



The Chatuge Village Community Association, Inc.

P.O. Box 738

Hayesville, North Carolina 28904

Procedure for Barking Dog Complaint

Chatuge Village Covenants & Restrictions

Article I, Section 10

To preserve the relative tranquility of the community, excessive noise emanating from any Residence or lot which tends to disturb the quiet enjoyment of other owners in the subdivision or create a nuisance or annoyance to them, is generally prohibited. Between the hours of 11:00 PM to 7:00 AM, quiet hours shall be observed. "Quiet hours" shall mean a prescribed period during which loud music or activities (e.g., parties, construction) and such other excessive noise as the Board may prohibit through the promulgation of rules and regulations, is prohibited.

Article IV, Section 2

Dogs and cats or other domestic pets shall not be allowed to roam unattended in the village, but instead be confined while on the owner's property, or leashed and under control when located off the owner's property. No pet shall otherwise create a nuisance to other owners. For purposes of this paragraph, "nuisance" means, but is not necessarily limited to, damaging, soiling, or defiling private property or the common area; interfering with, molesting or attacking persons or other animals; causing unsanitary, dangerous or offensive conditions including fouling of the air by odors; chasing, threatening, harassing, or impeding pedestrians, bicyclists, or vehicles; or by virtue of the number of animals is offensive or dangerous to public health, safety, or welfare; is diseased or dangerous to public health; or the animal habitually, excessively, or repeatedly makes noises or other sounds that tend to annoy, disturb or frighten neighbors.

Clay County – Animal Control Ordinance:

https://www.clayconc.com/files/ugd/fe4bcd_92061f1a0dc248309fe190fa9bd9db55.pdf

Section VI – Noisy animals

It shall be unlawful for any person to own, keep, or have within the county an animal that habitually, excessively, or repeatedly make noises or other sounds that tend to annoy, disturb, or frighten its citizens.

Definition of excessive barking-

- Continuous barking for 10-15 minutes or more, or
- Repeated barking over 30+ minutes, or
- Frequent daily occurrences that create a disturbance

Complaint Process

A written complaint triggers the process

- Submit a **written** complaint to the Board and file a complaint with the Sheriff's Office.
- Must be submitted by a resident. The best method to contact the Board is via email at cvcaboard@chatugevillage.org.
- Should include:
 - Dates/times of barking
 - Duration
 - Optional audio/video evidence
 - Copy of the Sheriff's Report

1st Notice (Courtesy Notice)

Chatuge Village Board of Directors notifies the dog owner of the complaint. The notification should include:

- Description of complaint
- Cite the C&R section(s) that applies
- Request to resolve within a set timeframe (7-10 days)
- If the dog owner is notified by telephone the call should be followed-up by written communication (email or letter)

2nd Notice (Formal Violation)

If barking still continues, a formal violation notice via USPS and certified mail is sent.

- Describe the specific violation (complaint)
- Cite the C&R section(s) that applies
- Outline the required corrective action
- Offer opportunity to be heard during a hearing with the Board –at least a 10-day notice will be given

Due Process Hearing

A due process hearing with the Chatuge Village Community Association Board of Directors

- Must be sent at least 10 days in advance
- The homeowner has the right to present evidence or explanations
- The Board will deliberate in executive session to decide if a violation actually occurred
- The Board will send a written notice of the decision to the member within a reasonable timeframe (5–7 days after the hearing)

Fines

If the Board finds the owner in violation and the barking persists:

- Fines of up to \$100 per day may be imposed for each subsequent documented violation

Modified and approved by the CVCA Board of Directors during the 30 July 2026 meeting