

31.19 ANIMAL REGULATIONS**A. Authority / Interpretation**

1. This ordinance is enacted under the authority granted by §§ 59.02, 59.54, 95.21, and 66.0113, Wis. Stats.
2. For the purposes of interpretation, all references to the Wisconsin Statutes shall be as those statutes presently exist or are hereafter amended or revised.

B. Dog Causing Damage to Persons or Property [§ 174.02, Wis. Stats.]

1. The owner of a dog is liable for damages caused by the dog injuring or causing injury to a person, domestic animal or property as provided in § 174.02, Wis. Stats.
2. Penalties.
 - a) The owner of a dog shall forfeit not less than \$50 nor more than \$2,500 if the dog injures or causes injury to a person, domestic animal or property as provided in 1. above.

C. Dogs Running at Large [§§ 59.54(20) & 174.042, Wis. Stats.]

1. A dog running at large is subject to impoundment. An officer may attempt to capture and restrain any dog running at large.
2. A dog is considered to be running at large if it is off the premises of its owner and not under the control of the owner or some other person.
3. A dog that is actively engaged in a legal hunting activity, including training, is not considered to be running at large if the dog is monitored or supervised by a person and the dog is on land that is open to hunting or on land on which the person has obtained permission to hunt or to train a dog.
4. Penalties.
 - a) If the owner of a dog negligently or otherwise permits the dog to run at large, the owner shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

D. Untagged Dog [§ 174.042, Wis. Stats.]

1. An untagged dog is subject to impoundment. An officer may attempt to capture and restrain an untagged dog.
2. A dog is considered to be untagged if a valid license tag [See: §§ 174.05, 174.053, & 174.07, Wis. Stats.] is not attached to a collar which is kept on the dog whenever the dog is outdoors unless the dog is securely confined in a fenced area.
3. Penalties.
 - a) If the owner of a dog negligently or otherwise permits the dog be untagged, the owner shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

E. Dog Not Licensed [§§ 174.05, 174.053, 174.054, 174.055, & 174.07, Wis. Stats.]

1. Except as provided in § 174.054, Wis. Stats. a dog license is necessary for the keeping of any dog over 5 months of age.
2. Except as provided in § 174.054, Wis. Stats. the owner of a dog 5 months of age or older shall, annually, timely pay the dog license fee, present evidence that the dog is currently immunized against rabies, and obtain a dog license and tag.
3. The owner shall securely attach the tag to a collar and a collar with the tagged attached shall be kept on the dog for which the tag was issued as provided in § 174.07(1)(e), Wis. Stats.

4. Penalties.
 - a) If the owner of a dog fails to obtain a dog license and tag for the dog, the owner shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.
 - b) If the owner of a dog fails to keep a collar with the tag attached on the dog as required by 3. above, the owner shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

F. Keeping, Apprehension, Impounding, and Destruction of Dogs [§§ 59.54(20), Wis. Stats.]

1. The keeping, apprehension, impounding and destruction of dogs shall be as provided in §§ 59.54(20), 95.21 and Ch.'s 173 & 174, Wis. Stats.

G. Rabies Control Program [§ 95.21, Wis. Stats.]

1. Door County's rabies control program is consistent with § 95.21, Wis. Stats.
2. Rabies vaccination is required for dogs. The owner of a dog shall have the dog vaccinated against rabies as required in § 95.21(2), Wis. Stats.
3. The owner of a dog shall obtain a rabies vaccination tag, attach the tag to a collar, and a collar with the tag attached shall be kept on the dog at all times as provided in § 95.21(2), Wis. Stats.
4. An owner of an animal (e.g., a dog or cat) shall comply with any quarantine order issued under § 95.21, Wis. Stats.
5. Any act required to be performed or prohibited by § 95.21, Wis. Stats., is required or prohibited by this ordinance.
6. Penalties.
 - a) *Failure to obtain rabies vaccination.* An owner who fails to have a dog vaccinated against rabies as required above may be required to forfeit not less than \$50 nor more than \$100.
 - b) *Refusal to comply with order or quarantine.* An owner who refuses to comply with an order issued under this section to deliver an animal to an officer, isolation facility or veterinarian or who does not comply with the conditions of an order that an animal be quarantined shall be fined not less than \$100 nor more than \$1,000.
 - c) *Other violation.* A person who violates any provision of this section not specified above, may be required to forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

H. Vicious, Dangerous or Nuisance Animals

1. A dog, cat or other domestic animal that: has bitten a person without provocation; has caused injury to a person, domestic animal or property damage that resulted in action against its owner(s) under Ch. 174, Wis. Stats.; poses a threat to public health or safety; or poses a threat to the health and safety of itself or custodian may be deemed vicious or dangerous. No person may own, harbor, keep or control a dog, cat, or other domestic animal that is vicious or dangerous.
2. The habitual, loud and prolonged barking, crying, howling, yelping or the making of other sounds by a dog, cat or other domestic animal is deemed to constitute a nuisance. No person may own, harbor, keep or control a dog, cat, or other domestic animal that creates such a nuisance.
3. Penalties.
 - a) Any person who owns, harbors, keeps or controls a dog, cat, or other domestic animal that: is vicious or dangerous, or is deemed to constitute a nuisance,

hereunder shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

4. This section is inapplicable to: a law enforcement dog, while the dog is performing law enforcement functions; a licensed animal control facility; a licensed animal shelter; a county humane society; an isolation facility; any organization designated by the county board to provide a pound (for collecting, caring for, and disposing of animals); or a Wisconsin certified veterinarian's practice facility.

I. Enforcement

1. Issuance of a citation under § 66.0113, Wis. Stats. and Ch. 35, § 35.01, Door County Code.
2. Each day of continued violation constitutes a separate offense.

J. Non-Exclusivity

1. As set forth in Ch. 35, § 35.01 3. a-c, Door County Code.
2. The penalties in this ordinance are in addition to any other liability imposed on the owner of an animal.

(Ord. #50-90; 2/26/91) (Ord. #11-92; 3/24/92) (Ord. #21-96; 8/27/96) (Ord. 2016-09; 5/24/16)