

## CHAPTER 30

### LICENSING OF DOGS AND CATS; REGULATION OF ANIMALS

30.01	Definitions
30.02	License Required
30.03	Control of Rabies
30.04	Regulation of Cats and Dogs
30.05	Dogs and Cats Prohibited in Cemeteries
30.06	Animal Waste
30.07	Impounding of Dogs and Cats
30.08	Duty of Owner in Cases of Animal Bite
30.09	Keeping of Dogs in Residential Areas
30.10	Keeping of Cats in Residential Areas
30.11	Horse Regulations
30.12	Animals to be Confined
30.13	Exotic Species
30.14	Reserved
30.15	Penalties

---

#### **30.01 DEFINITIONS**

- (a) **“At Large”** means to be off the premises of the owner and not under the control of some person, either by leash or otherwise, but a dog or cat within an automobile of its owner, or in an automobile of any other person with the consent of the owner of the dog or cat, shall be deemed to be upon the owner's premises.
- (b) **“Exotic Species”** shall mean those species that are not domesticated by humans and shall include, but are not limited to mammals, reptiles, avian, and arthropod belonging to any or all of the orders and families on the Prohibited Species List identified in Section 30.12(b) hereof.
- (c) **“Neutered”** as used herein as describing a dog or cat shall mean a dog or cat having nonfunctional generative organs.
- (d) **“Owner”** shall mean any person owning, harboring or keeping any dog, cat, horse, other domestic livestock, exotic species or other animal or the occupant of any premises located within the Village of Pulaski on which a dog, cat, horse, other domestic livestock, exotic species or other animal remains or to which such animal customarily returns on a daily basis for a period of ten (10) days.
- (e) **“Person”** shall mean any individual, firm, partnership, association,

- corporation, company or organization of any kind.
- (f) **“Possess”** shall mean own, possess, keep, harbor, act as a custodian for or have custody or control.

### **30.02 LICENSE REQUIRED**

- (a) **LICENSE REQUIRED.** It shall be unlawful for any person in the Village of Pulaski to own, harbor or keep any dog more than five (5) months of age without complying with the provisions of §174.05 through §174.10, Wisconsin Statutes, relating to the listing, licensing and tagging of the same. The owner of any dog more than five (5) months of age on January 1 of any year, or five (5) months of age within the license year, shall annually, or on or before the date the dog becomes five (5) months of age, pay the dog license tax and obtain a license.
- (b) **LICENSE FEE.** The fee for a dog license shall be \$3.00 for each neutered dog, upon presentation of evidence that the dog is neutered, and \$8.00 for an unneutered dog, or one-half of these amounts if the dog became five (5) months of age after July 1 of the license year. The Village Board may by resolution increase the amount of the license fee, but the additional fee shall not exceed the total cost of all dog licensing, regulating and impounding activities for the previous year, less any refunds which may be received pursuant to §174.09(2) of the Wisconsin Statutes.
- (c) **DOG TAG.** Upon payment of the required dog license tax and upon presentation of evidence that the dog is currently immunized against rabies, as required by Sec. 30.03 of this Chapter, the Village Treasurer shall complete and issue to the owner a license for such dog containing all information required by state law. A duplicate copy of the license shall be kept on file by the Village Treasurer. The Treasurer shall also deliver to the owner, at the time of issuance of the license, a tag of durable material bearing the same serial number as the license, the name of the county in which issued and the license year. The owner shall securely attach the tag to a collar and the collar with the tag attached shall be kept on the dog for which the license is issued at all times. The fact that a dog is without a tag attached to the dog by means of a collar shall be presumptive evidence that the dog is unlicensed. Pursuant to Sec. 30.05, any Village police officer shall seize, impound or restrain any dog for which a dog or cat license is required which is found without such tag attached.
- (d) **LATE FEE.** The Village Treasurer shall assess and collect a late fee of \$5.00 from any owner of a dog five (5) months of age or over, if the owner failed to obtain a license prior to February 28 of each year, or within thirty (30) days of acquiring ownership of a licensable dog, or if the owner failed to obtain a license on or before the dog reached licensable age.

- (e) **EXCEPTION.** Notwithstanding the foregoing, every dog specifically trained to lead blind or deaf persons is exempt from dog license tax and every person owning such a dog shall receive annually a free dog license from the Village Treasurer application therefore.

### **30.03 CONTROL OF RABIES**

The owner of a dog shall have the dog vaccinated against rabies by a veterinarian within thirty (30) days after the dog reaches four (4) months of age and re-vaccinated within one year after the initial vaccination. If the owner obtains the dog or brings the dog into this Village after the dog has reached four (4) months of age, the owner shall have the dog vaccinated against rabies within thirty (30) days after the dog is obtained or brought into the Village unless the dog has been vaccinated as evidenced by a current certificate of rabies vaccination from this state or another state. The owner of a dog shall have the dog re-vaccinated against rabies by a veterinarian before the date that the immunization expires as stated on the certificate of vaccination or, if no date is specified, within three (3) years after the previous vaccination.

### **30.04 REGULATION OF DOGS AND CATS**

- (a) **VICIOUS DOGS.** No vicious dog shall be allowed off the premises of its owner unless muzzled or on a leash in charge of the owner or a member of the owner's immediate family over sixteen (16) years of age. 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 ought reasonably to be known to the owner or any member of the owner's immediate family over sixteen (16) 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 person, and upon delivery to the proper authorities, may, upon establishment to the satisfaction of a court of competent jurisdiction of the vicious character of said dog, by testimony under oath reduced to writing, be killed by the police authorities.
- (b) **RESTRICTIONS ON KEEPING OF DOGS AND CATS.** It shall be unlawful for any person within the Village of Pulaski to own, harbor or keep any dog or cat which:
- (1) Habitually pursues any vehicle upon any public street, alley or highway in the Village.
  - (2) Assaults or attacks any person.
  - (3) Is at large within the limits of the Village.
  - (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.
- (c) **NEGLECT OF DOGS OR CATS.** It shall be unlawful for any person owning or responsible for confining of any dog or cat to refuse or neglect to supply such dog or cat with a sufficient supply of food and water or fail to provide such dog or cat with proper shelter as prescribed in §§951.02, 951.13 and 951.14 of the Wisconsin Statutes.

### **30.05 DOGS AND CATS PROHIBITED IN CEMETERIES**

No dog or cat is permitted in any cemetery within the Village except dogs specially trained to lead blind persons.

### **30.06 ANIMAL WASTE**

- (a) **REMOVAL OF ANIMAL WASTE.** No person who owns, possess or controls an animal shall permit such animal to defecate upon any property, other than the property of the owner or custodian, unless the owner or custodian of the animal shall immediately thereafter clean up and remove such animal excreta from such property. Any person who shall walk or escort an animal off their own property shall be in possession of equipment and containers necessary to affect the immediate clean-up and removal of such animal's excreta.
- (b) **ANIMAL WASTE CONTROL.** No person owning or possessing an animal on their property shall permit more than 24 hours of animal waste to accumulate on their property.

### **30.07 IMPOUNDING DOGS AND CATS**

- (a) **IMPOUNDING DOGS AND CATS.** The Village of Pulaski Humane Officer shall serve as the Village's animal control officer and shall seize and restrain any dog for the keeping of which no license has been issued and for which one is required, and shall seize and restrain any dog or cat running at large as defined in this Chapter.
- (b) **DISPOSAL OF IMPOUNDED DOGS AND CATS; FEES.** In addition to any penalty provided for a violation of this Section, any person may impound any dog, and any police officer of the Village may impound or kill any dog which assaults or attacks any person, is habitually at large within the Village, habitually barks or howls, kills, wounds or worries any domestic animal or is infected with rabies. Possession of dogs impounded under this Section may

be obtained by paying \$3.00 to the Village Humane Officer plus \$.50 a day for each day, or fraction thereof, the dog has been so impounded. Dogs impounded for a period of seven (7) days may be destroyed by or under the direction of the Humane Officer, in accordance with Chapter 174 of the Wisconsin Statutes.

### **30.08 DUTY OF OWNER IN CASE OF ANIMAL BITE**

Every owner, or person harboring or keeping a animal, who knows that such animal has bitten any person, shall immediately report such fact to the Health Officer and Chief of Police, and shall keep such animal confined for not less than fourteen (14) days or for such period of time as the Health Officer shall direct. The owner or keeper of any such animal shall surrender the animal to the Health Officer, or any Village police officer, upon demand for examination.

### **30.09 KEEPING OF DOGS IN RESIDENTIAL AREAS**

- (a) **PURPOSE.** The keeping of a large number of dogs on a Residential Lot detracts from and may be detrimental to healthful and comfortable life for which such areas were created. The keeping of a large number of dogs on a Residential Lot is, therefore, declared a public nuisance.
- (b) **DEFINITIONS.**
  - (1) **"Dog"** shall mean any canine, regardless of breed, age or sex.
  - (2) **"Family"** for the purpose of this ordinance shall mean one or more persons residing at the Residential Lot.
  - (3) **"Harbor, have custody of or keep"** shall mean having the animal on the Residential Parcel, whether or not the animal is owned by the owner or occupant of the Residential Parcel, and shall include providing temporary care or shelter for an animal owned by a third party.
  - (4) **"Residential Lot"** shall mean a parcel of land zoned as residential, occupied or to be occupied by a dwelling, platted or unplatted, and under common ownership. For the purpose of this Section, any vacant parcel or parcels adjoining a dwelling and under the same ownership shall constitute one (1) lot.
- (c) **NUMBER OF DOGS LIMITED.**
  - (1) No owner or occupant of a Residential Lot shall own, harbor, have custody of or keep in his or her possession more than two (2) dogs on that Residential Lot for more than seven (7) days within a calendar year without the prior approval of the Village Board except that a litter of pups or a portion of a litter may be kept for not more than eight (8) weeks from the date of birth. If more than one family resides

on a residential lot, then only two (2) dogs shall be allowed on the residential lot unless the prior approval is obtained from the Village Board.

- (2) The above requirement may be waived with the approval of the Village Board. Such application for waiver shall first be made to the Village Clerk on forms provided by that Office who shall forward the application to the Village Board for its consideration.
- (3) The provisions hereof shall not be applicable to the Village in connection with its temporary keeping of strays and other impounded animals.

### **30.10 KEEPING OF CATS IN RESIDENTIAL AREAS.**

(a) **PURPOSE.** The keeping of a large number of cats on a Residential Lot detracts from and may be detrimental to healthful and comfortable life for which such areas were created. The keeping of a large number of cats on a Residential Lot is, therefore, declared a public nuisance.

(b) **DEFINITIONS.**

- (1) **"Cat"** shall mean any feline, regardless of breed, age or sex.
- (2) **"Family"** for the purpose of this ordinance shall mean one or more persons residing at the Residential Lot.
- (3) **"Harbor, have custody of or keep"** shall mean having the animal on the Residential Parcel, whether or not the animal is owned by the owner or occupant of the Residential Parcel, and shall include providing temporary care or shelter for an animal owned by a third party.
- (4) **"Residential Lot"** shall mean a parcel of land zoned as residential, occupied or to be occupied by a dwelling, platted or unplatted, and under common ownership. For the purpose of this Section, any vacant parcel or parcels adjoining a dwelling and under the same ownership shall constitute one (1) lot.

(c) **NUMBER OF CATS LIMITED.**

- (1) No owner or occupant of a Residential Lot shall own, harbor, have custody of or keep in his or her possession more than two (2) cats on that Residential Lot for more than seven (7) days within a calendar year without the prior approval of the Village Board except that a litter of kittens or a portion of a litter may be kept for not more than eight (8) weeks from the date of birth. If more than one family resides on a residential lot, then only two (2) cats shall be allowed on the residential lot unless the prior approval is obtained from the Village Board.
- (2) The above requirement may be waived with the approval of the Village Board. Such application for waiver shall first be made to the

Village Clerk on forms provided by that Office who shall forward the application to the Village Board for its consideration.

- (3) The provisions hereof shall not be applicable to the Village in connection with its temporary keeping of strays and other impounded animals. **(Ord. 526-13)**

### **30.11 HORSE REGULATIONS**

- (a) **RESTRICTIONS.** Horses not confined in trailers or other devices for purposes of transportation shall be prohibited on Village streets or sidewalks. This prohibition is applicable to, but not limited to, the riding, leading, or driving of any horse upon street or sidewalks of the Village.
- (b) **EXCEPTIONS.** The riding, leading or driving of horses shall be allowed upon the streets of the Village during and for use in parades and such other special events upon the securing of a permit.

### **30.12 ANIMALS TO BE CONFINED**

- (a) **ANIMALS AT LARGE PROHIBITED.** No person, owner or custodian shall permit any animal (including fowl) to be at large within the Village. Any animal shall be deemed to be at large when it is off the premises owned or leased by its owner or custodian unless crated, penned or under the control of a person able to control the animal by means of a leash of sufficient strength to control the action of the animal, or such other personal attention as will reasonably control the conduct and actions of the animal. No person, owner or custodian shall permit any animal (including fowl) to be left unattended within five (5') feet of a public right-of-way. Such public rights-of-way include, but not limited to, sidewalks, streets, alleys and parking lots.
- (b) **UNATTENDED ANIMALS PROHIBITED.** Unattended animals shall include those animals which are crated, penned, or leashed but which are without personal supervision or control sufficient to properly restrain the animal.

### **30.13 EXOTIC SPECIES**

- (a) **KEEPING OF EXOTIC SPECIES PROHIBITED.** No person shall possess an exotic animal in the Village.
- (b) **PROHIBITED SPECIES LIST.** The following orders and families of species, whether bred in captivity or the wild, and any and all genetic hybrids thereof shall be classified as an "Exotic Species" for purposes of the provisions of Sec. 30.12(a):
  - (1) Class Mammalia

- a. Order Chiroptera (any bat species)
- b. Order Artiodactyla (hippopotamuses, giraffes, camels, deer). Excludes domestic cattle, swine, sheep, goats, alpaca and llama.
- c. Order Carnivora.
  - 1. Family Felidae (lions, tigers, cougars, leopards, ocelots, servals). Excludes domestic cats.
  - 2. Family Canidae (wolves, coyotes, foxes, jackals). Excludes domestic dogs.
  - 3. Family Ursidae (all bears).
  - 4. Family Mustelidae (weasels, skunks, martins, minks) Excludes ferrets.
  - 5. Family Procyonidae (raccoons, coaties)
  - 6. Family Hyaenidae (hyenas)
  - 7. Family Viverridae (civets, genets, mongooses)
- d. Order Edentata (anteaters, armadillos, sloths)
- e. Order Marsupialia (oppossums, kangaroos, wallabies, sugar gliders)
- f. Order Perissodactyla (rhinoceroses, tapirs). Excludes horses, donkeys and mules.
- g. Order Primates (lemurs, monkeys, chimpanzees, gorillas).
- h. Order Proboscidea (Elephants).
- i. Order Rodentia (squirrels, beavers, porcupines, prairie dogs). Excludes guinea pigs, rats, mice, gerbils and hamsters)

(2) Class Reptilia.

- a. Order Squamata.
  - 1. Family Helodermatidae (Gila monsters and Mexican beaded lizards).
  - 2. Family Varanidae (any monitor which will normally grow over two (2) feet in length).
  - 3. Family Iguanidae (only green iguanas and rock iguanas)
  - 4. Family Boidae (all species whose adult length may exceed eight (8) feet).
  - 5. Family Colubridae (Boomsnangs and African twig snakes).
  - 6. Family Elapidae (coral snakes, cobras, mambas)
  - 7. Family Natricidae (only keelback snakes)
  - 8. Family Viperidae (copperheads, cottonmouths, rattlesnakes).

(3) Class Aves.

- a. Order Falconiformes (eagles, hawks, vultures)

- b. Order Rheiformes (Rheas)
  - c. Order Struthioniformes (ostriches)
  - d. Order Casuariiformes (cassowaries and emus)
  - e. Order Strigiformes (owls)
- (4) Class Arthropod
- a. Class Arachnida
    - 1. Order Scorpiones
      - (i) Arabian fat-tailed scorpion - *Androctonus crassicauda*
      - (ii) Arizona centruroides scorpion - *Centruroides exilicauda*
      - (iii) Death stalker - *Leiurus quinquestriatus*
      - (iv) Egyptian yellow scorpion - *Androctonus amoreuxi*
      - (v) Israeli black scorpion - *hottentotta judaicus*
      - (vi) S.A. giant fat-tailed scorpion - *Parabuthus transvaalicus*
      - (vii) Sinai desert scorpion - *Androctonus bicolor*
      - (viii) Yellow esert scorpion - *Androctonus Australia*
    - 2. Order Araneae, Family Therididae
      - (i) Argentina red widow spider - *Latrodectus coralinus*
      - (ii) Brown widow spider - *Latrodectus geometricus*
      - (iii) Red-back widow - *Latrodectus hasselti*
      - (iv) Red widow spider - *Latrodectus bishopi*
      - (v) Southern black widow spider - *Latrodectus mactans*
      - (vi) Western widow - *Latrodectus Hesperus*
    - 3. Order Araneae, Family Loxoscedlidae, Brown recluse spider - *Loxosceles reclusa*
  - b. Class Chilopoda
    - 1. Order Scolopendromorpha, Family Scolopendridae
      - (i) Amazon giant banded centipede - *Scolopendra gigantea*
      - (ii) Arizona Tiger Centipede - *Scolopendra viridis*
      - (iii) Florida keys centipede - *Scolopendra alternans*

(5) Any Federal or State Endangered or Threatened Species.  
 (Ord. No. 489-10)

**30.14 (RESERVED)**

### **30.15 PENALTIES**

Any person violating any provision of Sections 30.03, 30.04, 30.05, 30.06, 30.08, 30.09, 30.10, 30.11 and 30.12 shall be subject to a fine in an amount not less than \$50.00 nor more than \$250.00. Any person violating the provisions of Section 30.13 shall be subject to a fine in an amount not less than \$100.00 nor more than \$1,000.00. Each violation of this Chapter shall be considered a separate violation and any violation continuing for more than 24 hours shall be considered a separate offense.