

**SECTION 4.04
OF THE MUNICIPAL CODE OF THE TOWN OF SHEBOYGAN,
SHEBOYGAN COUNTY WISCONSIN,
REGULATION AND LICENSING OF DOGS**

NOW THEREFORE, the Town Board of the Town of Sheboygan does hereby ordain as follows:

Section 1. **Creating Code.** Section 4.04 of the Municipal Code of the Town of Sheboygan is hereby created to read as follows:

4.04 Regulation and Licensing of Dogs.

- (1) **LICENSE REQUIRED:** The owner of a dog more than five (5) months of age on January 1 of any year, or five (5) months of age within the license year, shall annually, or on or before the date the dog becomes five (5) months of age, obtain a dog license and pay the license fee. The license year commences on January 1 and ends on the following December 31.
- (2) **LICENSE FEE; LATE FEE:**
Dog license fees:
 - (a) Unneutered male dog or unspayed female dog: \$15.00
 - (b) Neutered male dog or spayed female dog: \$ 8.00
 - (c) Late Fee: The Town Treasurer, or a designated collecting official, shall assess and collect a late fee of Five Dollars (\$5.00) from every owner of a dog five months of age or over, if the owner failed to obtain a license prior to April 1 of each year, or within thirty (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.
- (3) **ISSUANCE OF LICENSE:** Upon paying the Town Treasurer or designated collecting official the above-named sum, and upon submitting a current rabies immunization certificate, the Town Clerk or designated official shall issue to every owner a license to keep the dog for the license year. Every owner, upon procuring such license, shall place upon the owner's dog a collar, to which is attached the dog tag furnished by the Town Clerk or designated collecting official.
- (4) **DEFINITIONS.**
 - (a) "Owner" includes any person who owns, harbors or keeps a dog.
 - (b) "Dog Running "At Large." 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.
 - (c) "Collar" means a band, strip or chain placed around the neck of a dog.
 - (d) "Domestic Animal" includes all animals encompassed under the definition provided in WI. Stats., sec. 95.00 (ad) and 169.01 (7).

- (e) "Livestock" means any horse, bovine, sheep, goat, pig, domestic rabbit or domestic fowl, including game fowl raised in captivity.
- (f) "Officer" means a Sheboygan County Sheriff's Deputy, Town Constable, Wisconsin Department of Natural Resources, warden or other person designated by the Town Board.
- (g) "Untagged dog." A dog is considered to be untagged if a valid license 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, including electronic fencing device.

- (5) **NUMBER OF DOGS LIMITED.** No person or family shall harbor, keep or possess, nor shall any property owner allow to be harbored, kept or possessed, in any residential area in the Town of Sheboygan, more than four (4) dogs per dwelling unit.

Any person or family owning more than four (4) dogs at the time this ordinance is adopted may continue to keep all such dogs until such dogs are sold, given away or pass away. This exception shall apply only to those dogs owned as of the effective date of this ordinance and shall not be construed to allow the continued keeping, harboring or possession of dogs in excess of four (4) now owned by the person or family residing in the dwelling unit. Nor shall this subsection be construed as allowing replacement of dogs to maintain the number of dogs owned at the time this ordinance was adopted.

- (6) **RESTRICTION ON KEEPING OF DOGS:** It shall be unlawful for any person within the Town to own, harbor or keep a dog which:

- (a) Causes injury to a person or threatens a person with serious bodily harm.
- (b) Causes injury to a domestic animal or threatens a domestic animal with serious bodily harm.
- (c) The owner has reason to believe is infected with rabies or has been in contact with a rabid animal.
- (d) Habitually pursues a motor vehicle or a non-motorized vehicle upon any public street, alley, or highway in the Town.
- (e) Is running at large within the Town limits.
- (f) Habitually barks or howls so as to annoy a person or persons.

- (7) **DUTY OF OWNER IN CASE OF A DOG BITE:** An owner who has reason to believe that his or her dog bit a person shall immediately report such fact to the Town Clerk or designated official. The Town Clerk or designated official shall order the dog quarantined pursuant to WI. Stats sec. 95.21.

(8) **DOG RUNNING AT LARGE OR UNTAGGED DOG SUBJECT TO IMPOUNDMENT; PENALTY**

(a) An officer shall attempt to capture and restrain any dog running at large and any untagged dog.

(b) Penalty. If the owner negligently or otherwise permits the dog to run at large or 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.

(9) **PENALTY:** Except for dogs running at large or untagged dogs, the penalty for any other violation of this section shall be a penalty as provided in sec. 11.04(1) of this Code.

Section 2. **Effective Date.** This Ordinance shall take effect upon adoption and publication.

Adopted this 17th day of August 2004.

TOWN OF SHEBOYGAN

By DANIEL W. HEIN, Chairman

I hereby certify that the foregoing Ordinance was duly adopted by the Town Board of the Town of Sheboygan on the 17th day of August 2004.

CAROL J. HOLFELTZ, Clerk

Date of Publication:9-27-2004

Amended 9-27-2004

Amended 11-21-2006