

ORDINANCE NUMBER 20 - 14

AN ORDINANCE OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AMENDING CHAPTER 37: FEES AND FINES, AND CHAPTER 92: ANIMALS, OF THE VILLAGE OF EAST DUNDEE VILLAGE CODE REGARDING ANIMAL CONTROL

WHEREAS, the Village of East Dundee (“Village”) is a home rule unit of local government pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, and has the authority to exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Village regulates and controls animals within the Village and has entered into an Intergovernmental Agreement with the County of Kane (“Kane County”), pursuant to the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/3, to provide animal control services to the Village; and

WHEREAS, the Village desires to amend the Village Code, adopting Kane County’s Animal Control Ordinance to allow the Village’s enforcement of its provisions, while clarifying the Village’s additional animal control restrictions and regulations; and

WHEREAS, the President and Board of Trustees of the Village have determined that granting of said amendments to the Village of East Dundee Village Code (“Village Code”) is in the best interest of the Village;

NOW THEREFORE BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION 1: Incorporation. That each Whereas paragraph above is incorporated by reference into this Section 1 and made a part hereof as material and operative provisions of this Ordinance.

SECTION 2: Village Code Amendment. That the Village Code is hereby amended, as follows:

Amendment #1:

Chapter 92, Animals, of the Village Code is hereby deleted in its entirety, and the following inserted in its place:

92.01: SHORT TITLE/APPLICATION:

- A. This chapter shall be known and may be cited as the *ANIMAL CONTROL ORDINANCE*.
- B. To establish animal control regulations and procedures, the Animal Control Ordinance adopts Kane County’s Animal Control Ordinance, authorizing the Village to enforce its provisions as modified by this Ordinance, and adopts certain additional provisions set forth herein. Kane County also has authority to enforce (within the Village) Kane County’s Animal Control Ordinance, without such modifications, pursuant to the Intergovernmental Agreement.

92.02: DEFINITIONS:

The Definitions set forth in Kane County’s Animal Control Ordinance, as amended from time to time and as modified by Section 92.03, are incorporated herein as if fully set forth. In addition, as used in this chapter, unless the context otherwise requires, the terms specified in this section have the following meanings:

ADMINISTRATIVE ADJUDICATION: Enforcement of this Ordinance by a Hearing Officer, pursuant to Chapter 36, Administrative Adjudication, of this Code.

ANIMAL CONTROL WARDEN: The Village’s police officers shall be animal control wardens to perform duties pursuant to this chapter.

CHIEF OF POLICE: The duly appointed Chief of Police of the Village of East Dundee.

DANGEROUS DOG OR OTHER ANIMAL; DANGEROUS DOG; DANGEROUS ANIMAL: Any individual dog or other animal, when unmuzzled, unleashed, or unattended by its owner or custodian that behaves in a manner that a reasonable person would believe poses a serious and unjustified imminent threat of serious physical injury or death to a person or a companion animal in a public place, including menacing behavior.

ENCLOSURE: A fence or structure with a design approved by the Village of at least six feet (6') in height, which is covered, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious or dangerous animal in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious or dangerous animal within the enclosure. The enclosure shall be securely enclosed and locked and designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, the door must be locked. A vicious or dangerous animal may be allowed to move about freely within the entire residence if it is muzzled at all times.

HEARING OFFICER: The person appointed by the Village to hear and decide cases brought pursuant to Chapter 36, Administrative Adjudication, of this Code.

INTERGOVERNMENTAL AGREEMENT: The Intergovernmental Agreement between Kane County and the Village for animal control services to be provided by Kane County, which is in effect from and after September 12, 2016, until terminated.

KANE COUNTY/ COUNTY: County of Kane, Illinois.

KANE COUNTY ANIMAL CONTROL ORDINANCE/COUNTY ORDINANCE: Chapter 5, Animal Control Ordinance, of the Kane County Code, as it may be amended from time to time.

POLICE DEPARTMENT: The Village's police department.

VICIOUS ANIMAL; VICIOUS DOG OR ANIMAL:

1. Any individual dog or other animal that when unprovoked bites or attacks a human being or other animal either on public or private property; and
2. Any individual dog or other animal that has a trait or characteristic and a generally known reputation for viciousness, dangerousness, or unprovoked attacks upon human beings or other animals, unless handled in a particular manner with special equipment.

VILLAGE: The Village of East Dundee, Illinois.

VILLAGE POLICE OFFICER; POLICE OFFICER: A sworn law enforcement officer employed by the Village's Police Department, who shall be an animal control warden, may be appointed as a humane investigator, and shall have the authority of a sheriff's deputy under the County Ordinance.

92.03: ADOPTION OF KANE COUNTY ANIMAL CONTROL ORDINANCE:

The Village adopts and incorporates by reference Kane County's Animal Control Ordinance, Chapter 5 of the Kane County Code, with the following exceptions thereto, consisting of certain deletions and changes, which shall control wherever such exceptions are applicable or are in conflict with certain other provisions of that code. In addition, to the extent that any provision of the Kane County Animal Control Ordinance limits its application to the corporate area of the County, outside of a municipality, that provision shall apply within the Village.

A. Section 5-2: Definitions:

1. The definitions in Section 92.02 of this Ordinance are incorporated into the County Ordinance, subject to the following:
 - a. "Dangerous Dog", as defined in the County Ordinance shall be deleted and replaced with "Dangerous Dog; Dangerous Dog or other Animal; Dangerous Animal", as defined in Section 92.02:

DANGEROUS DOG OR OTHER ANIMAL; DANGEROUS DOG;
DANGEROUS ANIMAL: Any individual dog or other animal, when unmuzzled, unleashed, or unattended by its owner or custodian that behaves in a manner that a reasonable person would believe poses a serious and unjustified imminent threat of serious physical injury or death to a person or a companion animal in a public place, including menacing behavior.

- b. The definition of “Department” in the County Ordinance shall be amended to include the following:

The Police Department shall have the same authority as the Department for Village enforcement purposes.

- c. The definition of “Enclosure” in the County Ordinance shall be deleted and replaced with the following definition from Section 92.02:

ENCLOSURE: A fence or structure with a design approved by the Village of at least six feet (6') in height, which is covered, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious or dangerous animal in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious or dangerous animal within the enclosure. The enclosure shall be securely enclosed and locked and designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, the door must be locked. A vicious or dangerous animal may be allowed to move about freely within the entire residence if it is muzzled at all times.

- d. The term and definition of “Vicious Dog” in the County Ordinance shall be deleted and replaced with “Vicious Animal; Vicious Dog or Animal”, as defined in Section 92.02:

VICIOUS ANIMAL; VICIOUS DOG OR ANIMAL:

1. Any individual dog or other animal that when unprovoked bites or attacks a human being or other animal either on public or private property; and
 2. Any individual dog or other animal that has a trait or characteristic and a generally known reputation for viciousness, dangerousness, or unprovoked attacks upon human beings or other animals, unless handled in a particular manner with special equipment.
- e. These new terms and definitions shall be substituted whenever the original term is referenced.

B. Section 5-9: Dog Running At Large; Public Nuisance; Impoundment: shall be amended as follows:

1. The Title shall be revised to read: Dogs/Cats Running At Large; Public Nuisance; Impoundment; and
2. The following shall be inserted at the end of the paragraph:

This paragraph applies to cats, which are not permitted to run at large.

3. The following paragraph shall be added:

The following restrictions apply specifically to dogs:

1. It shall be unlawful to permit any dog, except when on a leash controlled by the owner or his or her agent, to use or be upon any public street, sidewalk, parkway, public area or unenclosed premises within the Village.
2. It shall be unlawful to permit any dog, even though on a leash, to be in or enter upon any public hall, restaurant, confectionery shop, office, store, grocery, tavern or any other store for the sale of food, except any store for the sale of animal pets anywhere within the Village during the time that any of the places are open for use by the public.
3. It shall be unlawful for any dog, even though on a leash, to go or be upon any school premises or public playground within the Village or upon a path or sidewalk extending through or within any school premises or public playground within the Village, unless permitted by their respective authorities.
4. No leash shall be longer than eight (8) feet in length.
5. The provisions of this section shall not apply to dogs leading blind persons or other duly approved service animals in the course of their service.
6. Any waste deposited by a dog on public property or right-of-way, public walks, recreation areas or the private property of others must be immediately removed by the person who has custody or control of the dog unless otherwise authorized by the property owner. Any person violating this section shall be liable for the cost of removal of the waste in addition to the penalty provided for violation of this code.

C. Subsection E of Section 5-10: Notice Of Impoundment: Service Of Notice; Redemption Of Impounded Dog; Conditions, is amended to include the following:

Payment of an additional impoundment fee into the County's animal control fund, as a penalty for the first offense and for each subsequent offense, does not apply if apprehension and impoundment is by the Police Department.

- D. Section 5-12: Animals Exhibiting Signs Of Rabies; Notice To Administrator; Confinement Of Animal; Animals Exposed; Confinement; is amended to be and read as follows:

The owner of any animal which exhibits clinical signs of rabies, whether or not such animal has been inoculated against rabies, shall immediately notify the County administrator or Chief of Police, and shall promptly confine such animal under the direct supervision of a licensed veterinarian for a period of at least ten (10) days. Any animal in direct contact with such animal, whether or not the exposed animal has been inoculated against rabies, shall be confined as ordered by the administrator or Chief of Police.

- E. Section 5-13, Report Of Bite By Animal; Confinement; Report; At End Of Confinement; Confinement In Owner's House; Reduction Of Period; Violations; Expense; shall be amended by inserting the following final paragraph:

The Chief of Police shall have the same authority as the County administrator under this section, and shall work cooperatively with the administrator.

- F. Section 5-14: Prevention Of Spread Of Rabies; Powers; shall be amended by inserting the following final paragraph:

The Chief of Police also may order such preventive action.

- G. Section 5-15: Enclosure For Vicious Dog Or Other Animal; Leash For Dangerous Dog Or Other Animal; Exemptions; Injunction; Nuisance, is amended as follows:

1. A new first paragraph is inserted, to be and read as follows:

A vicious or dangerous animal is declared to be a nuisance and it is unlawful to keep or harbor a nuisance animal, except as specifically provided in this Section.

2. The following additional requirements are added:

- a. Vicious and dangerous dogs shall not be classified in a manner that is specific to breed.
- b. If an animal is found to be vicious or dangerous, it shall be subject to enclosure if deemed appropriate by the Chief of Police. The owner of a

vicious animal or dangerous dog shall allow reasonable access of a police officer to inspect the enclosure for compliance with an enclosure order and the animal shall not be released to the owner until so approved.

The only times that a vicious or dangerous animal is allowed out of the enclosure are:

- (1) if it is necessary for the owner or keeper to obtain veterinary care;
 - (2) in case of an emergency or natural disaster where the animal's life is threatened; or
 - (3) to comply with the order of the court or Hearing Officer, provided that it is securely muzzled and restrained with a leash not exceeding six feet (6') in length, and shall be under the direct control and supervision of the owner or keeper or muzzled in its owner's residence.
- c. No owner or keeper of a vicious or dangerous animal shall sell or give it away without court or Hearing Officer approval.
 - d. Whenever an owner of a vicious or dangerous animal relocates, he or she shall notify the administrator and the Police Department within seven (7) days of relocation.
 - e. A Hearing Officer may find an animal to be vicious and order it to be removed from the Village.
 - f. Any animal that has been found to be a dangerous animal and is not confined to an enclosure shall be impounded by the Police Department, an animal control warden or any law enforcement authority have jurisdiction in that area.
 - g. The Chief of Police may find an animal to be dangerous, pursuant to the same requirements as the County administrator. The owner of a dog or other animal so found to be a dangerous animal may request a hearing to contest the matter in Administrative Adjudication within thirty (30) days of receipt of notification of the determination, for a de novo hearing on the determination.
 - h. No dog or cat or other domesticated animal, which kills a chicken off a permitted tract of land, shall for that reason alone be considered a vicious or dangerous animal.
 - i. The Village may file any complaint in Administrative Adjudication, in accordance with its procedures.
 - j. References to "court" shall be replaced with "court or Hearing Officer;"
 - k. For enforcement purposes, the Chief of Police shall have authority to make determinations otherwise granted to the County administrator.

- H. Division 2. Prohibited Animals, Sections 5-16 to 5-16-2, is deleted in its entirety and replaced with the following:

5-16: Dangerous Animals.

It shall be unlawful to keep or harbor in the Village any bear, lion, wildcat, catamount, orangutan, chimpanzee, tiger, poisonous or other dangerous reptile or any other animal which is free by nature or wild by nature in the eyes of the law and dangerous to humankind. It shall also be unlawful for any person to keep or harbor any vicious animal in the Village or any animal which is dangerous because of a propensity to injure persons, except in accordance with Section 5-15 of this Chapter.

- I. A new Section 5-16-1, Potentially Dangerous Dog; Vicious Animal, shall be inserted to be and read as follows:

Potentially Dangerous Dog; Vicious Animal.

- A. A dog found running at large and unsupervised with 3 or more other dogs may be deemed a potentially dangerous dog by an animal control warden or Police Officer. Potentially dangerous dogs shall be spayed or neutered and micro-chipped within 14 days of reclaim. The designation of "potentially dangerous dog" shall expire 12 months after the most recent violation of this Section. Failure to comply with this Section will result in impoundment of the dog and/or a fine.
- B. A potentially dangerous dog may be deemed a vicious animal if it, or one or more of those other dogs, committed an unprovoked bite or attack on a human being or other animal on public or private property.
- J. A new Section 5-16-2, Biting Dogs, shall be inserted to be and read as follows:
- A. Biting Dog. A dog which has bitten, scratched or otherwise injured any person so as to cause abrasion to the skin of the person.
- B. Whenever a dog has bitten, scratched or otherwise injured a person within the Village so as to cause an abrasion of the skin and the person so injured was not, at the time, unlawfully trespassing upon the person or property of the owner of the dog, process shall issue and be served upon the owner of the dog.
- C. If the defendant is found guilty, he or she shall be fined for the offense, or the court or Hearing Officer may stay execution and continue the cause subject to an order that defendant have the dog disposed of within the time for which the case is continued. Upon satisfactory showing to the court or Hearing Officer that the dog has been disposed of, the court or Hearing Officer, in its discretion, may dismiss the action.

K. A new Section 5-16-3, Damage to Property, shall be inserted to be and read as follows:

Damage To Property:

No person shall, without the consent of the owner of the property concerned, permit any dog or cat in his or her custody or control to enter upon the premises of another within the Village, or permit any dog or cat in his or her custody to injure or carry away any vegetable, plant, fruit, shrub, tree, flower or other thing which may be on the premises or which may be planted or seeded there.

L. Sections 5-19 through 22 shall not be interpreted to infer or imply that the animals protected thereunder are permitted in the Village, because farm animals, other than chickens, are not permitted pursuant to Sections 92.08 and 92.09 of this Chapter.

M. Sections 5-19: Prohibited Acts: shall be amended to permit the purchase of baby chicks to the extent that it complies with Section 92.06: Chickens, of this Chapter.

92.04: LIMITATION ON NUMBER OF DOGS AND CATS.

- A. A total of not more than three dogs or three cats or any combination thereof, such that the cumulative total shall not exceed four, is permitted to be or remain in or about any single-family detached residence, building or lot.
- B. Not more than one dog or cat is permitted in any single dwelling unit in any multiple housing dwelling unit within the Village at any one time.
- C. This section applies only to dogs and cats over the age of three months.

92.05: FARM ANIMALS:

No person shall keep or allow to be kept upon or about the premises or upon any vacant property or public streets within the Village any cattle, horses, swine, sheep, goats, ducks, geese, or poultry (other than chickens).

92.06: CHICKENS:

A. Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CHICKEN. A member of the subspecies Gallus galls domestics, a domesticated fowl.

CHICKEN COOP INCLUDES CHICKEN TRACTOR AND CHICKEN RUN. A structure that is designed to house chickens. A mobile coop is a chicken tractor. A

chicken run is an outdoor area that is enclosed on all vertical sides by fencing. The run must be attached to or must surround a chicken coop with a doorway or hatch that allows access into the space by chickens.

PERMITTED TRACT OF LAND. The tract of land as identified by the application upon which a permit is granted for the keeping chickens.

PERMITTEE. An applicant who has been granted a permit to raise, harbor or keep chickens.

PERMITTING OFFICER. A person appointed by the Village Administrator.

SINGLE FAMILY DWELLING. Any building that contains only one dwelling unit.

TRACT OF LAND. A property that has one single family dwelling located on that property.

B. Permit required.

(1) No person shall raise, harbor or keep chickens within the Village without obtaining a valid chicken coop permit from the Village.

(2) In order to obtain a permit, an applicant must submit a completed application with a fee as established by the annual fee schedule. If for any reason, the permit is not issued, the fee will be refunded. For annual renewal, the permit fee shall be as established by the annual fee schedule.

(3) Requirements to obtain a permit shall include:

(a) That all requirements of this section are met;

(b) That all fees for the permit are paid in full;

(c) That all judgments in the Village's favor and against the applicant have been paid in full;

(d) That the tract of land to be permitted shall contain only one single family dwelling occupied and be used as such by the applicant;

(e) That the applicant has provided notice to the residents of all immediately adjacent dwellings of the applicant's intent to obtain a permit;

(f) That the applicant has successfully completed an approved class in raising chickens in an urban setting;

(g) That a permit shall only be issued after the chicken coop has been inspected and determined to meet all requirements of this section;

(h) That the issuance of a permit will not be detrimental to or endanger the public health, safety, comfort or general welfare of the community or neighboring residents;

(i) That the issuance of a permit will not be injurious to the enjoyment of property by property owners in the immediate vicinity.

(4) If the Permitting Officer concludes as a result of the information contained in the application that the requirements for a permit have been met, then the Officer shall issue the permit.

(5) If the applicant is found to be in violation of this section, he/she will be given a reasonable time to come into compliance and, upon compliance, the permit shall be issued; or, if not in compliance, the application and fee shall be returned and a new application must be filed.

C. Coop permits.

(1) Coop permits are non-transferrable.

(2) If an annual permit is not purchased prior to the beginning of the permit year, the annual permit fee shall double.

(3) The maximum number of permits issued by the Village shall be ten.

D. Suspension or revocation of a coop permit.

(1) The Permitting Officer may seek suspension or revocation of a coop permit pursuant to the applicable regulations and procedures of § [110.12](#), Revocation and Suspension, for the following violations:

(a) False statements on any application or report required by this section;

(b) Failure to pay any fee;

(c) Failure to correct deficiencies noted in notices of violation within the time specified in the notice;

(d) Failure to maintain the chicken coop in compliance with this section;

(e) Failure to comply with the provisions of an approved mitigation or remediation plan ordered by the Village President as a penalty at a violation hearing;

(f) Failure to comply with any provision of this section.

(2) Notification. A decision to revoke, suspend, deny, or not renew a permit, or impose a mitigation or remediation plan shall be in writing, delivered by mail or in person to the address indicated on the application. The notification shall specify reasons for that action.

E. Number and type of chickens allowed. The maximum number of chickens allowed per tract of land is four. Roosters are prohibited.

F. Zoning districts allowed. A chicken coop can only be permitted in those residential areas zoned E-Estate Residence District; or R-1, R-2 or R-3 Single-Family Residence Districts.

G. Enclosures.

(1) Chicken coops shall be located in the rear yard, must be located at least ten feet from the property line and at least 25 feet from any adjacent residential dwelling, church, school, or place of business, and must be closer to the permittee's residence than any adjoining residential dwelling, church, school, or place of business.

(2) Chicken coops will be kept clean, dry, secure, odor free, neat and sanitary at all times. Manure, uneaten and discarded feed, feathers and other waste must be removed from the chicken coop regularly and at a minimum of once per week.

- (3) Chicken coops shall be designed to provide safe and healthy living conditions.
- (4) The chicken tractor shall provide a minimum of four square feet per hen while minimizing adverse impacts to other residents in the neighborhood.
- (5) The chicken run shall provide a minimum of ten square feet of floor area per hen while minimizing adverse impacts to other residents in the neighborhood.
- (6) Chicken coops must provide adequate ventilation, sun and shade, protection from precipitation, protection from cold weather, fresh water and must be impermeable to rodents, wild birds and predators including cats and dogs.
- (7) Chickens must be kept in an enclosure and fenced area at all times and not allowed to run free. Chickens must be secured in a chicken coop or chicken tractor during non-daylight hours.
- (8) A chicken coop or chicken tractor shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and locked each night. Open windows and vents must be covered with predator and bird proof wire.
- (9) The materials used in making the hen house or chicken tractor shall be uniform for each element of the structure, such that the walls are made of the same material, the roof has the same shingles or other covering and any windows or openings be constructed of the same materials. The use of scrap, washboard, sheet metal or similar materials is prohibited. Chicken coops and chicken tractors shall be well maintained.
- (10) Any enclosed chicken run shall consist of sturdy wire fencing, a minimum of six feet in height, and covered with wire, aviary netting or solid roofing.

H. Odor and noise.

- (1) Odors from chickens, chicken manure or other chicken related substances shall not be perceptible beyond the boundaries of the permitted tract of land.
- (2) Noise from chickens shall not be loud enough to disturb persons of reasonable sensitivity beyond the boundaries of the permitted tract of land at the property boundaries.

I. Predators, rodents, insects and parasites. The permittee shall take necessary action to reduce the attraction of predators and rodents and the potential infestation of insects and parasites. Chickens found to be infested with insects or parasites that may result in unhealthy conditions to humans or chickens shall be removed immediately from the permitted tract of land.

J. Feed and water. Chickens shall be provided with access to feed and clean water at all times. The feed and water shall be unavailable to rodents, wild birds and predators. Feed must be stored in a fully enclosed, rodent proof container.

K. Waste storage and removal.

- (1) Manure must be stored and disposed of in compliance with this section and the Village Code. All stored manure shall be covered by a fully enclosed structure with a lid over the entire structure. No more than three cubic feet of manure shall be stored on the permitted tract of land.

(2) The chicken coop and surrounding area must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

L. Chickens at large. The permittee shall not allow the permittee's chickens to run at large upon any street, alley or unenclosed lot within the Village. No dog or cat or other domesticated animal, which kills a chicken off the permitted tract of land, shall for that reason alone be considered a dangerous or aggressive animal or the Village's responsibility to enforce its animal control provisions.

M. Unlawful acts.

(1) It shall be unlawful for any person to keep chickens in violation of any provision of this section.

(2) It shall be unlawful for any owner, renter or leaseholder of property to allow chickens to be kept on the property in violation of the provisions of this section.

(3) No person shall keep chickens inside a single family dwelling unit, multifamily dwelling unit or rental unit.

(4) No person shall slaughter any chickens within the Village of East Dundee.

(5) No person shall keep a rooster.

(6) No person shall keep chickens on a vacant or uninhabited tract of land.

(7) No permittee shall engage in chicken breeding or fertilizer production for commercial purposes.

92.07 ENFORCEMENT:

A. Citations and complaints regarding violations of the adopted Kane County Animal Control Ordinance shall describe the violation by first indicating this Section 92.07, followed by the Kane County Ordinance number, e.g., 92.07 (5-9-4) for Nuisance Feeding.

B. In addition to enforcing violations of this Chapter in the Circuit Court, the Village may enforce such violations before a Hearing Officer in Administrative Adjudication, subject to the requirements of this Chapter. The Hearing Officer shall have the powers granted to the Circuit Court under this Chapter, as well as those provided in Chapter 36 of the Village Code.

C. The Village's enforcement of this Ordinance shall be subject to the fees and fines set forth in Chapter 37: Fees and Fines, and Section 10.99 of the Village Code.

Amendment #2:

Chapter 37: Fees and Fines, is hereby amended, as follows:

FEE SCHEDULE (minimum amounts)

Section 37.01 (M) is deleted in its entirety and the following inserted in its place:

(M) Animals (Chapter 92).

- (1) Cost of impounding: contracted cost to Village
- (2) Chicken coop permit fees:
 - (a) Initial coop permit fees: \$50
 - (b) Annual renewal coop permit fee: \$25
 - (c) Annual renewal coop permit fee purchased after beginning of permit year: \$50

FINE SCHEDULE (minimum amounts)

Sections 92.03 through 92.18, and their respective fines are hereby deleted and the following inserted in its place:

92.04	Limitation of dogs and cats	\$50
92.07 (5-9)	Dog/cat at large	\$75
92.07 (5-9-2)	Bitch in heat	\$75
92.07 (5-9-3)	Animals making noise	\$75
92.07 (5-9-4)	Nuisance feeding prohibited	\$75
92.07 (5-16-1)	Potentially dangerous dog	\$75
92.07(5-16-2)	Biting dog	\$75
92.07(5-16-3)	Damage to Property	\$75
92.07 (5-15, 5-16., 5-16-1)	Dangerous animals	\$75
92.07 (5-15)	Vicious animals	\$75
92.07 (5-37)	Failure to clean animal waste	\$75

ADMINISTRATIVE FINES (minimum amounts)

Sections 92.02 through 92.11, and their respective fines are hereby deleted and the following inserted in its place:

92.07(5-16-2)	Biting dog	Admin
92.07 (5-15, 5-16., 5-16-1)	Dangerous animals	Admin
92.07 (5-15)	Vicious animals	Admin

SECTION 3: Continuation. That all provisions of the Village Code not amended herein shall remain in full force and effect.

SECTION 4: Severability. That if any Section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 5: Repeal. That all ordinances, resolutions, motions or parts thereof in conflict with this Ordinance shall be and the same are hereby repealed.

SECTION 6: Effect. That this Ordinance shall be in full force and effect upon its adoption, approval and publication in pamphlet form as provided by law.

ADOPTED this 4th day of May, 2020 pursuant to a roll call vote as follows:

AYES: Trustees Lynam, Selep, Wood, Mahony, Andresen and Kunze

NAYES: NONE

ABSENT: NONE

APPROVED by me this 4th day of May, 2020.



Lael Miller, Village President

ATTEST:



Katherine Holt, Village Clerk

Published in pamphlet form this 5th day of May, 2020, under the authority of the Village President and Board of Trustees.

Recorded in the Village records on May 5, 2020.