

14.04 REGULATION OF LICENSING OF DOGS.

(1) Statutes Adopted. The following sections of the Wisconsin Statutes is hereby adopted by reference.

- (a) 174.001 (Definitions) except 174.001 (2)
- (b) 174.01. (restraining action against dogs)
- (c) 174.02 (Owners Liability)
- (d) 174.042 (Dog running at large and untagged dogs subject to impoundment) except sub se 4-penalties.
- (e) 174.05 (Dog License Tax)
- (f) 174.053(Kennel License)
- (g) 174.055 (Exemption of dogs for the blind)
- (h) 174.056 (Dogs for the blind and deaf admitted to public places)
- (i) 175.06 (Responsibility of list)
- (j) 174.065 (Collection)
- (k) 174.07 (Dog license and collar tags)
- (l) 174.08 (License fees paid to county treasurer)
- (m) 171.11 (Claims for Damages)
- (n) 174.13 (Humane Use of Dogs for Diagnosis and Treatment)

(2) Pursuant to the provision of sec, 174.05 (3), the Village of Eagle, in addition to the tax provided in sub. sec. 174 05 (2), hereby imposes an addition tax on dogs in all categories in the amount of Two Dollars (\$2.00).

(3) Other Restrictions on Keeping of Dogs. It shall be unlawful from any person within the Village of Eagle, to own, harbor or keep any dog which:

(a) Habitually pursues any vehicle upon any public street, alley or highway in the Village.

(b) Assaults or attacks any person.

(c) Habitually barks or howls to the annoyance of any person or persons.

(d) Is known by such person to be infected with rabies or to have been bitten by an animal known to have been infected with rabies.

(4) Duty of Owner in Cases of Dog Bite. Every owner or person harboring or keeping a dog who knows that such dog has bitten any person shall immediately report such fact to the Humane Officer and shall keep such dog confined for not less than 14 days or for such period of time as the Humane Officer shall direct. The owner or keeper of any such dog shall surrender the dog to the Humane Officer or any Village Police Officer upon demand for examination.

(5) Impoundment.

(a) The Village Board may provide a pound for strays or unwanted dogs in the Village, or may designate a humane

society or other person or organization to provide a pound for strays or unwanted dogs in the Village. Services of a pound shall be taken from the dog license fees received,

(b) Delivery A person who captures and restrains a dog shall notify the humane officer, or if there be none, to a police officer.

(c) Attempt to notify owner.

1. The pound, humane officer, organization or officer who is notified or to whom a dog is delivered shall attempt to notify the owner personally or by mail as soon as possible if the owner is known or can be ascertained with reasonable effort.

2. The officer or pound who is notified or to whom a dog is delivered shall check the lost and found column of the local daily newspapers having a general circulation in the community to determine if a dog is advertised which answers the description of the dog.

(d) Record. The officer or pound who is notified or to whom a dog is delivered shall keep a record of each dog giving a description of the dog, the date of the impoundment, if any, and the description of the dog. If the dog is kept by, or released to a person, the record shall include the name, address and date of delivery of the dog. This record is a public record.

(e) Impoundment fee. The owner of an impounded dog shall pay an impoundment fee to the officer or pound to whom the dog was delivered. The minimum impoundment fee is One Dollar (\$1.00) but the Village board may increase this fee by

resolution. All impoundment fees shall be paid to the Village treasurer and credited to the dog license fund.

(f) Boarding fee. The owner of an impounded dog shall pay the officer or pound to whom the dog was delivered a boarding fee for each day or fraction of a day that a dog is impounded. The officer or pound shall establish the boarding fee but this fee may not exceed the actual daily cost for boarding and caring for the dog. Boarding fees may be retained to pay expenses incurred by the officer or pound.

(g) The officer or pound to whom a dog is delivered may release the dog to the owner or a representative:

1. The owner or representative gives his or her name and address;

2. 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 inoculation.

- 3 The owner or representative pays the boarding fees and any impoundment fee for the dog.

(h) Release of dog to person other than owner,. The officer or pound to whom a dog is delivered may release to a person other than the dog's owner only If:

1. The owner is unknown or does not claim the dog within seven (7) days after the dog is delivered to the officer or pound;

2. The person to whom the dog is released gives his or her name and address.

3. The person to whom the dog is released signs a statement agreeing to license the dog and to have the dog vaccinated against rabies unless evidence is presented that the dog is licensed and vaccinated; and

4. The person to whom the dog is released, if required by the officer or pound, pays the boarding fees and any impoundment fee for the dog.

(5) Sacrifice or use for humane purposes if dog is unclaimed. A dog which is not released to its owner or to a person other than its owner within the impoundment period is deemed an unclaimed dog. The minimum impoundment period is seven (7) days, after the dog is delivered to the officer or pound. The officer or pound may extend the impoundment period if release of the dog to the owner or a person other than the owner appears likely. The officer or pound may dispose of an unclaimed dog by releasing it as provided under se. 174.14, by disposing of the dog in a property and humane manner.

6. Impounding or Killing of Dog~ In addition to any penalty hereintoafter provided for a violation of this section, any person may impound any dog and any police officer of the Village may kill any dog which habitually pursues any vehicle upon any street, alley or highway of this Village, assaults or attacks any person, is at large within the Village, habitually barks, howls, kills, wounds, worries any domestic animal or is infected with rabies.

7. Regulations of Kennels and Pet Shops.

(a) License Required. It shall be unlawful to operate a kennel or pet shop anywhere in the Village of Eagle without first securing a license therefore. The annual fee for such license shall be \$25.00.

(b) Definitions. The terms "kennel" and "pet shop" shall be construed to included any establishment for the raising, training, boarding or selling of dogs, cats, birds, mice, rats, or other email animals for hire or profit, or where more than three dogs, cats, or other small animals are harbored or kept.

(c) Sanitation. Every place `used as a kennel or pet shop shall be kept in a clean and sanitary condition, and no refuge or waste material shall be allowed to remain thereon for more than 24 hours. All animals shall be humanely treated; and any animal having any disease shall be properly isolated and treated.

(d) Zoning, Kennels shall be permitted only in agricultural zoning (A-1) district as established by the Ordinances of the Village of Eagle.

8. Penalty. The penalty for violation of any provision of this section shall be a penalty as provided in Sec. 30.40 of this code.