

ORDINANCE NO. L011200-1

**REGULATION OF DOGS, CATS, AND EXOTIC ANIMALS
AND LICENSING OF DOGS****SECTION 1 – LICENSE REQUIRED**

It shall be unlawful for any person in the Town of Liberty to own, harbor or keep any dog more than six months of age without complying with the provisions of s174.05 through s174.10, Wisconsin Statutes, relating to the listing, licensing and tagging of the same. Keeping more than three (3) dogs will require a Kennel License in accordance with Outagamie County zoning rules.

SECTION 2 – DEFINITIONS

In this section, unless the context or subject matter otherwise requires:

1. “Owner” shall mean any person owning, harboring or keeping a dog and the occupant of any premises on which a dog remains or to which it customarily returns daily for a period of ten days is presumed to be harboring or keeping the dog within the meaning of this section.
2. “At large” shall mean to be off the premises of the owner and not under the control of some person either by leash or otherwise. However, a dog within an automobile of its owner or in an automobile of any other person with the consent of the dog’s owner shall be deemed to be upon the owner’s premises.

No person shall allow his or her dog or dogs to run at large in the Town of Liberty beyond the property owned or leased by that person unless the dog is accompanied by and is under the control of the owner or another person.

SECTION 3 – RESTRICTIONS ON KEEPING OF DOGS

It shall be unlawful for any person within the Town of Liberty to own, harbor or keep any dog, cat, or exotic animal which:

1. Habitually pursues any vehicle upon any public street, alley, or highway in the Town.
2. Assaults or attacks any person.
3. Is at large within the limits of the Town.
4. Habitually barks or howls to the annoyance of any person or persons.
5. Kills, wounds or worries any domestic animal.
6. 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.
7. Bites persons in the Town of Liberty.
8. Any dog unlicensed after warning from the Town of Liberty.
9. Owners of dogs, cats, or exotic animals shall be responsible for the vaccination of all said dogs, cats, and exotic animals.

SECTION – 4

Dogs will be reported by the owner or by any other person when they know that a dog has bitten any person in the Town of Liberty. The report will be made to the Town Constable. The owner or any other person reporting the dog bite upon the dog biting any person will immediately confine the dog. The owner or any other person will not release the dog until the Town Constable approves the release.

SECTION – 5

Dogs and cats that are apprehended and confined shall be kept at the Outagamie County Humane Society. Any costs incurred by the Town of Liberty shall be the responsibility of the owner and paid to the Town Clerk within ten days from notification of apprehension.

SECTION – 6

The provision of Section 5, including costs, shall be applicable to any stray or loose animal apprehended and confined by the Town of Liberty.

SECTION – 7

No person shall own or keep any dog in the Town of Liberty unless the dog is wearing a valid Outagamie County license tag attached to it's collar. Failure to purchase such license within 30 days of such license being due shall require the payment of an additional \$5.00 surcharge per animal.

SECTION – 9 – PENALTY

Any person who shall violate any provision of this ordinance shall upon conviction thereof, forfeit not less than \$10.00 or more than \$100.00 together with the cost of prosecution and in default of such forfeiture and costs of prosecution shall be imprisoned in the county jail until said forfeiture and cost are paid, but not exceeding 30 days.

The Town Treasurer of the Town of Liberty shall, pursuant to Chapter 174 Wis. Statutes, on or before September 1st notify the District Attorney of Outagamie County of the refusal of any owner to obtain a license for keeping his or her dog in the Town of Liberty.

SECTION – 10 – SEVERABILITY

If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

By

Michael Ubl, Chariman

Vernon Conradt, Supervisor

William Jurack, Supervisor

I, Cheryl Hosmer, Clerk of the Town of Liberty do hereby certify that this is an exact and true copy of ordinance L011200-1 passed by a majority vote, with a quorum present by the Town Board of Liberty.

Given under my hand and seal this day of

Cheryl Hosmer, Clerk