

**TITLE 6**

**ANIMALS**

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## Chapter 6.04

### Animals Generally

#### Sections:

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**§6.04.010 Cruelty.** No person shall cruelly treat any animal in the Village in any way. Any person who inhumanely beats, underfeeds, overloads, or abandons any animal is guilty of a violation of this Section.

**§6.04.020 Dangerous Animals.** It is unlawful to permit any dangerous animal or any vicious animal of any kind to run at large within the Village. Exhibitions or parades of animals which are *ferae naturae* in the eyes of the law may be conducted only upon securing a permit from the Village Board.

#### **§6.04.030 Noises.**

- A. No person owning, possessing or harboring any animal within the Village shall permit said to become a nuisance. An animal is considered a nuisance if said animal causes a disturbance by excessing barking, caterwauling or other noisemaking. This Section requires the support of the complainant for issuance of a violation complaint. All animal issues within the Village shall be handled by Peoria County Animal Protection Services (PCAPS). PCAPS has created an Animal Review Board in order to hear matters relating to animal control in accordance with this Code Section.
- B. The Animal Review Board is a committee of citizens established to hear cases regarding barking dogs. Appointed by Peoria County Board, volunteers hear testimony, issue findings, negotiate agreements, issue orders, and levy fines. Fines vary between Fifty Dollars (\$50.00) and Three Hundred Dollars (\$300.00) (court costs are additional). The Animal Review Board established criteria to determine if barking is a nuisance. A dog must bark for more than thirty (30) minutes between 10:00 p.m. and 8:00 a.m. or

sixty (60) minutes between 8:00 a.m. and 10:00 p.m. to be considered a nuisance. The Animal Review Board may elect to hear other cases that do not strictly meet this criteria if deemed reasonable.

**§6.04.040 Strays.** It is unlawful to permit any domesticated animal to run at large in the Village. Any such animal running at large in any public place in the Village shall be impounded by a PCAPS employee.

**§6.04.050 Killing Dangerous Animals.** Any dangerous animal running at large within the Village whose capture endangers or threatens the safety of an animal control officer, law enforcement officer or members of the general public, may be slain by an animal control officer or any law enforcement officer.

**§6.04.060 Housing.** No person shall cause or allow any stable or place where any animal or poultry is or may be kept to become unclean or unwholesome, and it is unlawful to keep any live swine, pigs, hogs, poultry, sheep, goats, cattle, horses, ponies, bees, pigeons, mules, ducks, geese, chickens, minks, skunks, foxes, rabbits, buffalo, deer, llamas, alpacas, ostriches, emus, or any other livestock, farm animal, or poultry, or any wild or vicious animals dangerous to mankind in the Village.

(Ord. 2020-06-01, 6-16-20)

**§6.04.070 Keeping of Wild Animals Prohibited.** No person shall keep, harbor, possess, act as custodian or have a right of property in a wild animal except zoos, veterinary hospitals, animal shelters, corporations, or individuals, all of which must be legally licensed by federal and/or state statutes.

**§6.04.080 Interference with Animal Control Personnel.** It shall be unlawful for any person to obstruct, impede or interfere with the administrator or any of his delegates or the police in the performance of their duties, or to prevent or attempt to prevent the administrator or any of his delegates or the police from capturing or impounding any animal within the County.

**§6.04.090 Penalties.** The Village contracts all animal control services with PCAPS and hereby states PCAPS could issue fines and/or prosecute in the court of law under the jurisdiction of Peoria County of anyone violating such sections.

## Chapter 6.08

### Dogs and Cats

#### Sections:

6.08.010	License Required
6.08.020	Kennels Prohibited
6.08.030	Unlicensed Stray or Vicious Dogs at Large – Disposal
6.08.040	Dog Biting – Impoundment – Examination
6.08.050	Running at Large – Unlawful
6.08.060	Running at Large – Confinement
6.08.070	Penalties

**§6.08.010 License Required.** Every person owning, keeping or harboring any dog or cat within the Village shall register the same with the Village Treasurer, who shall keep a book for that purpose, and it shall be the further duty of such person to pay to the Village Treasurer annually after January 1 of each year, or upon acquiring any unlicensed dog thereafter, a fee of Two Dollars (\$2.00) for each dog and cat owned, kept or harbored by such person. Upon paying the registration fee, a current year's registration tag would be issued.

**§6.08.020 Kennels Prohibited.** It is unlawful to operate a kennel or place for raising, training or boarding dogs for hire or profit within the Village.

**§6.08.030 Unlicensed Stray or Vicious Dogs at Large – Disposal.** Every animal running at large or stray animal within the Village may be impounded by Peoria County Animal Protection Services (PCAPS) or any law enforcement officer. Once the animal has been impounded at the animal shelter, it may be released only after payment of any adjudicated fines owed for violation of this Chapter. Pursuant to the Illinois Animal Control Act, 510 ILCS 5/10, when dogs or cats are apprehended and impounded, they must be scanned for the presence of a microchip. If no microchip is found, a microchip shall be implanted prior to redemption and said implantation of the microchip shall be at the owner's expense. PCAPS shall give notice of not less than seven (7) business days to the owner, if known, prior to disposal of the animal. Such notice shall be mailed to the last known address of the owner. An affidavit or testimony of the administrator or his deputy or agent who mails such notice shall be prima facie evidence of the receipt of such notice by the owner of such dog or cat.

**§6.08.040 Dog Biting – Impoundment – Examination.**

- A. When PCAPS receives information that any person has been bitten by a dog or other animal, the administrator, or his/her authorized representative, shall

have such dog or other animal confined under the observation of a licensed veterinarian for a period of ten (10) days. Such veterinarian shall report the clinical condition of the dog or other animal immediately, with confirmation in writing to the administrator within twenty-four (24) hours after the dog or other animal is presented for examination, giving the owner's name, address, the date of confinement, the breed, description, age and sex of such dog or other animal, on appropriate forms approved by the department. The administrator shall notify the attending physician or responsible health agency. At the end of the confinement period, the veterinarian shall submit a written report to the administrator advising him of the final disposition of such dog or other animal on appropriate forms approved by the department.

- B. When evidence is presented that such dog or other animal was inoculated against rabies within the time prescribed by law, it may be confined in the house of its owner, or in a manner which will prohibit it from biting any person for a period of ten (10) days, if the administrator, adjudges such confinement satisfactory. At the end of the confinement period, such dog or other animal shall be examined by the administrator, or another licensed veterinarian.
- C. When such dog or other animal has been examined by the administrator, or another licensed veterinarian, at the end of the confinement period and released from confinement, said animal shall be microchipped at the owner's expense at the time of examination. The owner shall notify the administrator of the microchip number within seventy-two (72) hours.

**§6.08.050 Running at Large – Unlawful.** It is unlawful to permit any dog, cat or other animal to run at large within the Village. Any dog, cat or other animal found upon any public street, sidewalk, alley, parkway, or any unenclosed place shall be deemed running at large unless such dog is firmly held on a leash or is in an enclosed vehicle. This Section shall be in effect at all times. When a dog or cat is not on a leash, it must be confined or tied.

**§6.08.060 Running at Large – Confinement.**

- A. Every animal running at large or stray animal within the Village may be impounded by PCAPS. Once the animal has been impounded at the animal shelter, it may be released only after payment of any adjudicated fines or redemption/adoption fees that are set by PCAPS.
- B. Pursuant to the Illinois Animal Control Act, 510 ILCS 5/10, when dogs or cats are apprehended and impounded, they must be scanned for the presence of a microchip. If no microchip is found, a microchip shall be implanted prior to redemption and said implantation of the microchip shall be at the owner's expense.

- C. The administrator shall give notice of not less than seven (7) business days to the owner, if known, prior to disposal of the animal. Such notice shall be mailed to the last known address of the owner. An affidavit or testimony of the administrator or his deputy or agent who mails such notice shall be prima facie evidence of the receipt of such notice by the owner of such dog or cat.

**§6.08.070 Penalties.**

- A. The Village contracts all animal control services with PCAPS and hereby states PCAPS could issue fines and/or prosecute in the court of law under the jurisdiction of Peoria County of anyone violating such sections.
- B. Any person, firm, corporation or organization who violates or refuses to comply with Title 6, Chapter 8 of the Animal Code of the Village would be fined for non-compliance of violation. A fine of Twenty-five Dollars (\$25.00) for the first offense, for the second offense a fine of Seventy-five Dollars (\$75.00), for the third and subsequent offenses within a twelve (12) month period shall be punishable by a fine of no less than One Hundred Fifty Dollars (\$150.00) nor more than Five Hundred Fifty Dollars (\$550.00), plus attorney's fees and court costs. Payment is due within fifteen (15) days of issuance of the fine and failure to pay the fine will result in a court date. Any person receiving such fine must pay it directly to the Village Treasurer at the Village Hall. Recurring fines would restart each calendar year on January 1st. The Village's Municipal Code Officer or Village representative has the discretion to allow additional compliance time if deemed necessary.