

CHAPTER 3

ANIMALS

ARTICLE I – DOGS AND CATS

3-1-1 **DEFINITIONS OF TERMS.** For the purposes of this Article, the following definitions shall apply:

"ANIMAL" means any animal, other than man, which may be affected by rabies.

"ANIMAL CONTROL WARDEN" means any person appointed by the Mayor to perform duties as assigned by the Mayor or Chief of Police to effectuate animal control as required by this Code.

"AT LARGE" shall mean any animal off the premises of the owner and not under control of the owner or other responsible person either by leash, cord, chain, or other physical restraint.

"CATS" means all members of the species felis catus and shall be intended to mean and include male, female, and/or neutered cats.

"DOG" means all members of the species canis familiaris and shall be intended to mean and include any male, female and/or neutered dogs.

"NEUTERED" means and includes any dog or cat which has either been spayed or castrated.

"OWNER" means the person having a right of property in a dog, cat, or other animal, or who has it in his care, or acts as its custodian, or who knowingly permits any dog, cat or animal to remain on or about his premises.

"PERSON" means any person, firm, corporation, partnership, society, association or other legal entity, any public or private institution, the State of Illinois, municipal corporation or political subdivision of the State, or any other business unit.

"POUND" means any facility approved by the Mayor for the purpose of enforcing this Chapter and used as a shelter for seized, strayed, homeless, abandoned, unwanted dogs or cats, or dogs and cats running at large under this Chapter.

3-1-2 **VACCINATION OF DOGS AND/OR CATS.**

(A) It shall be unlawful for the owner or keeper of any dog or cat to keep or maintain such animal unless it has been vaccinated with a **one (1) year** or **three (3) year** vaccine within **one (1) year** preceding the date on which such dog or cat is kept or maintained;

or with a **three (3) year** rabies vaccine within **three (3) years** preceding the date on which such dog or cat is kept or maintained. Owners or persons in control of any dog or cat shall, upon request by the Animal Control Warden or any police officer, show proof of rabies vaccination.

(B) This vaccination must be performed by a veterinarian licensed by the State of Illinois.

3-1-3 RUNNING AT LARGE PROHIBITED. No owner or keeper of any dog or cat shall permit such dog or cat to run at large.

3-1-4 DOGS OR CATS ON SCHOOL GROUNDS OR RECREATION AREAS. Owners or keepers shall not allow dogs or cats on any school grounds when school is in session or on any public recreation area (inside the Village limits) when an organized activity is being conducted unless the dogs or cat is controlled by a leash or similar device to prevent the dog or cat from biting any person or animal. Any dog or cat not so controlled shall be deemed to be "at large".

3-1-5 IMPOUNDING. The Village Animal Control Warden shall apprehend and impound all dogs and cats found to be running at large. When either a dog or cat is apprehended, the following information shall be noted:

Date, time, location, color, sex, breed, and owner's name and address, if known. The animal shall then be taken to the County Animal Control Warden.

3-1-6 NOTICE TO OWNER AND REDEMPTION.

(A) Immediately upon the impounding of any dog or cat, the Animal Control Warden shall notify the owner of the animal by phone or in person. A record of such notification shall be kept in a log maintained by the Animal Control Warden.

(B) The owner of an impounded animal may reclaim it upon showing proof of a current rabies vaccination and payment of an impoundment fee and boarding bills. If the animal doesn't have a current rabies vaccination, the owner shall have **five (5) days** in which to obtain a rabies vaccination and show the Animal Control Warden the written verification that the animal has had its vaccination. Dogs and cats, whose owners have been notified and are not claimed within **seven (7) days**, will be destroyed.

(C) Stray dogs, injured, sick, unhealthy, neglected and dangerous dogs and cats will be destroyed in at least **three (3) days**.

3-1-7 IMPOUNDMENT/BOARDING FEES.

(A) The impoundment fee shall be the amount established by the County Animal Control Warden.

(B) The boarding fee shall be the amount established by the County Animal Control Warden.

3-1-8 ANIMALS AS A NUISANCE.

(A) Any owner or keeper of a fierce or dangerous dog or cat who shall knowingly permit the same to run at large to the danger, annoyance or damage of any person or property within the Village shall be deemed to be keeping and maintaining a nuisance and the Chief of Police or other police officer shall destroy or cause such dog or cat to be destroyed.

(B) Every owner of any dog or cat shall exercise proper care and control of his/her animal to prevent it from becoming a public nuisance. Excessive or untimely noise, molesting of passersby, chasing vehicles, attacking persons or other animals, depositing excretory matter of property other than that of the owner, damaging property, running at large, or similar acts performed by animals, shall be deemed a nuisance.

3-1-9 RABIES NOTICE. Any dog or cat who has bitten any person, or suspected of having rabies, or who has been bitten by a dog or cat having rabies or suspected of having rabies, shall be handled in accordance with the Animal Control Act. The Animal Control Warden shall cooperate with and assist the County Rabies Control Warden in implementing this Chapter and the Animal Control Act.

3-1-10 HUMANE CARE.

(A) All owners or keepers shall provide their animals with sufficient food and water, proper shelter, veterinary care when needed to prevent suffering and with humane care and treatment. No person shall poison, ill-treat, or abandon any animal. Unwanted animals shall be given to the Animal Control Warden without any cost to the owner or keeper.

(B) Whenever the Animal Control Warden encounters a stray animal suffering pain, he/she shall act promptly to notify the owner. If unable to ascertain or locate the owner, he/she may take the animal to a veterinarian for treatment or to the pound for disposition. The cost of care or treatment shall be borne by the owner.

3-1-11 COLLAR AND TAG.

(A) Every owner or keeper of any dog, regardless of age shall cause the dog to wear a collar or harness. The collar or harness shall have attached to it a metallic or other suitable tag inscribed with the name, address and phone number of the owner or keeper of the dog.

(B) The collar or harness shall have attached to it an up-to-date rabies tag; this tag showing the dog has an up-to-date rabies inoculation. The rabies tag shall also have a serial number on it, which will identify the owner or keeper of such dog.

(C) Cats are not required to wear collars or harnesses, but all cats **four (4) months** of age or more must have a rabies inoculation. The owner or keeper must, upon request by the Animal Control Warden or police officer, be able to show proof that said cat has had its rabies inoculation.

ARTICLE II – GENERALLY

3-2-1 REMOVAL AND BURIAL OF DEAD ANIMALS. Whenever any animal shall die or be killed within the Village limits, the owner or person having possession or control thereof shall forthwith remove or cause the same to be removed out of the Village limits and buried at least **four hundred (400) yards** from any dwelling.

3-2-2 VICIOUS, ETC. ANIMALS. No person shall knowingly permit or allow any vicious, unruly, dangerous or mischievous animal, owned or kept by him/her to escape from his/her custody or control within the Village limits or shall exhibit such animal in the streets, alleys, or other public places within the Village to the annoyance or danger of any person or the injury or damage of any property.

3-2-3 KEEPING LIVESTOCK WITHIN VILLAGE LIMITS PROHIBITED. It shall be unlawful to keep any cattle, horses, swine, sheep, goats, bees, cows, chickens, ducks, turkeys, geese, rabbits or other livestock in the Village, unless in a zoned Agricultural District and does not create a nuisance.

3-2-4 LIVESTOCK RUNNING AT LARGE PROHIBITED. It shall be unlawful for any horse, ass, mule, donkey, cattle, swine, sheep, goat or goose to run at large or go unrestrained within the corporate limits of the Village. The running at large of any such animal or fowl is hereby declared a nuisance.

3-2-5 CRUELTY TO CHICKS, DUCKS, GOSLINGS AND RABBITS.

(A) It shall be unlawful to sell, raffle, offer, or give as a prize, premium, or advertisement, or display in any store, any chick, duckling, or gosling that has been dyed or otherwise colored artificially.

(B) Chicks, ducklings and goslings younger than **four (4) weeks** of age may not be sold, offered for sale, raffled, offered or given as a prize, premium, or advertising device, in quantities of less than **twelve (12) birds** per person.

(C) It shall be unlawful to sell, raffle, offer or give as a prize, premium or advertisement, or display in any store, any chick, duckling, gosling or rabbit unless they are provided with adequate food and water and a brooder or other heating device necessary to maintain them in good health.

3-2-6 **CRUELTY TO ANIMALS OR FOWL.** No person shall, within the Village limits, be cruel to any animal or fowl in any way. Any person who inhumanely beats, underfeeds, underwaters, overloads, abandons, or doesn't provide adequate shelter for any animal or fowl shall be guilty of cruelty.

3-2-7 **DISEASED ANIMALS OR FOWL.** No animal or fowl afflicted with a contagious disease or an infectious disease shall be allowed to run at large or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal or fowl be shipped or removed from the premises of the owner thereof except under the supervision of a State Health Official or licensed veterinarian.

3-2-8 **DANGEROUS ANIMALS.** It shall be unlawful to permit any dangerous animal of any kind to run at large within the Village limits. Exhibitions or parades of animals which are dangerous by nature in the eyes of the law may be conducted only upon approval by the Chief of Police. Dangerous animals running at large within the Village limits may be destroyed by the Police in order to restore peace for the citizens of the Village.

3-2-9 **KILLING OF DANGEROUS ANIMALS.** The members of the Police Department are authorized to kill any dangerous animal of any kind when necessary for the protection of any person or property.

3-2-10 **NOISES.** It shall be unlawful to harbor or keep any animal which disturbs the peace by loud noise, (i.e., barking, etc.), at any time of the day or night.

(Ord. No. 93-14; 10-12-93)