taker: Wells, Robin
Call Source: 911
Location/Address: [TF] 20 N ST
Party Entered By: 06/21/2023 1917 Wells, Robin
Calling Party: ***UNKNOWN*** @ ***UNKNOWN*** [REDACTED]
Unit: 2 Lapachinski, Peter

Arvd-19:18:42 Clrd-19:20:22

Narrative: **06/21/2023 1917 Wells, Robin**

RP stated that there are two dogs out on roof and the owners are home and allowing it to happen. RP is concerned for the dog's safety.

Sgt Lapachinski advised

Narrative: **06/21/2023 1922 Wells, Robin**

Sgt Lapachinski advised that he spoke to the owner, who stated that they were putting an air conditioner in the window and the dog got out but then came back inside on its own.

For Date: 06/30/2023 - Friday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-8195	1337	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Harris, Kelly
Call Source: Telephone
Location/Address: [TF] N ST @ RASTALLIS ST
Party Entered By: 06/30/2023 1338 Harris, Kelly
Calling Party: ***UNKNOWN***
Narrative: 06/30/2023 1338 Harris, Kelly

Anonymous caller reports an ongoing issue with aggressive dogs that live at a blue house in the area. She wanted the info on record.

For Date: 07/07/2023 - Friday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-8549	0933	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2

Call Taker: Chase, Steven
Call Source: Telephone
Location/Address: [TF] 20 N ST
Party Entered By: 07/07/2023 0934 Chase, Steven
Calling Party: SUBOCZ, SARA ANNA @ [REDACTED] - TURNERS FALLS, MA 01376-1806 [REDACTED]
SSN: [REDACTED] DOB: [REDACTED] Race: U Sex: F

Narrative: 07/07/2023 0934 Chase, Steven
RP advising that the dogs from a nearby address are running loose around the neighborhood again

Narrative: 07/07/2023 0935 Chase, Steven
ACO notified

Narrative: 07/07/2023 0948 Chase, Steven
ACO responded. Dogs are back inside

For Date: 07/08/2023 - Saturday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-8616	1743	Phone - Animal Complaint	REFERRED TO OTHER AGENCY		2
Call Taker: Chase, Steven					
Call Source: Telephone					
Location/Address: [TF] 20 N ST					
Unit: 5 Holland, Jamal					
Disp-17:59:18 Arvd-18:00:04 Clrd-18:05:19					
Narrative: 07/08/2023 1750 Chase, Steven					
Passerby reporting a dog on the roof of an apartment building					
Narrative: 07/08/2023 1806 Chase, Steven					
The dog owner was made aware of the dogs being loose and she said she will get them					
Narrative: 07/08/2023 1812 Chase, Steven					
Dogs have been brought inside at this time					

For Date: 07/08/2023 - Saturday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-8620	1829	Phone - Animal Complaint	Referred to an Officer		2

Call Taker: Chase, Steven
Call Source: Telephone
Call Closed By: Downer, Gary 07/08/2023 1903
Call Modified By: Downer, Gary
Location/Address: [TF] 20 N ST
Narrative: **07/08/2023 1830 Chase, Steven**
Multiple callers reporting that the same dogs are back out on the street again, loose.

Narrative: **07/08/2023 1903 Downer, Gary**
Officers advised of call.

For Date: 07/15/2023 - Saturday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-8977	1832	Phone - Animal Complaint	Referred to an Officer		2

Call Taker: Wells, Robin
Call Source: Telephone
Location/Address: [TF] 20 N ST
Party Entered By: 07/15/2023 1833 Wells, Robin
Calling Party: BROWN, CHRISTOPHER @ [REDACTED] - TURNERS FALLS, MA 01376 [REDACTED]
SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: M
Unit: 6 Dlugosz, Jacob
Disp-18:33:41 Arvd-18:35:09 Clrd-18:37:03

Narrative: 07/15/2023 1833 Wells, Robin
RP stated that there is a dog out on the roof at the above location.

Narrative: 07/15/2023 1837 Wells, Robin
Sgt Dlugosz advised that the homeowner was aware and stated that the dog likes it and its only 10 feet off the ground. The dog is now inside.

For Date: 08/03/2023 - Thursday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-9946	1551	Phone - Animal Complaint	Referred to an Officer		2

Call Taker: Wells, Robin
Call Source: Telephone
Location/Address: [TF] 20 N ST
Party Entered By: 08/03/2023 1552 Wells, Robin
Calling Party: BROWN, JENNIFER S @ [REDACTED] - TURNERS FALLS, MA 01376-1500 [REDACTED]
SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F
Party Entered By: 08/03/2023 1654 Wells, Robin
Calling Party: SUBOCZ, SARA ANNA @ [REDACTED] TURNERS FALLS, MA 01376-1806 [REDACTED]
SSN: [REDACTED] DOB: [REDACTED] Race: U Sex: F
Unit: 4 Sevene, Michael
Disp-15:52:38 Arvd-15:55:36 Clrd-16:06:18
Narrative: 08/03/2023 1552 Wells, Robin
RP stated that there are 4 dogs out on the roof.
Narrative: 08/03/2023 1557 Wells, Robin
Ofc Sevene confirmed that there are a couple dogs on the roof
Narrative: 08/03/2023 1603 Wells, Robin
Ofc Sevene requested dispatch to call the residence to see if they were home, numbers are out of service. Ofc also advised that the dogs are causing a disturbance to the neighborhood.
Narrative: 08/03/2023 1605 Wells, Robin
Town hall advised that there are no dogs registered to this address.
Narrative: 08/03/2023 1606 Wells, Robin
Ofc Sevene advised that there are at least 4 dogs, large dogs, unknown if they are aggressive.
Narrative: 08/03/2023 1621 Wells, Robin
Ofc Sevene advised that he followed up with ACO and he is going to look into it.
Narrative: 08/03/2023 1654 Wells, Robin
Two more calls regarding the dogs.

For Date: 08/07/2023 - Monday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-10113	1946	Phone - Animal Complaint	Referred to an Officer		2

Call Taker: Morin, Anna
Call Source: Telephone
Location/Address: [TF] 20 N ST
Party Entered By: 08/07/2023 1946 Morin, Anna
Calling Party: BROWN, JENNIFER S @ [REDACTED] - TURNERS FALLS, MA 01376-1500 [REDACTED]
SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F
Narrative: 08/07/2023 1946 Morin, Anna
RP states there are 3 dogs standing on the roof.
Officer Holland advised. Printed for ACO

For Date: 09/12/2023 - Tuesday

<u>Call Number</u>	<u>Time</u>	<u>Call Reason</u>	<u>Action</u>	<u>Priority</u>	<u>Duplicate</u>
23-11762	0838	Phone - Animal Complaint	REPORT TAKEN	2	
Call Taker:		Chase, Steven			
Call Source:		Telephone			
Location/Address:		[TF] 20 N ST			
Party Entered By:		09/12/2023 0852 Chase, Steven			
Involved Party:		WITNESS			
		BROWN, JENNIFER S @ [REDACTED] - TURNERS FALLS, MA 01376-1500 [REDACTED]			
		SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F			
Party Entered By:		09/12/2023 0853 Chase, Steven			
Involved Party:		OWNER OF SMALL DOG			
		MCCORMICK, DEBORAH ANN @ [REDACTED]T - TURNERS FALLS, MA 01376 [REDACTED]			
		SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F			
Party Entered By:		09/12/2023 0911 Chase, Steven			
Involved Party:		DOG OWNER			
		CARON, KIMBERLY MARIE @ [REDACTED]T - TURNERS FALLS, MA 01376 [REDACTED]			
		SSN: [REDACTED] DOB: [REDACTED] Race: W Sex: F			
Unit:		6 Dobosz, Joshua			
		Disp-08:39:19	Arvd-08:41:56	Clrd-08:57:28	
Narrative:		09/12/2023 0839 Chase, Steven			
		Multiple callers reporting a couple of big dogs attacking a small dog			
Refer To Incident:		23-263-OF			



Montague Police Department
Incident Report

Page: 1
09/15/2023

Incident #: 23-263-OF
Call #: 23-11762

Date/Time Reported: 09/12/2023 0838
Report Date/Time: 09/12/2023 0959
Occurred Between: 09/12/2023 0830-09/12/2023 0840
Status: No Crime Involved

Reporting Officer: Patrolman Joshua Dobosz
Approving Officer: Sergeant Peter Lapachinski

#	INVOLVED	SEX	RACE	AGE	SSN	PHONE
1	CARON, KIMBERLY MARIE TURNERS FALLS MA 01376	F	W	64		

Military Active Duty: N
HEIGHT: 502 WEIGHT: 250 HAIR: BLOND OR STRAWBERRY EYES: GREEN
BODY: COMPLEXION: NOT AVAIL.
DOB: PLACE OF BIRTH: GREENFIELD,MA
LICENSE NUMBER: ETHNICITY: NOT HISPANIC
PCF #: 00001083788

[CONTACT INFORMATION]

Home Phone (Primary)
Home Phone (Primary)
Cell Phone
CallBack Number (Primary)

[APPEARANCE]

GLASSES WORN: NO
TATTOOS: TAT CHEST (LEFT BREAST BIRD), TAT R SHLD (BIRD)

ALIAS LAST NAME	FIRST NAME	MIDDLE NAME	SSN	DOB	GENDER
CARON	KIM	M	NOT AVAIL		NOT AVAIL

EVENTS (S)

LOCATION TYPE: Highway/Road/Alley/Street Zone: TURNERS FALLS
20 N ST
TURNERS FALLS MA 01376

1 Animal Complaint

Montague Police Department
Incident Report

Page: 2
09/15/2023

Incident #: 23-263-OF
Call #: 23-11762

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
1	MCCORMICK, DEBORAH A [REDACTED] TURNERS FALLS MA 01376 DOB: EMPLOYER: DEERFIELD ACADEMY [REDACTED] ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 RELATION TO: CARON KIMBERLY CONTACT INFORMATION: Home Phone (Primary) [REDACTED] Work Phone (Primary) [REDACTED]	F	W	67		[REDACTED]
			Neighbor			

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1	BROWN, JENNIFER S [REDACTED] TURNERS FALLS MA 01376-1500 DOB: EMPLOYER: [REDACTED] CONTACT INFORMATION: Home Phone (Primary) [REDACTED] Home Phone [REDACTED] Work Phone (Primary) [REDACTED]	WITNESS	F	W	39		[REDACTED]

Ref: 23-263-OF

On Tuesday 9/12/2023 at approximately 0830hr, I Officer Joshua Dobosz responded to 20 N street for a dog fight. I made contact with Deborah McCormick who stated that she was out walking her small dog going past 20 N street. Deborah stated that there are 2 large dogs that live at 20 N that are aggressive towards people and dogs that walk by.

Deborah stated that as she passed 20 N street the 2 dogs broke through the window on the second floor and jumped out onto the street. Deborah stated that 1 of the tan in color dogs grabbed on to her dog and threw it around. Deborah stated that the owner of the dogs Kimberly Caron the came out and brought the dogs back inside. Deborah stated that at this time she did not believe that her dog was injured, but was taking it to the vet to be safe.

I spoke with Kimberly who stated she had been having trouble with the dogs. Kimberly stated that she is in contact with the ACO and is attempting to find a solution. I advised her to secure the second floor window so that dogs could not get out again.

Respectfully Submitted,

Officer Joshua Dobosz