

## ORDINANCE NO. 2015-18

### An Ordinance Relating to the Length of Pet Leashes

The Common Council of the City of Cedarburg, Wisconsin, hereby ordains as follows:

SECTION 1. Section 7-1-1 of the Municipal Code of the City of Cedarburg is hereby amended as follows:

#### **SEC. 7-1-1 DOG AND CAT LICENSES REQUIRED; DEFINITIONS; ADOPTION OF STATUTES.**

- (b) **Definitions.** In this Chapter, unless the context or subject matter otherwise require:
- (11) "Leash" means a cord, thong or chain not more than ~~ten (10)~~ six (6) feet in length by which a dog or cat is controlled by the person accompanying it.

SECTION 2. Section 7-1-6 of the Municipal Code of the City of Cedarburg is hereby amended as follows:

#### **SEC. 7-1-6 RESTRICTIONS ON KEEPING OF DOGS, CATS ~~FOWL~~ AND OTHER ANIMALS.**

- (a) **Restrictions.** It shall be unlawful for any person within the City of Cedarburg to own, harbor or keep any dog or cat which:
- (1) Habitually pursues any vehicle upon any public street, alley or highway in the City.
  - (2) Assaults or attacks any person as described in Subsection (b) or destroys property.
  - (3) Is at large within the limits of the City.
  - (4) Habitually barks or howls to the annoyance of any person or persons. (See Section 7-1-12.)
  - (5) Kills, wounds or worries any domestic animal.
  - (6) Is known by such person to be infected with rabies or to have been bitten by an animal known to have been infected with rabies.
  - ~~(7) In the case of a dog, is unlicensed.~~
- (b) **Vicious Dogs and Animals.**
- (1) No vicious dog shall be allowed off the premises of its owner unless muzzled or on a leash in charge of the owner or a member of the owner's immediate family over sixteen (16) years of age. For purposes of enforcing this Section, a dog shall be deemed as being of a vicious disposition if, within any twelve (12) month period it bites or inflicts serious injury to one (1) person in unprovoked circumstances off the owner's premises or when a propensity to attack or bite humans shall exist. No owner of a vicious dog shall allow it to be off the premises of its owner. Every owner of a vicious dog is required to post or place in a conspicuous place, so it can easily be seen at the regular entrance to his premises, a notice or sign reading "Beware of Dog." Any vicious dog which is found off the premises of its owner other than as hereinabove provided may be seized by any

person and, upon delivery to the proper authorities, may, upon establishment to the satisfaction of a court of competent jurisdiction of the vicious character of said dog, by testimony under oath reduced to writing, be killed by the police authorities.

(2) No person shall harbor or permit to remain on his premises any animal that is habitually inclined toward attacking persons or animals, destroying property, barking excessively or making excessive noises or running after automobiles.

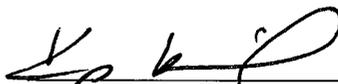
(c) **Dogs Running at Large.**

(1) It shall be unlawful for the owner or keeper of any dog to permit or suffer such dog to be at large, which shall mean that it is off the premises of its owner or keeper and upon any public street or alley, any school ground, any public park parking lot or paved pathway or upon any other public or private property without the permission of the owner of the property, provided, however, that a dog shall not be deemed to be at large if:

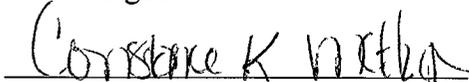
- a. It is attached to a leash not more than ~~ten (10)~~ six (6) feet in length which is of sufficient strength to restrain it, and the leash is held by a person competent to govern it of at least ten (10) years of age and prevent it from annoying or worrying pedestrians or trespassing on private property or trespassing on public property where dogs are forbidden; or
- b. It is properly restrained within a motor vehicle.

SECTION 2. This ordinance shall take effect upon its passage and publication as provided by law.

Passed and adopted this 9<sup>th</sup> day of November 2015.

  
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Kip Kinzel, Mayor

Countersigned:

  
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Constance K. McHugh, City Clerk

Approved as to form:

  
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Michael P. Herbrand, City Attorney