

ORDINANCE NO. 3782B

AN ORDINANCE AMENDING CHAPTER 216, ANIMALS TO ADDRESS TRAP, NEUTER/SPAY AND RELEASE (TNR)

The City Council of the City of Fond du Lac do ordain as follows; deleted items are shown with strikethrough and additions are underlined:

Section 1. That Chapter 216, Animals; Section 1, Definitions., is hereby amended to read as follows:

Delete therefrom:

~~OWNER~~

~~Any person owning, keeping or harboring one or more animals. An animal shall be deemed to be harbored if it is fed or sheltered for three or more consecutive days.~~

Add thereto:

OWNER

Every person having a right of property in an animal and/or having such animal in his or her care and possession.

Delete therefrom:

~~ANIMAL CONTROL OFFICER~~

~~The person appointed by the City Manager as an Animal Control Officer who is qualified to perform duties of animal control as provided by the laws of Wisconsin and the ordinances of the City.~~

Delete therefrom:

~~ANIMAL SHELTER~~

~~Any facility operated by a municipal agency or its authorized agents for the purpose of impounding or caring for animals held under the authority of this chapter or state law.~~

Add thereto:

ANIMAL SHELTER

We adopt, by this reference, the two definitions set out in Section 173.40(c), Wis. Stats.

Section 2. That Chapter 216, Animals; Section 6, Dangerous dogs., is hereby amended to read as follows:

§ 216-6 Dangerous dogs.

A. Definitions. As used in this section, the following terms shall have the meanings indicated:

OWNER

~~Any person or legal entity having a possessory property right in a dog or who or which harbors, cares for, exercises control over, or knowingly permits any animal to remain on premises occupied by him or it.~~ Shall mean and include every person having a right of property in an animal and/or having such animal in his or her care or possession.

Section 3. That Chapter 216, Animals; Section 16, Dogs and cats at large., is hereby amended to read as follows:

§ 216-16 Dogs and cats at large.

~~All dogs and cats shall be kept under restraint~~ No person shall permit his dog or cat to run at large in the City. Each owner of any such animal shall confine the same within the limits of his premises. For the purposes of this chapter, the phrase "running at large" embraces all other places within the City except the owner's premises. This includes all streets, alleys, sidewalks or other private property which may be about the owner's premises.

Section 4. That Chapter 216, Animals; Section 17, Restraint of dogs and cats., is hereby amended to read as follows:

§ 216-17 Restraint of dogs and cats.

Any person owning or having charge, custody, care or control of any dog ~~or cat~~ shall keep the animal exclusively upon his own premises, which shall include his automobile, either by personal and direct supervision, such as voice command of such person physically present, or by keeping the animal upon an appropriate chain or tie no

less than six feet in length, or in an enclosed yard, either walled or fenced, or in any other appropriate restraining enclosure. However, public access to one entrance of the owner's house must be provided, without interference from the animal. Also, the dog ~~or cat~~ may be off the premises if it is restrained by an appropriate leash or chain not exceeding six feet in length, and in the hands of the person directly controlling the movement of the animal and provided that the leash or chain is in the hands of a person of sufficient strength to physically control the animal.

Section 5. Any person violating the provisions of this Ordinance shall be subject to the penalty provided in Section 1-4 of the Code.


Section 5. The appropriate City officials are hereby authorized and directed to take such action as is necessary to effectuate the terms of this Ordinance.

Section 7. All other ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed.

Section 8. This Ordinance shall take effect and be in force upon its passage and publication as provided by law.

ADOPTED:

FEB 28 2024



Keith Heisler, President
Fond du Lac City Council

Attest:

City Attorney:



Margaret Hefter, City Clerk

Reviewed 