

12.08 Dogs.

- (1) Definitions. In this Section, unless the context or subject matter otherwise requires:
 - (a) "Dog". All domesticated members of the *canis familiaris*, male or female.
 - (b) "Owner". Any person owning, harboring or keeping a dog. The occupant of any premises on which a 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.
 - (c) "Officer". Any official with the power and authority of an officer of the peace.
 - (d) "At Large". To be off the premises of the owner and not under the control of a person over 12 years of age, by means of a leash securely attached to such dog; but a dog within a motor vehicle of its owner shall be deemed upon the owner's premises.
 - (e) "Leash". A cord, thong or chain, not more than 10 feet in length, by which a dog is controlled by the person accompanying it.
 - (f) "License". Used as an adjective, noun or verb, shall be constructed and interpreted in accordance with the provisions and requirements of Ch. 174, Wis. Stats. and all acts amendatory thereof and supplementary thereto.
- (2) License. A license shall be necessary for any dog over 5 months of age, and in accordance with the amount of the license fee prescribed by the Wisconsin Statutes. The Police Department shall, on February 1 of each year, and from time to time thereafter, check the dogs within the Village, and cause to be disposed of, as provided by law, all unlicensed dogs more than 5 months of age. Upon the payment of the required licensed fee, the Village Treasurer shall issue a license to the owner or keeper of such dog for the current license year which shall expire on December 31. The licensee, upon procuring the license aforesaid, shall securely attach the license tag to a collar, and this collar with a license tag attached shall at all times be kept on the dog for which the license is issued.

- (3) License Fee, Payable By. The owner, harbinger or head of the family shall pay the license fee on any dog owned, harbored or kept by any member of the family.
- (4) Unlicensed Dogs at Large. No unlicensed dog shall be at large, and any officer may seize or impound any such unlicensed dog found at large, and the fact that a dog is without a proper license tag attached to its collar, shall be presumptive evidence that it is unlicensed.
- (5) Licensed Dogs at Large~ Notice to Owners of Confinement.
- (a) No licensed dog shall be off the premises of its owner at any time unless under the control of a person not less than 12 years of age by means of a leash securely attached to such dog. A dog within a motor vehicle of its owner shall be deemed upon the owner's premises.
- (b) Any licensed dog at large other than as provided for in para. (a) may be seized and impounded by any officer and shall be dealt with as provided in sub. (7).
- (6) Harboring Vicious Dogs. No person shall harbor or keep a vicious dog within the Village; nor harbor or keep a female dog in season except securely confined in the building of the owner or custodian thereof. A dog is declared to be vicious within the meaning of this Section when it shall have bitten any person, or when a propensity to attack or bite human beings shall exist and is known, or thought reasonably to be known, to the owner or any member of the owner's immediate family over 12 years of age. Any vicious dog which is found off the premises of its owner other than as hereinabove provided may be seized by any officer, and upon delivery to the proper authorities may, upon establishment to the satisfaction of a court having jurisdiction of the vicious character of said dog, by testimony under oath reduced to writing, be killed by police authorities

- (7) Rabies or Hydrophobia.
- (a) Any person with police authority may kill a dog which he believes to be infected with the disease known as hydrophobia or rabies. Proof that the appearance or conduct of the dog was such as would have led an ordinarily prudent person to believe the dog to have been infected with said disease, shall be sufficient basis for the belief that the dog was in such diseased condition, and shall constitute an absolute defense to any action for damages or otherwise for the killing of said dog.
 - (b) Any person other than the owner who shall suspect that any dog in the Village is infected with rabies or hydrophobia shall report his or her suspicion to the local police or health authorities, describing the dog and giving the name of the owner, if known; and if, upon examination by the health authorities, the dog shall prove in fact to be infected with said disease, the dog shall be killed and the person making the report shall be entitled to receive the sum of \$5.00 from any unappropriated monies in the Treasury.
- (8) Harboring Infected Dogs. No person shall knowingly harbor or keep any dog infected with hydrophobia or rabies, or any dog known to have been bitten by a dog known to have been infected with hydrophobia or rabies, or shall fail to report to the proper police or health authorities the existence of any dog which he knows to be infected with hydrophobia or rabies.
- (9) Disturbing the Peace. No person shall harbor a dog that barks, howls or is vicious within the meaning of sub. (6), whereby the peace and quiet of the neighborhood is disturbed.

12.09 Penalty

Any person who shall violate any provision of this Chapter or any order, rule or regulation made hereunder shall be subject to a penalty as provided in sec. 20.01 of this municipal code.