

## CHAPTER 5

### REGULATIONS OF DOGS AND CATS

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#### **6-5-1: DEFINITIONS:** As used in this Chapter:

- (A) "At large" shall mean off the premises of the owner, and not under the control of the owner or a member of his immediate family either by leash, cord, chain or otherwise.
- (B) "Dog" shall mean both male and female, and for purposes of this Chapter shall include cat.
- (C) "Owner" shall mean any person, association, firm or corporation owning, keeping or harboring a dog.

**6-5-2: CONFINEMENT OF CERTAIN DOGS:** No dog of fierce, dangerous or vicious propensities shall be allowed to run at large or upon the premises of one other than owner. If any such dog is found running at large in violation of this provision, it shall be taken up and impounded, provided, however, that if any dangerous, fierce or vicious dog so found at large cannot be safely taken up and impounded, such dog may be slain by any policeman.

**6-5-3: DOGS TO BE CONTROLLED:** No dog whether licensed or unlicensed, muzzled or unmuzzled, shall be allowed to run at large. If any such dog is found running at large in violation of this provision, it shall be taken up and impounded and shall not be released except upon approval of the Animal Control Warden after payment of the fees provided in Section 12 of this Chapter; provided, however, that if any dangerous, fierce or vicious dog so found at large cannot be safely taken up and impounded, such dog may be immobilized by means of a tranquilizer gun or similar device by the Animal Control Warden or any policeman.

**6-5-4: DISTURBING PEACE:** No person owning any dog, or having custody of any dog, shall suffer or permit such dog to disturb the peace and quiet of the neighborhood by barking, making other loud or unusual noise, or by running through or across public property or private property other than that of the owner.

**6-5-5: NUISANCES:**

- (A) Any dog found in the Village either without proper rabies tag or running at large is hereby declared to be a nuisance and shall be impounded as provided in this Chapter
- (B) It is hereby declared to be unlawful for any owner, keeper or walker of any dog or cat to permit said animal to discharge it's excreta upon any public or private property, within the Village of Arthur, without written permission of the owner of said property, if such owner, keeper or walker does not immediately thereafter remove and clean up said animal's excreta from the public or private property.

Any person convicted of a violation of the foregoing Section B., shall be deemed guilty of a petty offense, and shall be subject to the penalties prescribed in 6-5-1 et seq., of the Village Code of Arthur, Illinois.

**6-5-6: DISEASED ANIMALS:** No domestic animal afflicted with a contagious or 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.

**6-5-7: FEMALE DOGS IN HEAT:** Female dogs in heat found running at large shall be seized and impounded and shall not be released except on approval of the pound keeper and payment of the fees as provided by law.

**6-5-8: ANIMAL CONTROL WARDEN; ENFORCEMENT OF CHAPTER:** The Chief of Police shall be ex-officio Animal Control Warden for the Village. Provision shall be made for the appointment of such deputies as may be necessary. The deputies, employed by contractual agreement or otherwise, shall be commissioned as special police officers for the Village and are authorized to make all necessary arrests in carrying out the provisions of this Chapter. The Animal Control Warden and his deputies are charged with the enforcement of this Chapter.

**6-5-9: POUNDMASTER:** The Village Board shall designate a Poundmaster, whose duties shall include the impounding of all dogs delivered to him by the Animal Control Warden or his deputies. The Poundmaster shall maintain a pound enclosure or other suitable means for impounding such dogs in accordance with the provisions of this Chapter and the applicable provisions of the law of the State. All such dogs shall be kept, maintained, humanely treated and fed by the Poundmaster until redeemed or otherwise disposed of as provided herein.

**6-5-10: NOTICE OF IMPOUNDMENT:**

- (A) Immediately after receiving any dog from the Animal Control Warden or his deputies for impounding, it shall be the duty of the Poundmaster to enter upon the records of the pound in a book to be kept by him for such purposes the date of impounding, a description of the dog impounded, and a record as to whether or not such dog has been inoculated and tagged with a proper rabies tag as required by this Chapter.
- (B) Public notice of the impounding of such a dog shall be given by posting one copy of such notice at the pound, and one copy of such notice at the Police Building.
- (C) The owner, if the owner is known, shall be notified not later than two (2) days after the impounding of his dog.

**6-5-11: DISPOSITION OF UNREDEEMED DOGS:** Any such dog not redeemed by the owner or any other person within ten (10) days after the posting of such notice by the Poundmaster shall be and he is hereby declared to be a public nuisance. The Poundmaster shall dispose of such dog in accordance with the provisions of State law.

**6-5-12: REDEMPTION OF IMPOUNDED ANIMALS:** The owner of any dog impounded pursuant to this Chapter may reclaim such dog upon completion of the Village of Arthur Animal Control Animal Registration form, payment of the license fee, if unpaid and all costs and charges incurred by the Village of Arthur for impounding and maintenance of said dog.

**6-5-13: POUNDMASTER MONTHLY REPORTS; DISPOSITION OF FEES:**

- (A) The Poundmaster or Animal Control Warden shall submit a monthly report in writing of the pound activities to the Village Board, indicating the number of dogs impounded, cost details, dog redemptions, fees collected and disposition of unclaimed dogs.
- (B) The Poundmaster shall, on or before the fifth (5<sup>th</sup>) day of each month, pay to the Village Clerk all fees, penalties and charges collected by him from owners of dogs redeeming such dogs during the previous month.

**6-5-14: PENALTIES:** Any owner found violating any provision of this Chapter shall upon conviction thereof, be punished by a fine as follows: For a first offense, the fine shall be the sum of fifteen dollars (\$15.00); for a second offense, the fine shall be the sum of twenty-five dollars (\$25.00); for a third offense and all subsequent offenses, the fine shall be the sum of fifty dollars (\$50.00). Any owner found violating 6-5-3 of this Chapter for the third time shall have the animal microchipped and documentation of the procedure, from the veterinarian, shall be provided to the Animal Control Warden. This penalty shall take the place of the fifty dollar (\$50.00) fine, provided the animal has not already undergone the procedure. In addition to the aforementioned penalties, all court costs, which shall include all costs incurred by the Village in prosecuting said case, shall be recoverable from anyone convicted of violation of this Chapter.