

9.09 ANIMALS AND POULTRY NOT TO RUN AT LARGE. No person having in his possession or under his control any animal or fowl shall allow the same to run at large within the Village.

9.10 KEEPING OF ANIMALS AND POULTRY REGULATED. (1) ANIMALS DEFINITION.

(a) *Livestock.* Includes, but not limited to, horses, cattle, swine, sheep and goats.

(b) *Wild Animals.* Birds, mammals and reptiles which normally inhabit and propagate in a natural environment.

(c) *Poultry.* Includes, but not limited to, chickens, ducks, pigeons, doves and quail.

(2) No person shall keep any livestock within the Village, except in an Agricultural District.

(3) No person shall keep any wild animal within the Village, except in an Agricultural District.

(4) The following regulations will govern the keeping of chickens and are designed to prevent nuisances and prevent conditions that are unsanitary or unsafe. No person shall keep chickens unless the following regulations are followed.

(a) *Number.* No more than six (6) hens shall be allowed for each single-family dwelling.

(b) *Setbacks.* Coops or cages housing chickens shall be kept at least twenty-five (25) feet from the door or window of any dwelling or occupied structure other than the owner's dwelling. Coops and cages shall not be located within five (5) feet of a side-yard lot line, nor within eighteen (18) inches of a rear-yard lot line. Coops and cages shall not be located in the front yard.

(c) *Enclosure.* Hens shall be provided with a covered, predator-proof coop or cage that is well-ventilated and designed to be easily accessed for cleaning. The coop shall allow at least two square feet per hen. Hens shall have access to an outdoor enclosure that is adequately fenced to contain the birds on the property and to prevent predators from access to the birds. Hens shall not be allowed out of these enclosures unless a responsible individual, over 18 years of age, is directly monitoring the hens and able to immediately return the hens to the cage or coop if necessary.

(d) *Sanitation.* The coop and outdoor enclosure must be kept in a sanitary condition and free from offensive odors. The coop and outdoor enclosure must be cleaned on a regular basis to prevent the accumulation of waste.

(e) *Slaughtering.* There shall be no outdoor slaughtering of chickens

(f) *Roosters.* It is unlawful for any person to keep roosters.

(g) *Denial.* If ordinances are not followed or there are substantial written complaints approval can be rescinded.

12.08 REGULATION AND LICENSING OF DOGS. (1) DOG LICENSE REQUIRED. It shall be unlawful for any person in the Village to own, harbor or keep any dog more than 5 months of age without complying with the provisions of this section and §§174.05 through 174.10, Wis. Stats., relating to the listing, licensing and tagging of same.

(2) **LICENSE FEES.** The license fees for dogs shall be as provided in the Village Fee Schedule on file in the office of the Clerk. In the event a dog becomes 5 months of age after July 1, 1/2 of the appropriate fee shall be charged.

(3) **LATE FEES.** The Village Treasurer shall assess and collect a late fee as provided in the Village Fee Schedule on file in the office of the Clerk from every owner of a dog 5 months of age or older if the owner failed to obtain a license prior to April 1 of each year or within 30 days of acquiring ownership of a licensable dog, or if the owner failed to obtain a license before the dog reached licensable age.

(4) **KENNEL LICENSE OPTION.** The owners of kennels may opt to pay a kennel license fee as provided in the Village Fee Schedule on file in the office of the Clerk and the Village Treasurer shall issue tags for each dog owned by the kennel owners. After the effective date of this section, no kennel may be located in a residential district, except upon issuance of a conditional use permit by the Village Board.

(5) RABIES VACCINATION REQUIRED. It shall be unlawful for any person to keep a dog in the Village which is over 5 months of age and has not received a rabies vaccination as required by §95.21(2), Wis. Stats. No dog license shall be issued until a certificate of rabies vaccination issued by a veterinarian has been presented. A rabies vaccination tag shall be attached to the collar of all licensed dogs at all times, except as provided in §95.21(2)(f), Wis. Stats.

(6) DEFINITIONS. In this section, unless the context of subject matter otherwise require, the terms used shall be defined as follows:

(a) Owner. Any person owning, harboring or keeping a dog and the occupant of any premises on which the dog remains or to which it customarily returns daily for a period of 10 days is presumed to be harboring or keeping the dog within the meaning of this section.

(b) At Large. A dog which is off the premises of the owner and not under the control of some person either by leash or otherwise, but an animal within an automobile of any other person with the consent of the animal's owner shall be deemed to be upon the owner's premises.

(c) Kennel. Any establishment wherein dogs are kept for the purpose of breeding, sale or sporting purposes.

(7) RESTRICTIONS ON KEEPING OF DOGS. It shall be unlawful for any person within the Village to own, harbor or keep any dog which: (a) Habitually pursues vehicles upon any street, alley or highway.

(a) Molests passersby or assaults or attacks any person without provocation.

(b) Is at large within the limits of the Village.

(c) Habitually barks or howls to the annoyance of any person or persons. This paragraph shall not apply to hospitals conducted for the treatment of small animals or to the premises occupied or used by the Village Pound.

(d) Kills, wounds or worries any domestic animal.

(8) DOGS RUNNING AT LARGE AND UNTAGGED DOGS. (a) *Dogs Running at Large*. A dog is considered to be running at large if it is off the premises of its owner and not under the control of the owner or some other person, as defined in sub. (6)(b) above.

(b) *Untagged Dogs*. A dog is considered to be untagged if a valid license tag is not attached to a collar which is kept on the dog whenever the dog is outdoors unless the dog is securely confined in a fenced area.

(c) *Dogs subject to impoundment*. Police officers shall attempt to capture and restrain any dog running at large and any untagged dog.

(d) Penalties. If the owner of a dog, negligently or otherwise, permits the dog to run at large, or permits a dog to be untagged, the owner shall forfeit \$10 for the first offense and \$20 for subsequent offenses.

(9) DUTY TO REPORT ANIMAL BITE. Every person, including the owner or person harboring or keeping a dog or other animal, who knows that such animal has bitten any person shall immediately report such fact to the County Sheriff.

(10) QUARANTINE OR SACRIFICE OF ANIMALS SUSPECTED OF BITING A PERSON OR BEING INFECTED WITH RABIES. (a) *Quarantine or Sacrifice of Animal*. The County Health Officer or a peace officer may order a dog or other animal quarantined if he has reason to believe that the animal bit a person, is infected with rabies or has been in contact with a rabid animal. If a quarantine cannot be imposed because the animal cannot be captured, the officer may kill the animal. The officer may kill an animal only as a last resort or if the owner agrees. The officer shall attempt to kill the animal in a humane manner and in a manner which avoids damage to the animal's head.

(b) *Quarantine Order*. If a quarantine is ordered, the owner of the dog shall be subject to the provisions of §95.21(5), (6) and (8), Wis. Stats.

(11) NUMBER OF DOGS PER HOUSEHOLD LIMITED. No person, except a kennel licensee, shall own, harbor or keep more than 3 dogs that are more than 5 months of age. No kennel license shall be issued in any residential district or within 100 feet of any residential district. If a total of more than 3 dogs are owned, harbored or kept in or by any one household, the head of the household shall be deemed the person so owning, harboring or keeping such animals, notwithstanding that the dog license or licenses may be issued

to other members of the household as owners of such animals. Persons who have more than 3 dogs which are licensed on the effective date of this section are exempt from the provisions of this section; however, no further licenses shall be issued until fewer than 4 dogs are owned, harbored or kept in the household.

(12) SETTING ANIMALS AT LARGE PROHIBITED. No person shall open any door or gate of any private premises for the purpose of setting any dog or other animal at large, except the owner of such animal.

(13) IMPOUNDING AND DISPOSITION OF DOGS. (a) *Impounding of Dogs.* A police officer or other person restraining a dog running at large shall take such animal to a pound designated by the Village Board. The police officer shall attempt to identify the dog and notify the owner and shall keep a public record of all such dogs impounded.

(b) *Release of Dog to Owner or Representative.* The pound may release the dog to the owner or his representative if the owner or representative:

1. Gives his name and address.
2. Presents evidence that the dog is licensed and vaccinated against rabies.
3. Pays the dog's boarding fee.

(c) *Release of Dog to Person Other Than Owner.* If the owner of the dog is unknown or does not reclaim the dog within 7 days, the pound may release the dog to a person other than the owner if such person:

1. Gives his name and address.
2. Signs a statement agreeing to license the dog and have the dog vaccinated

against rabies.

(14) PENALTIES. In addition to other penalties in this section, the following penalties are imposed:

(a) *Failure to Obtain Rabies Vaccinations.* A dog owner who fails to have a dog vaccinated against rabies, as provided in this section, shall, upon conviction, forfeit not less than \$50 nor more than \$100.

(b) *Refusal to Comply With Quarantine Order.* An owner of a dog or other animal who refuses to comply with an order issued under this section to deliver the animal to a police officer, the pound designated by the Village Board, or veterinarian, or who does not comply with the conditions of an order that the animal be quarantined, shall, upon conviction, forfeit not less than \$100 no more than \$500.