

CHAPTER 29
REGULATION AND CONTROL OF ANIMALS

(Entire Chapter Amended 04-20-06)

- 29.01 State Laws Adopted
- 29.02 Definitions
- 29.03 Purpose
- 29.04 Duties of the Chief of Police and Police Officers
- 29.05 Licensing and Rabies Vaccination Requirement
- 29.06 Penalties for Violation of Licensing and/or Vaccination
- 29.07 Permits
- 29.08 License and Permit Issuance and Revocation
- 29.09 Dogs and Cats at Large
- 29.10 Penalties for Dogs and Cats at Large
- 29.11 Prohibition against Animals in Public Grounds and Facilities
- 29.12 *Reserved for Future Use*
- 29.13 Reporting of Animal-Bite Incidents
- 29.14 Impoundment, Quarantine and Violation Notices
- 29.15 Animals Creating a Nuisance
- 29.16 Animal Care
- 29.17 Removal of Dog and Other Animal Defecation From Public and Private Properties
- 29.18 Penalties for the Removal of Dog/Animal Defecation
- 29.19 Restrictions on the Number and Kinds of Animals per Residence or Apartment
- 29.20 Exception to the Restrictions on the Number of Animals per Residence or Apartment
- 29.21 Location of Dog Houses, Pens, and Kennels
- 29.20 The Chief of Police May Order Dogs and Cats Confined
- 29.23 Penalties
- 29.24 Prohibition of Feeding Wild Animals
- 29.25 Penalties

29.01 STATE LAWS ADOPTED

- (1) The provisions of Chapter 95 (animal health), 174 (dogs) and 951 (crimes against animals), Wisconsin Statutes, exclusive of any penalties, are adopted by reference and are made part of this Code, so far as applicable. This ordinance meets the criteria of adoption for participation in the rabies control program as approved by the Wisconsin Department of Agriculture, Trade and Consumer Protection.

29.02 DEFINITIONS

As used in this ordinance, the following terms mean:

- (1) Animal: Any live, vertebrate creature, domestic or wild.
- (2) Animal At Large: An animal shall be deemed to be at-large when off the property of the owner and not under restraint or control.
- (3) Animal Control Officer: Any person designated by government agency to enforce the Ordinances of the Municipality and State Statutes, adopted by reference, as they pertain to animal control.
- (4) Animal Shelter/City Pound: Any facility operated by a humane society, or municipal agency, or its authorized agents, for the purpose of impounding, caring for, animals held under the authority of this Ordinance or State Law.
- (5) Companion Dog: A dog trained or being trained for assisting a disabled person.
- (6) Confined: Restriction of an animal at all times by the owner, or his agent, to an escape-proof building, vehicle or other enclosure.
- (7) Domestic Animal: Any animal that normally can be considered tame and converted to home life such as cats and dogs.
- (8) Health Officer: The Municipal Health Officer, or a duly designated representative.
- (9) Kennel, Pet Shops and Grooming Establishments: Any premises wherein any person engages in the business of boarding, breeding, letting for hire, training for a fee or selling of domestic animals or who engages in sale of birds, snakes, hamsters, rabbits or other pets or who engages in the business of grooming of domestic animals. Grooming establishment does not apply to a veterinarian clinic or hospital where grooming is incidental to the care provided.
- (10) Licensing Authority: The licensing authority shall be the Municipal Clerk or its delegated agent.
- (11) Owner: Any person who owns, harbors or keeps an animal. Where an animal is kept by a family, the head of the household shall be responsible for the requirements of this Ordinance. Any animal shall be deemed to be harbored if it is fed and/or sheltered by a person.
- (12) Public Nuisances: Any animal or animals which:
 - (A) Molests passers-by, or passing vehicles;
 - (B) Attacks persons or animals without provocation when they were peacefully conducting themselves, where they were lawfully entitled to be;
 - (C) Trespasses on school grounds, parks or cemeteries;
 - (D) Is repeatedly at-large;
 - (E) Damages private or public property;
 - (F) Barks, whines or howls in an excessive, continuous or untimely fashion
- (13) Render Sterile: Refers to a surgical procedure that has been performed on an animal that renders it incapable of siring or bearing offspring. Includes neutering and spaying.
- (14) Restraint: Any animal secured by a leash, lead, or under the control of a responsible person and obedient to that person's command, or within the real property limits of its owner.

29.02 Definitions

- (15) Veterinary Hospital (Clinic): Any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of disease and injuries of animals.
- (16) Vicious Animal: Any animal that when unprovoked, inflicts bites, injures, kills, or attacks a human being or domestic animal on either public or private property.
 - (A) Exceptions. Notwithstanding the definition of a “Vicious Animal” above:
 - 1. No animal may be declared vicious if death, injury or damage is sustained by a person who, at the time such was sustained, was committing a trespass of the land or criminal trespass of the dwelling upon premises occupied by the owner of animal, or was teasing, tormenting, abusing or assaulting the animal or was committing or attempting to commit a crime or violating or attempting to violate an Ordinance which protects person or property.
 - 2. No animal may be declared vicious if death, injury or damage was sustained by a domestic animal that, at the time such was sustained, was teasing, tormenting, abusing or assaulting the animal.
 - 3. No animal may be declared vicious if the animal was protecting or defending a human being within the immediate vicinity of the animal from an unjustified attack or assault.
 - 4. No animal may be declared vicious for acts committed by said animal while being utilized by a law enforcement agency for law enforcement purposes while under the control and direction of a law enforcement officer.
- (17) Wild Animal: Any live monkey or other non-human primate, raccoon, skunk, fox, wolf, bear, coyote, poisonous snake or any snake exceeding three feet in length, leopard, panther, tiger, lion, lynx, or any other warm blooded animal, which can normally be found in the wild state.
- (18) Exotic Domestic Animal: Any wild animal which is not native to Wisconsin and may have been domesticated such as ferrets and primates.
- (19) Trained Individual: Has the meaning as defined in Wisconsin Administrative Code, AG 13.
- (20) Veterinarian: Has the meaning as defined in Wisconsin Administrative Code, AG 13.

29.03 PURPOSE

The purpose of this Ordinance is to promote the health, safety, and general welfare of this community by:

- (1) Regulating and controlling the number of animals per residence;
- (2) Requiring the removal of animal defecation from public property;
- (3) Requiring dogs and other animals to be cared for in such a manner that they will not become a public nuisance;
- (4) To designate the responsibilities of the Chief of Police, Police Officers, and Health Officer in achieving these purposes; and
- (5) To ensure licensure and Rabies vaccination of all owned dogs and cats in the community.

29.04 DUTIES OF THE CHIEF OF POLICE AND POLICE OFFICERS

- (1) The Chief of Police (and thereby the Police Department) shall serve as the Department of Animal Control.
- (2) The Chief of Police shall have the authority to employ and discharge an Animal Control Officer. The Chief shall be in charge of procedures for the transferring of animals to an animal shelter.

29.04 Duties of the Chief of Police and Police Officers

- (3) The Reedsburg Police Department shall make a reasonable effort to ascertain the ownership of all impounded animals and, if ascertained, shall notify said owner of the fact of the impounding of such animal.
- (4) The Chief of Police shall direct all Police Officers to:
 - (A) Capture all domesticated animals running at large (or which are reported to be at large), which are in violation of the provisions of this chapter, and to impound the same in an approved animal shelter facility.
 - (B) Capture and legally dispose of all other animal nuisances in the city of Reedsburg.
- (6) Issue/Order quarantines on animals, when deemed necessary for public health reasons.

29.05 LICENSING AND RABIES VACCINATION REQUIREMENT

- (1) Dog and Cat license:
 - (A) Any person owning, keeping, harboring or having custody of any dog or cat over five (5) months of age, within the City of Reedsburg, shall obtain a license as herein provided except that this requirement will not apply to a nonresident keeping a dog or cat within the municipality for not longer than thirty (30) days.
 - (B) Written application for licenses shall be made to the licensing authority, which shall include name and address of applicant, description of the animal, the appropriate fee and Rabies certificate issued by a licensed veterinarian. Only a licensed veterinarian may administer a Rabies vaccination and sign a Rabies certificate.
 - (C) If not revoked, licenses for the keeping of dogs and cats shall be valid for a period of one year.
 - (D) Licensing fees shall not be required for companion or governmental police dogs. Every person owning such a dog shall receive annually, a free dog license upon application. However, all other requirements are applicable.
 - (E) Upon acceptance of the license application, fee and Rabies certification the licensing authority shall issue a durable tag stamped with an identifying number and the year of issuance. Tags should be designed so that they may be conveniently fastened or riveted to the animal's collar or harness.
 - (F) Dogs and cats must wear license and Rabies vaccination tags at all times when off the premises of the owner. Exception shall be for dogs during competition.
 - (G) The licensing authority shall maintain a record of the identifying numbers of all tags and shall make this record available to the public.
 - (H) The license year commences on January 1 and ends on the following December 31. Applications for license may be made thirty (30) days prior to the license year. Persons applying for a license during the licensing year shall be required to pay 50% of the fee stipulated in this Section if the animal becomes five (5) months of age after July 1 of the licensing year.
 - (I) The licensing authority, or agent, shall assess and collect a late fee of \$5.00 if the owner fails to obtain a license prior to April 1 of each year, or within thirty (30) days of acquiring ownership of a licensable animal, or if the owner failed to obtain a license on, or before, the animal reached licensable age. *(Rev. 04-27-09)*
 - (J) A license shall be issued after showing evidence of Rabies vaccination and payment of the applicable fee. Evidence of neutering, spaying or other method of rendering the animal sterile, from a licensed veterinarian, will be required. A cat license shall be Ten Dollars (\$10.00) for any neutered male cat or spayed female cat based upon presentation and evidence that the animal has been neutered or spayed and Fifteen Dollars (\$15.00) for each unneutered or unspayed cat. A dog license shall be Fifteen Dollars (\$15.00) for

29.05 Licensing and Rabies Vaccination Requirement

any neutered male dog or spayed female dog based on presentation and evidence that the animal has been neutered or spayed and Twenty Dollars (\$20.00) for each unneutered or unspayed dog.

- (K) A duplicate license may be obtained upon payment of a \$5.00 replacement fee.
 - (L) No person may use any license for any animal other than the animal for which it was issued.
 - (M) Kennel operators are not required to license individual animals.
- (3) Rabies Vaccination Required.
- (A) The owner of a dog and cat shall have the animal vaccinated by a licensed veterinarian within thirty (30) days after the animal reaches four (4) months of age. An owner who imports an animal into the city of Reedsburg that has reached four (4) months of age must have the animal vaccinated as evidenced by a current certificate of Rabies vaccination from this State or another state.
 - (B) The owner of an animal shall have the animal re-vaccinated:
 - 1. Before the date that the immunization expires as stated on the certificate;
 - 2. If no date is specified, within three (3) years after the previous vaccination.
 - (C) If any animal, for which the owner holds a current Rabies certificate is involved in a bite or scratch incident, the owner shall isolate and confine the animal, under supervision of a licensed veterinarian for at least ten (10) days from the date of the incident. Supervision of a veterinarian includes, at a minimum, examination of the animal on the first day of isolation, on the last day of isolation and one intervening day. If the observation period is not extended and if the veterinarian certifies that the dog or cat had not exhibited any signs of rabies, the animal may be released from quarantine at the end of the observation period.
 - (D) Any animal involved in a bite or scratch incident that has not been vaccinated, or has not been re-vaccinated within the prescribed times, must be confined at a place designated by the Animal Control Officer of Police Department.
 - (E) The owner of any animal involved in a bite or scratch incident is responsible for any expenses incurred for the veterinarian's examination and quarantining of the animal.
 - (F) Failure of the owner to deliver an animal to a veterinarian or place of quarantine as directed within twenty-four (24) hours shall be grounds for a Judge to issue an order authorizing the Animal Control Officer or Police Department to seize said animal and make such delivery as intended at the owner's expense.

29.06 PENALTIES FOR VIOLATION OF LICENSING AND/OR VACCINATION

- (1) Penalties.
 - (a) Whoever violates Sections 29.01 through 29.05 above shall forfeit not less than \$25 nor more than \$100, together with costs, for each violation.

29.07 PERMITS

- (1) Pet Shops. Permit required.
 - (A) No person may operate a pet shop unless they hold a valid permit issued by the City Clerk. The fee for such permit shall be twenty-five (\$25). (A kennel license shall also be obtained if dogs and/or cats are sold.)
 - (B) Operation. Pet shops shall be operated in accordance with all Federal, State and City requirements for pet shops. Shops in violation of requirements shall be given no more

than thirty (30) days to comply with the written orders of the Health Officer or similarly authorized State or Federal official.

- (C) Immunization. No pet shops may sell or offer for sale any dog or cat five (5) or more months old unless the dog or cat has been vaccinated against Rabies by use of a vaccine currently licensed by the U.S. Department of Agriculture. The vaccine shall be administered by a licensed Veterinarian. A certificate of vaccination identifying the dog or cat including its approximate age, date of vaccination, and signed by the vaccinating Veterinarian shall be given the purchaser at the time of sale.
 - (D) Record of Sale. Every pet shop shall keep a record of every dog and cat sold by their establishment setting forth the date and source of acquisition, date of Rabies vaccination, the date of sale, and the name and address of the purchaser. Such records shall be maintained on the pet shop premises for at least one year following the date of sale of each dog and cat and such records shall be open to inspection by the Animal Control Officer or Police Department at all times during which the pet shop is open to the public.
 - (e) Sale of bats, foxes, raccoons, and skunks prohibited. No pet shop may engage in the purchase, keeping, distribution, or sale of any species of bats, foxes, raccoons, or skunks.
- (2) Kennels. Permit required.
- (A) No person shall operate a kennel unless they have a permit issued by the City Clerk. The fee for such permit shall be \$125.00.
 - (B) The kennel shall be maintained in a clean and sanitary condition, devoid of all rodents, vermin, and objectionable odors.
 - (C) The interior walls, ceiling, floors, partitions, and appurtenances of all such structures shall be whitewashed or painted annually or as the Animal Control Officer or Police Department shall direct.
 - (D) The kennel is not a health hazard or nuisance.
 - (E) The kennel complies with all applicable zoning laws.
 - (F) The kennel shall not be a hazard to the public safety or general welfare.
 - (G) Owners of kennels shall have every animal (only dogs, cats, and ferrets can be vaccinated for Rabies) over five (5) months of age vaccinated for Rabies and shall comply with sections 29.07(1)(B) and (C).
- (3) Grooming Establishment. Permit required.
- (A) No person may operate a grooming establishment without a valid permit issued by the City Clerk. The fee for such permit shall be twenty-five dollars (\$25).
 - (B) The animal-grooming establishment shall be operated in accordance with the following:
 1. The floor of any room in which grooming operations are conducted or in which animals are kept shall be covered with an impervious, smooth, washable surface. The floors shall be cleaned and disinfected daily.
 2. All animal hair and manure shall be removed from the floors daily and shall be stored in tightly covered waterproof containers in such a manner as to prevent a nuisance until final disposal.
 3. In each grooming establishment that uses a bathtub, such bathtub shall be large enough to accommodate the largest animal groomed. Such tub shall be of approved material and shall be properly connected to an approved water system consisting of hot and cold running water and to an approved sewer or waste disposal system.
 4. No animals shall be kept in any grooming establishment other than during regular office hours unless a valid kennel or pet shop permit is also issued for the same location. Nothing in this section shall apply to an establishment where grooming is incidental to the operation of a veterinary hospital.
 5. The premises shall be kept free of insect and rodent infestation.
 6. The premises shall be maintained and operated in a nuisance free manner.

29.07 Permits

- (4) Posting of Permit. Every kennel, pet shop, or grooming establishment permit issued by the City Clerk shall be posted in a conspicuous place open to the public.
- (5) Restricted Species. No person shall keep, sell, or offer for sale any exotic domesticated or wild animals and construct or use shelters therefor within the City of Reedsburg without the written permit of the City.
 - (A) This provision may not apply to the keeping of small caged birds, small caged animals, reptiles or aquatic and amphibian animals, solely as pets.
 - (B) No permit shall be required for any veterinary hospital (clinic), animal shelter or government-operated zoological park.

29.08 LICENSE AND PERMIT ISSUANCE AND REVOCATION

- (1) The City Clerk may revoke any dog or cat license, after a hearing by the Ordinance Committee, if the person holding the license refuses or fails to comply with this Ordinance.
- (2) Any person whose license or permit is revoked, shall within ten (10) days thereafter, humanely dispose of all animals owned, kept, or harbored, and no part of the license or permit fee shall be refunded. For any animal, a receipt from an animal shelter, veterinarian or other individual, must be obtained as proof of proper disposal.
- (3) It shall be a condition of the issuance of any license or permit to any kennel, grooming establishment or pet shop that the Police Department shall, with reasonable cause, be permitted to inspect all animals and the premises where the animals are kept during normal business hours, and shall, if permission for such inspection is refused, obtain an inspection warrant to perform such inspection.
- (4) If the applicant has withheld or falsified any information on the application, the licensing authority may refuse to issue a license or permit.
- (5) No person, who has been convicted of cruelty to animals within twenty (20) years of conviction, shall be issued an animal license, or permit, or granted a license to operate a kennel, pet shop or grooming establishment.

29.09 DOGS AND CATS AT LARGE

- (1) Dogs and cats are not permitted to be at large in the City of Reedsburg at any time. Dogs and cats are at large when the animal is in any public street, alley, park, or other public grounds or when off of the premises of the owner or person who has custody of said dog or cat and not restrained by a leash, animal transport cage, or similar device, the only exception being if within one (1) hour after a dog or cat escapes from either the owner or the person having custody of the animal, the owner or custodian of the animal reports the escape of the said animal to the Police Department.
- (2) All owners shall exercise proper care and control of their animals to prevent them from becoming a public nuisance.
- (3) Every female dog and cat in heat, shall be confined in a building or secure enclosure in such a manner that such female dog or cat cannot come into contact with another animal except for planned breeding.
- (4) Any animal declared “vicious” shall comply with the following requirements:
 - (A) While on the owner’s or caretaker’s property, a vicious animal, must be:
 1. securely confined indoors; or
 2. in a securely enclosed and locked pen or structure, suitable to prevent the entry of young children and designed to prevent the animal from escaping. The pen or

29.09 Dogs and Cats at Large

- structure must be constructed with chain link fencing for all four sides and top. If the pen or structure has no bottom secured to the sides, the sides must be imbedded in the ground no less than two (2) feet, or have a concrete pad for the bottom; or
3. securely leashed or chained to an immovable object with the owner or caretaker being present.
- (B) While off the owner's or caretaker's premises, the vicious animal must be muzzled and restrained by a substantial chain or leash not exceeding four (4) feet in length and under the control of a responsible person. The muzzle must be made in a manner that will not cause injury to the animal or interfere with its vision or respiration but must prevent it from biting any person or animal.
 - (C) All owners or caretakers of vicious animals shall display, in prominent places on their premises, near all entrances to the premises, signs in letters of not less than two (2) inches high using the words "WARNING - VICIOUS ANIMAL." A similar sign is required to be posted on the kennel or pen of the animal.
 - (D) No person may sell or transfer possession of a "Vicious Animal" to another person without first notifying the person to whom the "Vicious Animal" is being sold or transferred, of the fact that such is a "Vicious Animal."
 - (E) The Animal Control Officer or Police Department employee, after conducting an investigation in the circumstances surrounding an unprovoked animal attack, is hereby empowered to declare the animal in question vicious. The owner of the animal declared vicious shall be served personally or by certified mail, with return receipt, an order declaring the animal vicious. Any animal owner aggrieved by said order may petition the Animal Control, Health and Safety Board of Appeals for a review of the order in accordance with the procedure set forth herein. Upon receipt of the petition of the aggrieved owner, the Animal Control, Health and Safety Board of Appeals shall schedule and conduct a hearing. The hearing shall be conducted in conformance with Wisconsin Statute, Chapter 227. After the hearing, the owner or keeper of the animal shall be notified in writing of the determination. If the owner or keeper of the animal contests the determination, he or she may, within thirty (30) days, seek review of the decision by the Circuit Court.
 - (F) In the event the Animal Control Officer or Police Department employee has probable cause to believe that an animal has caused serious injury to a person or persons by an attack without provocation, the officer may proceed under with Wisconsin Statute, Chapter 174.01(1).

29.10 PENALTIES FOR DOGS AND CATS AT LARGE

- (1) Any person who permits any dog or cat to run at large in the City of Reedsburg in violation of this section shall, upon conviction thereof, forfeit not less than fifteen dollars (\$15), nor more than twenty-five dollars (\$25), together with costs, for the first offense. For each subsequent offense, the owner shall be assessed the amount of the preceding fine plus an additional ten dollars (\$10), the maximum fine being one hundred dollars (\$100), together with the costs of prosecution.
- (2) Any person who shall permit any dog and/or cat to run at large in the City of Reedsburg in violation of this section shall, upon conviction thereof, forfeit not less than thirty dollars (\$30), nor more than fifty dollars (\$50), together with costs, for the first offense. For each subsequent offense, the owner shall be assessed the amount of the preceding fine plus an additional twenty dollars (\$20), the maximum fine being two hundred dollars (\$200), together with the costs of prosecution.
- (3) Reedsburg Police Department personnel are authorized to catch and impound, animals at-large

29.10 Penalties for Dogs and Cats at Large

with such authorization to include the pursuit of animals upon non-animal owner private property. It shall be a violation of this Ordinance to interfere with the Animal Control Officer or the Police Department employee in the performance of their duties.

29.11 PROHIBITION AGAINST ANIMALS IN PUBLIC GROUNDS AND FACILITIES

- (1) An owner or person having control of any dog or any other animal shall not permit said dog or other animal to enter into or be upon any public park (except Popple Nature Area, Smith Conservancy, or the Dog Park is issued a permit), school grounds, public building, or other public grounds, even if said animal is leashed and within the immediate control of the owner or custodian of the animal. An exception shall be given for companion dogs, governmental police dogs, and authorized students and visitors. *(Rev. 03-25-13)*
- (2) Animals of any kind in any number may be kept for exhibition or amusement purposes provided permission is granted by the Common Council upon application duly made. The Common Council shall grant such permission for such period of time as it deems necessary. All rules as to sanitation found in Section 29.07(3) shall govern the maintenance of the premises or building where such animals are kept.

29.12 RESERVED FOR FUTURE USE *(Rev. 03-25-13)*

29.13 REPORTING OF ANIMAL BITE INCIDENTS

- (1) All bite incidents occurring in the City of Reedsburg, in which any animal (including family pets) bites a person, or is suspected of biting a person, shall be reported within twenty-four (24) hours by the attending physician or the victim(s) or victim's guardian (if medical assistance was not sought) to the Police Department or Animal Control Officer.

29.14 IMPOUNDMENT, QUARANTINE AND VIOLATION NOTICES

- (1) Unrestrained and nuisance animals shall be taken by Police Department or Animal Control Officer, and impounded in a temporary or permanent animal shelter and confined in a humane manner.
- (2) When an animal is causing a public nuisance and its owner cannot be contacted at the time of the complaint, it may be impounded by the Police Department or Animal Control Officer after an attempt to contact the owner is unsuccessful. After impoundment, reasonable attempts shall be made to contact the owner.
- (3) Any Police Department employee or Animal Control Officer who has reasonable cause to believe an animal has bitten a person or another animal shall issue a quarantine. A quarantine may be delivered by personal service, registered mail or by posting a quarantine sign in two (2) conspicuous places on the property. Any animal owner aggravated by such quarantine may within thirty (30) days petition the City Council for a hearing. The Council will then conduct a hearing to determine if the quarantine shall remain in effect or be withdrawn. The quarantine remains in effect until after the hearing unless properly rescinded.

29.15 ANIMALS CREATING A NUISANCE

- (1) No person shall own, keep, have in his possession, or harbor any animal that, by frequent or habitual howling, yelping, barking, or other noise, shall cause serious annoyance or disturbances to any individual or to the neighborhood.
- (2) No person shall own, keep, have in his possession, or harbor any animal that causes property damage outside of the owner or keeper's own property or causes severe damage to wildlife.
- (3) Upon the receipt of a complaint, the Police Department may investigate and, where appropriate, shall issue a formal warning to the owner of the animal which is the subject of the complaint requiring that the animal be confined in such a manner as to have the animal cease the actions which are violating this ordinance.

29.16 ANIMAL CARE

- (1) No owner shall fail to provide their animal(s) with sufficient good and wholesome food and potable water, proper shelter and protection from the weather, veterinary care when needed to prevent suffering, and with humane care and treatment.
- (2) No person shall beat, cruelly ill-treat, torment, overload, overwork, or otherwise abuse an animal, or cause, instigate or permit any dogfight, cockfight, or other combat between animals, or between animals and humans.
- (3) No owner of an animal shall abandon such animal.
- (4) No person shall give away any live animal, fish, reptile, or bird as a prize for or as an inducement to enter any contest, game or other competition, or as an inducement to enter a place of amusement or offer such vertebrate as an incentive to enter into any business agreement whereby the offer was for the purpose of attracting trade.
- (5) Chickens or ducklings or other fowl younger than eight (8) weeks of age may not be given away, bartered, or sold in quantities of less than six (6) to a single purchaser.
- (6) Any person who, as the operator of a motor vehicle, strikes a domestic animal, shall stop at once and shall attempt to report such injury or death, to the animal's owner or the Police Department if the owner cannot be found.
- (7) No person shall expose any poisonous substances, whether mixed with food or not, so that the same shall be liable to be eaten by any animal, provided that it shall not be unlawful for a person to expose on his own property, poisons designed for the purpose of rodent or pest extermination.

29.17 REMOVAL OF DOG AND OTHER ANIMAL DEFECATION FROM PUBLIC AND PRIVATE PROPERTIES

- (1) An owner or person having custody of any dog or any other animal shall not allow any animal to defecate on any school ground, public street, alley, sidewalk, tree bank, park, and/or other public grounds or any private property, within the City of Reedsburg, other than the premises of the owner or person having custody of said animal unless said defecation is removed immediately. This shall not be applicable in cases in which a person is being assisted by a companion dog.
- (2) All pens, yards, structures or areas, where animals are kept, shall be maintained in a nuisance-free manner. Droppings and manure shall be removed regularly and disposed of properly so not to attract insects or rodents, become unsightly or cause objectionable odors.

29.17 Removal of Dog and Other Animal Defecation from Public and Private Properties

- (3) No defecation or manure shall be dumped or left on any street, alley, sidewalk, nor on any open area or lot in any portion of the city; provided, however, that this provision shall not be construed to prohibit the use of manure as fertilizer for lawns and gardens in keeping with ordinary and customary practices.

29.18 PENALTIES FOR THE REMOVAL OF DOG/ANIMAL DEFECATION

- (1) Any person who violates Section 29.17, shall upon conviction thereof, forfeit not less than fifteen dollars (\$15) nor more than twenty-five dollars (\$25), together with costs, for the first offense. For each subsequent offense, the owner will be assessed the amount of the preceding fine plus an additional ten dollars (\$10), the maximum fine being one hundred dollars (\$100), together with the costs of prosecution. If the violation continues, each day's violation shall be deemed a separate violation.

29.19 RESTRICTIONS ON THE NUMBER AND KINDS OF ANIMALS PER RESIDENCE OR APARTMENT

- (1) No residence or apartment in the city limits (exempt commercial establishments specifically licensed in this chapter) shall house or keep more than a total of four (4) cats and/or dogs.
- (2) No residence or apartment in the city limits (exempt commercial establishments specifically licensed in this chapter) shall house or keep more than two (2) of any other domestic or wild animals more than four (4) months of age, except in areas zoned as agricultural.
- (3) At no time shall any residence or apartment house keep any domesticated skunks, raccoons, bats, foxes or wolf-hybrid.

29.20 EXCEPTION TO THE RESTRICTIONS ON THE NUMBER OF ANIMALS PER RESIDENCE OR APARTMENT

- (1) Birth of puppies or kittens. The owner or person who has custody of a dog or cat may retain the puppies or kittens born of said dog or cat, which exceed the permissible numbers set forth in section 29.19, for twelve (12) weeks after the birth of the animals. If, after that time, there are more than a total of four (4) cats and/or dogs in any one (1) residence or apartment, the owner or person having custody of the dogs and cats will be in violation of section 29.19.
- (2) Agricultural zoned lands. Section 29.19 shall not be applied to lands zoned agricultural in the City of Reedsburg as long as no nuisance to the immediate neighborhood is created thereby.

29.21 LOCATION OF DOG HOUSES, PENS, AND KENNELS

- (1) No doghouse, pen, or kennel shall be maintained closer than twenty (20) feet to any tenement or apartment house, hotel, restaurant, boarding house, retail food store, building used for school, religious, or hospital purposes, or residence other than that occupied by the owner or occupant of the premises upon which said dogs are kept.
- (2) No doghouse, pen, or kennel shall be maintained closer than ten (10) feet of any property adjacent to the property occupied by the owner or occupant of the premises upon which said dogs are kept.

29.21 Location of Dog Houses, Pens, and Kennels

- (3) No dog shall be leashed or chained on the property occupied by the owner or occupant of the premises where said dog can reach within ten (10) feet of any public sidewalk, street, or alley, or property adjacent to the property occupied by the owner or occupant of the premises upon which said dogs are kept.

29.22 THE CHIEF OF POLICE MAY ORDER DOGS AND CATS CONFINED

- (1) Whenever the safety of the public shall require it, the Chief of Police, by notice published in the local newspaper, may order that for a period of twenty (20) days, after the date of the notice, no dogs and/or cats shall be permitted to go abroad in any of the streets, roads, lanes, alleys or public places without being properly muzzled with a secure muzzle, or being led by a chain or other secure fastening.

29.23 PROHIBITION OF FEEDING WILD ANIMALS

- (1) No person or persons shall engage, within the City of Reedsburg, the artificial feeding of any large, non-domestic wildlife including, but not limited to, members of the deer family, wild turkeys, pheasants, wolf, coyote or bear. Artificial feeding is defined as the placement of shelled corn and/or other types of grain, salt or minerals on the ground or in feeders, troughs or other types of structures or receptacles for the purpose of promoting the feeding of such large wildlife animals. This prohibition shall not apply to the feeding of songbirds, squirrels and other small, non-domestic wildlife.
- (2) Any person violating this Section 29.24, upon conviction, shall forfeit not less than twenty-five dollars (\$25.00) nor more than one hundred fifty dollars (\$150.00), together with costs for the first offence. For each subsequent offense, however, the owner will be assessed the amount of the previous fine plus an additional twenty-five dollars (\$25.00); the maximum fine being five hundred dollars (\$500.00), together with the cost of prosecution. If the violation continues, each day's violation shall begin a separate violation.

29.24 PENALTIES *(Rev. 9-24-07)*

For a violation of a section of this Chapter 29, the forfeiture shall be not less than \$5.00 nor more than \$500.00 upon conviction for each offense together with the costs of prosecution.