

The Town Board of Supervisors of the Town of Lessor, Shawano County, Wisconsin, does ordain as follows:

SECTION 1 - TITLE

This ordinance shall be named the Dog Control Ordinance; any previous ordinances enacted by the town in conflict herewith are repealed.

SECTION 2 - DEFINITIONS

In this ordinance, unless the context or subject matter requires otherwise, the following definitions shall be applicable:

- a. "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 the dog customarily returns daily for a period of ten (10) days, is presumed to be harboring or keeping the dog within the meaning of this section. This includes immediate family and household members where appropriate.
- b. "At large" shall mean to be off the premises of the owner and not under the control of some person either by leash or physical means of restraining a dog, but a dog within an automobile of its owner or in an automobile of any person with the consent of the dog's owner shall be deemed to be upon the owner's premises.
- c. "Officer" shall mean the town board or a board designated officer of the town to enforce this ordinance. Shawano County has also passed a dog control ordinance, and the town board wishes to encourage cooperation between enforcement officers of both governments.

SECTION 3 - GENERAL LICENSING OF DOGS

It shall be unlawful for any person in the town to own, harbor or keep any dog more than six (6) months of age without complying with Chapter 174 of Wisconsin Statutes.

SECTION 4 - RESTRICTIONS ON KEEPING OF DOGS

It shall be unlawful for any person within the town to own, harbor, or keep any dog which:

- a. Is at large within the town, off the owner's premises;
- b. Habitually pursues any vehicle upon any public street or highway in the town;
- c. Assaults or attacks any person, except if defending its owner's family at the owner's premises;
- d. Habitually barks or howls to reasonable annoyance of any person(s)
- e. Kills, wounds or worries any domestic animal, deer, game birds or their nests when not legitimately hunting with a licensed owner;
- f. Violates any other Section of this ordinance.

- g. Is known by the owner to be infected with rabies, or has been bitten by an animal known to have been infected with rabies, and such owner fails to quarantine the dog as required by Wis. Stats., s. 95.21.

SECTION 5- INCORPORATION OF RABIES CONTROL PROGRAM

Section 95.21 of Wisconsin Statutes is hereby incorporated by reference and made a part of this ordinance. Any provisions of this ordinance shall be read in conjunction with said s. 95.21, however, it is the intent to make this ordinance more restrictive pursuant to s. 95.21(9).

SECTION 6 -- NUMBER OF DOGS

~~It shall be unlawful for any person to keep more than three (3) domestic dogs over six (6) months of age in any household within the town unless a kennel permit has been issued by the town's listing official.~~

SECTION 7 - KENNEL PERMITS

The town board shall approve/^{NEW}kennel permits after review and ~~recommendation of the town zoning committee, which holds a public hearing after notice.~~

SECTION 8 - BOARDING FEE

The town board will set the boarding fee, and ~~may revise it from time to time~~. The boarding fee is set at \$10.00 with a pickup fee of \$10.00. After three days the situation will be handled in a humane manner.

SECTION 9 - PENALTY

Any owner, person, firm or corporation who shall violate any provision of this ordinance shall forfeit not less than \$50 nor more than \$500, plus current court costs and any fees of dog boarding or care. In the event of nonpayment, imprisonment in the jail of up to 30 days may be authorized. Each day of violation constitutes a separate offense. Citation enforcement by an officer is authorized for enforcement.

The board also has authority to seek a court injunction for repeat violators, seeking forfeiture of any right to have a licensed dog where more than one violation of this ordinance has occurred, or otherwise pursuant to chapter 174 of the Wisconsin Statutes.

DEPOSIT SCHEDULE

First violation	\$50 plus current court costs
Second or subsequent violation within 2 years	\$100 plus current court costs

SECTION 10 - LISTING OFFICIAL

The town hereby designates the elected Treasurer as the Listing Official for dog licensing purposes.

Passed this 14th day of March, 2000.

Vote for: 3 against: 0

Delmar Zernicke

Chairperson Delmar Zernicke

Raymond Brusky

Supervisor Ray Brusky

Gerald Jarek

Supervisor Gerald Jarek

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JoAnn Thiede

JoAnn Thiede, Clerk