

ORDINANCE 2017-3

ORDINANCE FOR DOG LICENSING AND SAFETY

THE TOWN OF HAMBURG DOES HEREBY ORDAIN AS FOLLOWS:

**Section 1. Authority**

This ordinance is adopted pursuant to the powers granted under Wisconsin Constitution, and Wisconsin Statutes including but not limited to Sec. 174. Further this ordinance is adopted pursuant to the powers granted to the town board under the grant of village powers pursuant to Sec. 60.22 of Wis. Statutes.

**Section 2. Purpose**

The purpose of this ordinance is to comply with requirements and adopt elements of Sec. 174 of the Wis. Statutes to establish standards and authority to protect the public health and safety of the people of the Town of Hamburg. This ordinance sets forth the procedures for dog licensing and public health and safety related to dogs in the Town of Hamburg.

**Section 3. Definitions**

Definitions adhere to the descriptions provided in Wisconsin State Legislature, Sec. 174.

**Section 4. Dog License Requirements**

- A) Requirement. The owner of a dog more than 5 months of age on January 1 of any year, or 5 months of age within the license year, shall annually, or on or before the date the dog becomes 5 months of age, pay the dog license tax and obtain a license.
- B) License Fee. The dog license fee is \$5.00 for a neutered male dog or spayed female dog, upon presentation of evidence that the dog is neutered or spayed, and \$10.00 for an unneutered male dog or unsplayed female dog. All fees received or collected shall be paid into the local treasury as revenue to the Town of Hamburg.
- C) License year. The license year commences on January 1 and ends on the following December 31.
- D) Late fees. The collecting official shall assess and collect a late fee of \$5.00 from every owner of a dog 5 months of age or over, if the owner failed to obtain a license prior to April 1 of each year, or within 30 days of acquiring ownership of a licensable dog or if the owner failed to obtain a license on or before the dog reached licensable age.
- E) Proof of rabies vaccination is required at the time of licensure and must be valid for the duration of the license year.
- F) Multiple dog license option. Any person who keeps more than one dog may, instead of the license fee, may apply to the collecting official for a multiple dog license for the

keeping of the dogs. Such person shall pay for the license year a license tax of \$50.00 for 12 or fewer dogs and an additional \$5.00 for each dog in excess of 12. Upon payment of the required multiple dog license tax and upon presentation of evidence that all dogs over 5 months of age are currently immunized against rabies, the collecting official shall issue the multiple dog license and a number of tags equal to the number of dogs authorized to be kept by the person.

- G) Collar Tags. Upon payment of the required dog license tax and, upon presentation of evidence that the dog is currently immunized against rabies, the collecting official shall complete and issue to the owner a license in the form of a collar tag. The owner shall securely attach the tag to a collar and a collar with the tag attached shall be kept on the dog for which the license is issued at all times but this requirement does not apply to a dog during competition or training, to a dog securely confined indoors, to a dog while hunting, to a dog securely confined in a fenced area or to a dog while actively involved in herding or controlling livestock if the dog is under the control of its owner.
- H) Exemption of dogs for blind, deaf, and mobility-impaired. Every dog specially trained to lead blind or deaf persons or to provide support for mobility-impaired persons is exempt from the dog license tax and every person owning such a dog shall receive annually a free dog license from the local collecting officer upon application.

#### **Section 5. Dogs running at large and untagged dogs**

##### A) Dog running at large.

- 1) A dog is considered to be running at large if it is off the premises of its owner and not under the control of the owner or some other person.
- 2) A dog that is actively engaged in a legal hunting activity, including training, is not considered to be running at large if the dog is monitored or supervised by a person and the dog is on land that is open to hunting or on land on which the person has obtained permission to hunt or to train a dog.

##### B) Untagged dog.

- 1) A dog is considered to be untagged if a valid license tag is not attached to a collar which is kept on the dog whenever the dog is outdoors unless the dog is securely confined in a fenced area.

##### C) Dog running at large or untagged dog subject to impoundment. An officer shall attempt to capture and restrain any dog running at large and any untagged dog.

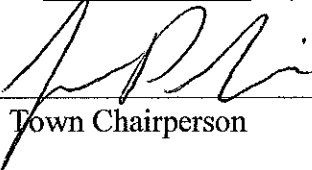
**Section 6. Penalties**

If the owner of a dog fails to properly license their dog, negligently or otherwise permits the dog to run at large or be untagged, the owner shall forfeit not less than \$25.00 nor more than \$100.00 for the first offense and not less than \$50.00 nor more than \$200.00 for subsequent offenses.

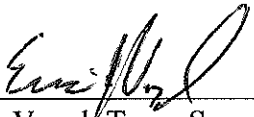
**Section 7. Effective Date**

This ordinance is effective the day after publication.

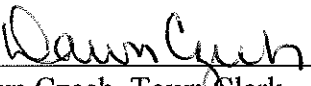
Adopted this 14th day of November, 2017, by the Hamburg Town Board.

  
\_\_\_\_\_  
Jim Servi, Town Chairperson

  
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Dan Grenwalt, Town Supervisor

  
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Eric Vogel, Town Supervisor

Attested to by:

  
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Dawn Czech, Town Clerk