

## CHAPTER 97: ANIMALS

### Section

- 97.01 Animals at large
- 97.02 Vicious animals
- 97.03 Animals on leash
- 97.04 Cleanup
- 97.05 Disturbance by animals
- 97.06 Dog and cat licenses
- 97.07 Humane officer
- 97.08 Animal pound

- 97.99 Penalty

### § 97.01 ANIMALS AT LARGE.

(A) It shall be unlawful to own, keep, or harbor a dog or cat which runs at large within the city.

(B) Under provisions of this section, a dog or cat shall be considered as running at large when it is not on the premises of its owner, unless it is on a leash.

(C) Any city police officer or humane officer may capture and restrain any dog or cat running at large. Any impounded animal shall be handled under the procedures described in Wis. Stats. § 173.13 as amended. Animals that are apprehended and confined by the city police or the humane officer shall be kept for at least seven days at a designated holding facility unless released sooner if claimed by the owner.

(Ord. 112B, passed 12-2-96)

### § 97.02 VICIOUS ANIMALS.

(A) The owner of any vicious animal shall keep same securely enclosed on the owner's premises, away from the proximity of sidewalks, paths, or alleyways and shall keep it muzzled when not in the enclosure.

(B) "Vicious animal" is defined as any animal which has previously injured or caused injury to a person, livestock, or property.

(Ord. 112B, passed 12-2-96) Penalty, see § 97.99

### § 97.03 ANIMALS ON LEASH.

No person shall exercise or walk a dog or cat on property not owned by that person except with the animal on a leash not more than six feet in length.

(Ord. 112B, passed 12-2-96) Penalty, see § 97.99

### § 97.04 CLEANUP.

No person shall allow or permit any animal owned by him or her to defecate upon the property not owned by the person without the other property owner's consent, or upon any public property, including any property used for street purposes, without immediately removing the feces.

(Ord. 112B, passed 12-2-96) Penalty, see § 97.99

### § 97.05 DISTURBANCE BY ANIMALS.

No person shall own, keep, have in his or her possession, or harbor any animal within the city

which by frequent or habitual howling, yelping, or barking shall cause a serious disturbance to persons or to the neighborhood, provided that the provisions of this section shall not apply to licensed animal hospitals conducted for the treatment of small animals or to the premises used and occupied by the city for impounding animals.

(Ord. 112B, passed 12-2-96) Penalty, see § 97.99

#### § 97.06 DOG AND CAT LICENSES.

(A) Except as provided in Wis. Stats. § 174.053 relating to dog kennel licenses, the owner of any dog or cat more than five months of age on the first of January of any year or five months of age within the license year shall annually, on or before the date the dog or cat becomes five months of age, pay the license tax and obtain a license.

(B) The license tax shall be \$8 for a neutered male or spayed female dog or cat upon presentation of evidence that the dog or cat is neutered or spayed and \$15 for an unneutered male or unspayed female dog or cat. The fee shall be one-half of these amounts if the dog or cat became five months of age after the first of July of the license year. A late fee of \$5 will be paid by every owner of a dog or cat five months of age or older if the owner fails to obtain a license prior to the first of April of each year, or within 30 days of acquiring ownership of a licensable dog or cat or if the owner fails to obtain a license on or before the dog or cat reached licensable age.

(C) The license year commences on the first of January and ends the following December 31.

(D) The application for the dog or cat license shall include a certificate of inoculation from a qualified veterinarian showing that the dog or cat has been inoculated for rabies within two years of the application. The application shall include the name, address and telephone number of the owner, the current inoculation records, the name and sex of the

dog or cat, and the condition of the dog or cat as to whether the dog or cat is or is not spayed or neutered.

(E) No person shall be issued or reissued a dog or cat license until a proper application form has been filed and the appropriate fee, including late charges, paid.

(F) This section will not require the licensing of cats owned by persons residing within the agricultural zoning district of the city.

(Ord. 112B, passed 12-2-96; Am. Res. 461, passed 12-4-08)

#### § 97.07 HUMANE OFFICER.

(A) The Common Council of the city, pursuant to Wis. Stats. § 173.03, may appoint one or more humane officers to serve until their appointments are terminated by the Council.

(B) The duties of the officers shall include the following:

(1) Capture and restraining any dog or cat running at large and any unlicensed dog or cat exceeding five months of age.

(2) Enforce the Rabies Control Program under Wis. Stats. § 95.21.

(3) Live capture and relocate or dispose of in a proper, humane, and lawful manner any nuisance wild animal.

(4) The humane officer shall not kill a dog or cat unless a person is threatened with serious bodily harm by the dog or cat and other restraining actions were tried and failed or immediate action is necessary.

(C) The humane officer shall not receive any compensation for so serving, but the city shall pay the reasonable expenses as are actual and necessary

to perform these his or her duties. All costs and expenses of the humane officer shall be approved by the Services Committee prior to being incurred.

(D) The humane officer shall serve under the supervision of the City Police Department.  
(Ord. 112B, passed 12-2-96)

#### **§ 97.08 ANIMAL POUND.**

(A) The Mayor may annually designate a Humane Society, veterinary clinic, pound, or other organization with a goal to humane treatment of animals, to provide a pound for the city for strays or unwanted dogs or cats in the city.

(B) The owner or other person claiming an animal held at the pound shall be responsible for all boarding, veterinary, vaccination, and other costs incurred on behalf of the animal at the pound. For unclaimed animals, the city will pay boarding costs for a period not to exceed seven days, emergency veterinary expenses, mandatory vaccinations, and the cost of humane disposal for unclaimed animals brought to the pound by or at the direction of the city police or humane officer, except the city will pay boarding costs exceeding seven days for the minimum time required by the city police or humane officer for impoundment under the Rabies Control Program.

(C) The city shall annually appropriate dog license money received by the city under Wis. Stats. § 174.09 towards the cost of operation of a facility designated under this section.  
(Ord. 112B, passed 12-2-96)

#### **§ 97.99 PENALTY.**

Any person who violates this chapter shall forfeit, in addition to the costs of prosecution, not more than \$50 for the first offense and not more than \$100 for the second and subsequent offenses.  
(Ord. 112B, passed 12-2-96)

