

Title 6ANIMALSChapters:

<u>6.04</u>	<u>Administration</u>
<u>6.08</u>	<u>Animals at Large</u>
<u>6.12</u>	<u>Cruelty to Animals</u>
<u>6.16</u>	<u>Animal Odors</u>
<u>6.20</u>	<u>Noisy Animals</u>
<u>6.24</u>	<u>Stray Animals</u>
<u>6.28</u>	<u>Dogs</u>
<u>6.32</u>	<u>Penalties</u>

Chapter 6.04ADMINISTRATION\*Sections:

6.04.010	Dog-control officer--Right of entry.
6.04.020	Dog-control officer--Records.
6.04.030	Disposition of fees and fines.

6.04.010 Dog-control officer--Right of entry. The dog-control officer or animal-control officer of the village has the authority to enter upon private property at reasonable times and in a reasonable manner for the purpose of carrying out the provisions of this title. (Art. IIIb of Ord. dated 3/1/76: §1(B)(part) of Ord. dated 11/6/72).

6.04.020 Dog-control officer--Records. A. The village dog-control officer or animal-control officer, as may be appointed by the president of the board of trustees, with the advice and consent of the board of trustees, shall maintain records of all animals apprehended and/or impounded.

\* For statutory provisions on the power of municipalities to prohibit and regulate the running at large of animals, see Ill.Rev.Stat. 1977 Ch. 24 §11-20-9; for provisions on the power of municipalities to regulate dogs, cats and other animals, see Ill.Rev.Stat. 1977 Ch. 8 §374; for provisions on the power of municipalities to establish public pounds, see Ill.Rev.Stat. 1977 Ch. 111-1/2 §137.

B. Such records shall be maintained for at least one year following the disposal of each animal and shall contain at least the following information:

1. A complete description of the animal, including at least color, size, sex and a description of any tags;
2. The manner and date of acquisition of the animal;
3. The manner and date of disposal of the animal;
4. The name and address of the person adopting or purchasing the animal;
5. A record of all fees and/or fines received in relation to the animal;
6. The reason for disposal of the animal in the manner used. (Art. IIIa of Ord. dated 3/1/76: §1(B)(part) of Ord. dated 11/6/72).

6.04.030 Disposition of fees and fines. Any fees and fines received under the provisions of this title shall be paid over to the village treasurer and placed in the village general fund. (Art. IIIc of Ord. dated 3/1/76: §1(B)(part) of Ord. dated 11/6/72).

## Chapter 6.08

### ANIMALS AT LARGE\*

#### Sections:

- 6.08.010 Declared nuisance--Prohibited.
- 6.08.020 Liability of owner.

6.08.010 Declared nuisance--Prohibited. The running at large of any animals of the species of cattle, horse, mule, ass, swine, hog, sheep, goat or fowl within the village limits is a nuisance and is prohibited. (§1(part) of Art. I of Ord. dated 11/6/72).

6.08.020 Liability of owner. Any person who, being the owner or possessor of any animal or fowl mentioned in Section 6.08.010, suffers or permits the animal to run or be at large is liable for the costs of taking up and impounding of the animal and all expenses of sustenance for such animal when impounded. (§1(part) of Art. I of Ord. dated 11/6/72).

\* For statutory provisions on the power of municipalities to prohibit and regulate the running at large of animals, see Ill.Rev.Stat. 1977 Ch. 24 §11-20-9.

Chapter 6.12CRUELTY TO ANIMALS\*Sections:

6.12.010 Offenses designated--Penalty.

6.12.010 Offenses designated--Penalty. Any person who is guilty of cruelty to any animals by overloading, overdriving, overworking, cruelly beating, mutilating or cruelly killing any animal or causing or knowingly allow the same to be done; or cruelly working any old, maimed, infirm, sick or disabled animal, or causing or knowingly allowing the same to be done; or by unnecessarily failing to provide any animal in his charge or control, as owner or otherwise, with proper drink, food and shelter; or by abandoning any old, maimed, infirm, sick or disabled animal; or by driving, or causing to be driven, or keeping any animal in an unnecessary or cruel manner, shall be subject to the penalty set out in Chapter 6.32. (§2 of Art. I of Ord. dated 11/6/72).

Chapter 6.16ANIMAL ODORS\*\*Sections:

6.16.010 Offenses designated--Penalty.

6.16.010 Offenses designated--Penalty. Any person who keeps, uses or maintains within the village any pens, stables, lot, place or premises in which any hogs, cattle or fowl may be confined or kept in such manner as to be nauseous, foul or offensive, or, from any cause, to be an annoyance to any family or person, shall be subject to the

\* For statutory provisions authorizing municipalities to prohibit cruelty to animals, see Ill.Rev.Stat. 1977 Ch. 24 §§11-5-3 and 11-5-6.

\*\* For statutory provisions on the power of municipalities to regulate offensive or unwholesome businesses or places, see Ill.Rev.Stat. 1977 Ch. 24 §§11-42-9 and 11-42-10.

penalty set forth in Chapter 6.32. (§3 of Art. I of Ord. dated 11/6/72).

Chapter 6.20

NOISY ANIMALS\*

Sections:

6.20.010 Keeping prohibited--Penalty.

6.20.010 Keeping prohibited--Penalty. A. No person shall harbor or keep any chickens, geese or other poultry or any animal which, by howling or by other noise, disturbs the peace and quiet of any family or neighborhood.

B. Every person violating this section shall be subject to the penalty set out in Chapter 6.32. (§4 of Art. I of Ord. dated 11/6/72).

Chapter 6.24

STRAY ANIMALS\*\*

Sections:

6.24.010 Retaining possession prohibited without report--Penalty.

6.24.010 Retaining possession prohibited without report--Penalty. A. It is unlawful for any person, without the knowledge and consent of owner, to retain possession of any stray animal for more than twenty-four hours without first reporting such possession to the animal-control officer of the village, providing said person's name, address, the description of the animal, the location of the animal and a statement of the circumstances under which possession of the animal was obtained.

B. Every person violating this section shall be

\* For statutory provisions on the power of municipalities to prevent disturbances, see Ill.Rev.Stat. 1977 Ch. 24 §11-5-2.

\*\* For statutory provisions on the power of municipalities to control and regulate animals, see Ill.Rev.Stat. 1977 Ch. 8 §374.

subject to the penalty set out in Chapter 6.32. (§1(A) of Ord. dated 3/1/76: §5 of Art. I of Ord. dated 11/6/72).

Chapter 6.28

DOGS\*

Sections:

- 6.28.010 Vaccination--Required.
- 6.28.020 Vaccination--Certificate and tag.
- 6.28.030 Dog which has bitten human being.
- 6.28.040 Proclamation requiring confinement or muzzling.
- 6.28.050 Impoundment--Grounds.
- 6.28.060 Impoundment--Facilities.
- 6.28.070 Impoundment--Redemption--Disposition of unredeemed dogs.
- 6.28.080 Noisy dogs.
- 6.28.090 Fierce or dangerous dogs.

6.28.010 Vaccination--Required. No dog shall be harbored or kept within the village without being vaccinated against rabies. Every owner or keeper of a dog within the village shall have such dog vaccinated periodically, as necessary, against rabies by a licensed veterinarian. (§1 of Art. II of Ord. dated 11/6/72).

6.28.020 Vaccination--Certificate and tag. Every licensed veterinarian who vaccinates a dog, harbored or kept within the village, shall issue a certificate of vaccination to the owner or keeper of such dog, stating the name of the owner or keeper, a brief description of the dog, and the date of such vaccination against rabies. The veterinarian shall also issue a metal tag indicating the vaccination of the dog. This tag shall be worn continuously by the dog for which issued. (§2 of Art. II of Ord. dated 11/6/72).

\* For statutory provisions on the power of municipalities to regulate dogs, see Ill.Rev.Stat. 1977 Ch. 8 §374; for provisions on municipal power to regulate the running at large of dogs, see Ill.Rev.Stat. 1977 Ch. 24 §11-20-9; for provisions on municipal definition and abatement of nuisances, see Ill.Rev.Stat. 1977 Ch. 24 §11-60-2.

6.28.030 Dog which has bitten human being. It is the duty of the owner or person having custody of any dog which bites any human being to keep such dog locked up in an enclosure for two weeks following the time the dog has bitten the person, and to have the dog examined by a physician or licensed veterinarian at the commencement and termination of this two-week period. If the dog, during this period, dies or shows definite signs of illness, it is the duty of such owner or person having custody of the dog to turn the dog over to the rabies-control officer of the county so that it can be determined whether or not the dog has rabies. (§3 of Art. II of Ord. dated 11/6/72).

6.28.040 Proclamation requiring confinement or muzzling. Whenever the president of the village deems it advisable for the prevention of hydrophobia, he may issue a proclamation requiring all dogs within the village to be safely confined or to be securely muzzled with a good and sufficient muzzle for such time as may be designated or until otherwise ordered. During such time, it is unlawful for the owner or person having custody of any dog to allow such dog to be at large in the village not muzzled. (§4 of Art. II of Ord. dated 11/6/72).

6.28.050 Impoundment--Grounds. A dog is subject to being impounded by a village animal-control officer when such dog:

- A. Has caused damage to the property of any person; or
- B. Has bitten a person other than the owner; or
- C. Has chased or barked at an automobile or other vehicle upon the public streets of the village; or
- D. Is found without a current tag indicating inoculation against rabies; or
- E. Has followed children to school; or
- F. Has seriously or viciously frightened, annoyed, nipped, scratched, pushed, growled at, barked at, jumped at or bitten any person; or
- G. Is a public nuisance, and a dog is in one way a prima facie nuisance when it is at large. (§5 (part) of Art. II of Ord. dated 11/6/72).

6.28.060 Impoundment--Facilities. The board of trustees may provide a pound for the impounding of dogs in accordance with the laws of the state, or may direct any village dog-control officer appointed by the president to cause such dogs and stray dogs to be impounded in other facilities for the impounding of dogs within the county. (§5 (part) of Art. II of Ord. dated 11/6/72).

6.28.070 Impoundment--Redemption--Disposition of unredeemed dogs. A. Any dog impounded as provided in this chapter may be redeemed by the owner or keeper of the dog upon payment of two dollars per day to the municipal collector of the village, or his designee, for the care and feeding of the dog for each day or part of a day that it has been impounded.

B. Any dog so impounded which has not been vaccinated against rabies shall be vaccinated before delivery to the owner or person redeeming the dog, and the person redeeming the dog shall pay the veterinarian for vaccination for such dog, before receiving the dog.

C. Any dog impounded as provided in this chapter not redeemed within seven days after being impounded shall be disposed of in a manner consistent with the laws of the state. (§6 of Art. II of Ord. dated 11/6/72).

6.28.080 Noisy dogs. Any person who harbors a dog which howls and whines or barks constantly, so as to disturb the peace and quiet of the neighborhood, is guilty of maintaining a nuisance and is subject to the general penalty set forth in Section 6.32.020. (§8 of Art. II of Ord. dated 11/6/72).

6.28.090 Fierce or dangerous dogs. Any owner or keeper of a fierce or dangerous dog who knowingly permits such dog to run at large, to the danger, annoyance or damage of persons within the village, is guilty of keeping and maintaining a nuisance and is subject to the penalty set out in Section 6.32.020. (§7 of Art. II of Ord. dated 11/6/72).

Chapter 6.32

PENALTIES

Sections:

- 6.32.010 Impoundment fee.
- 6.32.020 Penalty for violation.

6.32.010 Impoundment fee. If any owner of a dog allows such dog to be subject to impounding under Section 6.28.050, then such owner of such dog is in violation of this title and shall be fined five dollars for the first violation, ten dollars for the second violation, and twenty-five dollars for each additional violation. (§1 of Art. III of Ord. dated 11/6/72).

6.32.020 Penalty for violation. Any person violating any provision of this title, other than Section 6.28.050, shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not exceeding twenty-five dollars. Each day such violation is committed or permitted to continue constitutes a separate offense and shall be punishable as set forth in this section. (§2 of Art. III of Ord. dated 11/6/72).



Title 7

(RESERVED)