

**VILLAGE OF GRAFTON**  
**ORDINANCE NO. 013, SERIES 2022**  
**AN ORDINANCE OF THE VILLAGE BOARD AMENDING CHAPTER 6.08 –**  
**REGULATION OF DOGS, CATS AND OTHER ANIMALS - OF MUNICIPAL CODE OF**  
**THE VILLAGE OF GRAFTON, WISCONSIN**

The Village Board of the Village of Grafton does hereby ordain as follows:

**Part 1.** Amend Section 6.08.020: Definitions – Dangerous Animal

**§ 6.08.020 Definitions.**

**DANGEROUS ANIMAL**

- A. An animal is a “dangerous animal” if it meets any of the following definitions:
  - 1. The animal approaches or chases a human or domestic animal in a menacing fashion or apparent attitude of attack, without intentional provocation;
  - 2. The animal attacks, bites, inflicts injury, or otherwise endangers the safety of humans or domestic animals, without intentional provocation;
  - 3. The animal is owned, harbored, or trained for fighting.
  
- B. Notwithstanding the definition in (A), an animal shall not be deemed a “dangerous animal” if the animal bites, attacks, or menaces any human or a different animal to:
  - 1. Defend the animal’s owner, caretaker, or another person from attack;
  - 2. Protect the animal’s young or another animal;
  - 3. Defend itself against any person or animal that has tormented, assaulted, or abused it; or
  - 4. Defend the property of the animal’s owner or caretaker against trespassers, so long as the animal does not inflict substantial bodily harm to a person without provocation.
  
- C. Notwithstanding the definition in (A), an animal shall not be deemed a “dangerous animal” if the animal is owned or maintained by a law enforcement agency for law enforcement purposes.

**Part 2.** Enact Section 6.08.101: Regulation of Dangerous Animals.

**§ 6.08.101 Regulation of Dangerous Animals.**

- A. **Determination and imposition of regulations.** The Chief of Police has the authority to ascertain and determine whether an animal regularly kept or brought to the Village is a dangerous animal. If the Chief determines an animal is a dangerous animal, the Chief may issue a written order to the actual or apparent owner or keeper of the animal setting forth the Chief’s reasons for declaring the animal to be a dangerous animal. The order shall be personally served on the owner or apparent owner; if personal service is unsuccessful, it may be sent to

Upon registration, the Clerk shall issue a document confirming the annual registration, and shall issue a collar, harness, or other indicia that the animal is a dangerous animal.

**D. Violation of regulations.**

1. No person shall own, harbor, keep, or maintain a dangerous animal in the Village contrary to any provision of this section or contrary to any order issued by the Chief of Police under this section.
2. An animal kept in violation of restrictions imposed by this section or by an order of the Chief of Police is declared to be a public nuisance, which may be prosecuted, enjoined, or abated in any manner allowed by law.

**E. Sale of dangerous animals prohibited; training fighting animals prohibited.**

1. No person shall sell, offer for sale, give away, breed, buy, acquire, or attempt to buy or acquire any dangerous animal within the Village, except to surrender such animal to a humane society or not-for-profit rescue organization.
2. No person shall own or harbor any animal for the purpose of fighting, or to in any manner train or torment an animal such as to cause it to attack humans or other animals without provocation.

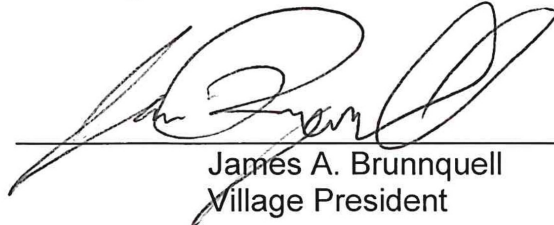
**F. Other laws remain applicable.**

Nothing in this section shall be interpreted or construed to conflict with or limit the applicability of Chapter 173 or 174 of the Wisconsin Statutes.

**Part 3. Effective date.** The Amended Chapter 6.08 Regulation of Dogs, Cats and Other Animals of the Municipal Code shall be effective upon passage and posting

**Part 4. Severability.** If any provision of this ordinance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions of this ordinance. This ordinance shall take effect upon passage and posting.

Approved by the Village Board of the Village of Grafton this 19<sup>th</sup> day of December, 2022

  
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James A. Brunnquell  
Village President

Attest:   
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Katy Olsen  
Village Clerk