

## Pet and Service Dog Policy

07/2021 rev.

### **Pet Policy:**

For the safety and enjoyment of our participants POrtalBurn does not allow for the inclusion of pets of any kind at our event.

### **Service Dog Statement:**

In the spirit of “radical inclusion” we at PortalBurn welcome, with open arms, service dog teams and allow for their inclusion within the letter and spirit of the applicable statutes including, The Americans with Disabilities Act Title II at 28 CFR 36.302(c), New York State Agriculture Markets Law Chapter 69. Article 7. § 108, and Civil Rights Law. Chapter 6. Article 4-B. § 47.

### **General Terms for Service Dog Inclusion:**

\*As of March 15, 2011, only dogs are recognized as service animals under titles II and III of the ADA and updated as current on February 24th, 2020.

\*A service animal is a dog that is individually trained to do work or perform tasks for a person with a disability.

\*ADA title II and title III entities must permit service animals to accompany people with disabilities in all areas where members of the public are allowed to go.

\* Emotional Support Animals and Therapy Animals are not Service Dogs, and are not permitted at POrtalBurn.

\*We request that POrtalBurn be notified of all service dogs that are planning to attend prior to the event.

\*Service Dog teams may be asked the following questions in response to the notification (failure to respond to the questions is reasonable cause to exclude the service animal):

- a. “Is the dog a service animal required because of a disability?”
- b. “What work or task has the dog been trained to perform?”

(These questions are allowed by the applicable statutes because the work or task a dog has been trained to provide must be directly related to the person’s disability. Dogs whose sole function is to provide comfort or emotional support do not qualify as service animals under the ADA.)

\*According to NYS Law service dogs in training are afforded the same rights and responsibilities as service dogs with the understanding that the service dog handler/trainer is held accountable for the actions of the team within the applicable statutes.

\*Service animals must be harnessed, leashed, or tethered, unless these devices interfere with the service animal's work or the individual's disability prevents using these devices. In that case, the individual must maintain control of the animal through voice, signal, or other effective controls.

\*The service dog must be under the direct control of the handler at all times. At no time may the service dog be left unattended.

\*A person with a disability will not be asked to remove his service animal from the premises unless:

(1) The dog is out of control and the handler does not take effective action to control it.

(2) The dog is not housebroken and/or relieves themselves in a public area and the resulting waste is not immediately picked up and properly disposed of by the handler.

In the case that there is a legitimate reason to ask that a service animal be removed, the participant will be allowed to continue their participation without the animal's presence providing the participant makes safe alternative plans for their service dog.

**Disclaimer:**

While POrtalBurn, in the spirit of radical inclusion welcomes those who rely on service dogs please be advised that events like ours are often unforgiving physical environments for humans and dogs alike. Inclement weather, fire, loud noises, crowds and flashing lights are all common. If any of these stimuli would be too uncomfortable for either you or your service dog we ask that you consider the environment before you decide whether to participate with or without your service animal.