

9.01 * ORDINANCE FOR REGULATION AND LICENSING OF DOGS

STATE OF WISCONSIN

Town of Cicero

Outagamie County

The Town Board of the Town of Cicero, Outagamie County, Wisconsin, by this ordinance, adopted by a majority of the town board with a quorum present and voting, orders as follows:

9.01 Animal Control.

[1] **Authority.** This section is adopted pursuant to authority conferred by Chapters 60 and 174, Wis. Stats

[2] **Purpose.** The purpose of this section is to promote the public health, safety and general welfare of the Town of Cicero by requiring owners to control dogs, by requiring reasonable restrictions on the keeping of dogs and establishing administrative procedures.

[3] **Definitions.** For the purpose of this ordinance, the following terms are defined.

[a] **At Large.** Any 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.

[b] **Domestic Animal.** A domestic animal is any dog or cat.

[c] **Harboring or Keeping a Dog.** Harboring or keeping a dog is to afford it lodging, to shelter it or give it refuge.

[d] **Kennel.** Any establishment wherein or whereon dogs are kept for the purpose of breeding, sale or sporting purposes.

[e] **Officer.** A designated officer appointed by the Town of Cicero.

[f] **Owner.** Any person who owns, harbors or keeps a dog.

[g] **Untagged Dog.** A dog is untagged if a valid license 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.

[4] General Provisions

[a] **Dogs At Large Prohibited.** It shall be unlawful and a violation of this ordinance for any person owning, harboring or keeping a dog to permit, allow or cause such dog to run at large in the Town of Cicero.

[b] Restrictions on Harboring or Keeping Dogs. It shall be unlawful and in violation of this ordinance for any person to harbor or keep a dog which habitually pursues any vehicle on a public right-of-way; which assaults or attacks any person off the premises; which kills, wounds or worries any livestock or other domestic animal; which exceeds six months of age but has not been issued a valid license; which is known or reasonably known to be infected with rabies or bitten by an animal known to have been infected with rabies but not confined and quarantined; or which is untagged.

[c] Complaint. Complaints shall be made to the Town Constable in writing and shall be signed by the complainant.

[d] Dog Bites. All dog bites shall be reported to the Town of Cicero Constable. The dog shall be confined by the owner. The dog shall not be released by the owner until the Constable approves the release.

[e] Surrender of Dogs. Dogs shall be surrendered upon demand by the Town of Cicero Constable.

[5] Impoundment and Disposition of Dogs.

[a] Impoundment and Disposition. Dogs that are apprehended and confined shall be impounded at a facility approved by the Town Board. If the dog has been confined by the Town Constable, there shall be a charge of \$25.00 per day for confinement up to three (3) days. After that time period, if the dog has not been released to the owner, the dog will be transported to the Humane Society in Appleton where, as determined by the facility or veterinarian, the dog may either be sold for case costs or it may be euthanized in a careful, proper and humane manner.

[b] Penalties. If the owner of a dog negligently or otherwise permits the dog, (that is untagged or does not have an active chip implanted), to run at large the owner shall forfeit not less than \$50.00 for the second offense; not less than \$100 for the third offense; and not less than \$200.00 for the fourth or subsequent offenses. during a 365-day period of time.

[6] Release of a Dog. The officer or facility to whom a dog is delivered may release the dog to its owner or a representative of the owner only if:

[a] The owner or representative gives his or her name and address;

[b] The owner or representative presents evidence that the dog is licensed, and presents evidence that the dog is vaccinated against rabies, or a receipt from a licensed veterinarian for prepayment of a rabies vaccination; and

[c] The owner or representative pays all confinement and impoundment costs

[7] Dog License Tax.

[a] Requirement. The owner of a dog more than 6 months of age on January 1 of any year, or 5 months of age within the license year, shall annually, or on or before the date the dog becomes 5 months of age, pay the dog license tax and obtain a license.

[b] **Tax.** The minimum dog license tax is \$3.00 for a neutered male dog or spayed female dog, upon presentation of evidence that the dog is neutered or spayed, and \$8 for an unneutered male dog or unspayed female dog.

[c] **License Year.** The license year commences on January 1 and ends on the following December 31.

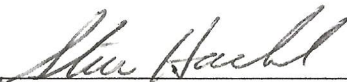
[d] **Collection.** Collection of the assessed fees and fines, may be accomplished in the same manner as previously (or subsequently) allowed for collection, including adding the monies owed to the real estate tax roll of the delinquent dog owner.

Adopted and approved this 14th day of March, 2019.

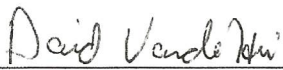
ATTEST:



Lori Klevesahl, Clerk



Steve Hackl, Chairman



Dave VandeHei, Supervisor



Kelly Seitz, Supervisor