

## VILLAGE OF BALDWIN, WISCONSIN

### ORDINANCE AMENDING CHAPTER 205 TO THE MUNICIPAL CODE

To amend Restrictions on keeping of dogs, cats, fowl and other animals.

The Village Board of the Village of Baldwin does ordain as follows:

#### Chapter 205-6

##### 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 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-month period, it bites two or more persons or inflicts serious injury to one person in unprovoked circumstances off the owner's premises.

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

(3) A dog shall not be deemed dangerous or vicious solely because of an incident where:

a). It bites, attacks or menaces anyone assaulting its owner.

b). It bites, attacks or menaces a trespasser on the property of the owner of the dog.

c). It bites, attacks or menaces any person or animal who has tormented or abused it.

d). It is acting in defense of an attack from a person or other animal upon its owner or other person.

e). It is protecting or defending its young or another animal on its own home territory.

#### Chapter 205-09 - Pit bulls and other Dangerous animals.

A. Keeping of dangerous animals prohibited. It shall be unlawful to keep, harbor, own or in any way possess within the corporate limits of the Village of Baldwin:

(1) Any warm-blooded, carnivorous or omnivorous, wild or exotic animal, including but not limited to nonhuman primates, raccoons, skunks, foxes and wild and exotic cats.

(2) Any animal having poisonous bites.

~~(3) Any pit bull dog, provided that pit bull dogs registered with the Village of Baldwin on the day this section becomes originally effective may be kept within the Village of Baldwin subject to the standards and requirements set forth in Subsection B below. "Pit bull dog" as that term is used in this section is defined to mean:~~

- (a) ~~The Staffordshire bull terrier breed of dog;~~
- (b) ~~The American pit bull terrier breed of dog;~~
- (c) ~~The American Staffordshire terrier breed of dog;~~
- (d) ~~Any dog which has the appearance and/or characteristics of being predominantly of the breeds of Staffordshire bull terrier, American pit bull terrier, American Staffordshire terrier, or a combination of any of these breeds.~~

~~B. Keeping of registered pit bulls. The provisions of Subsection A are not applicable to owners, keepers or harborers of pit bull dogs registered with the Village of Baldwin as of the date of passage of this section on January 11, 2006. Keeping, owning or harboring of such dogs is, however, subject to the following conditions:~~

~~[Amended 1-11-2006]~~

~~(1) Leash and muzzle. No person shall permit a registered pit bull dog to go outside its kennel or pen unless such dog is securely leashed with a leash no longer than four feet in length. No person shall permit a pit bull dog to be kept on a chain, rope or other type of leash outside its kennel or pen unless a person is in physical control of the leash. Such dogs may not be leashed to inanimate objects such as trees, posts, buildings, etc. In addition, all pit bull dogs on a leash outside the animal's kennel or pen must be muzzled by a muzzling device sufficient to prevent such dog from biting persons or other animals.~~

~~(2) Confinement. All registered pit bull dogs shall be securely confined indoors or in a securely enclosed and locked pen or kennel except when leashed and muzzled as provided in Subsection B(1). All pens or kennels shall comply with all zoning and building regulations of the Village and shall be kept in a clean and sanitary condition.~~

~~(3) Confinement indoors. No pit bull dog may be kept on a porch, patio or in any part of a house or structure that would allow the dog to exit such building on its own volition.~~

~~(4) Signs. All owners, keepers or harborers of registered pit bull dogs within the Village shall within 10 days of the effective date of this section display in a prominent place on their premises a sign easily readable by the public using the words "Beware of Dog." In addition, a similar sign is required to be posted on the kennel or pen of such animal.~~

~~(5) Insurance. All owners, keepers or harborers of registered pit bull dogs must within 30 days of the effective date of this section provide proof to the Clerk-Treasurer of public liability insurance in a single incident amount of \$50,000 for bodily injury to or death of any person or persons or for damage to property owned by any persons which may result from the ownership, keeping or maintenance of such animal. Such insurance policy shall provide that no cancellation of the policy will be made unless 10 days' written notice is first given to the Clerk-Treasurer.~~

~~(6) Registration. All owners, keepers or harborers of pit bull dogs shall within 30 days after the effective date of this section register said dog with the Village by filing with the Clerk-Treasurer two color photographs of the dog clearly showing the color and approximate size of the dog.~~

~~(7) Reporting requirements. All owners, keepers or harborers of registered pit bull dogs must within 10 days of the incident, report the following information in writing to the Clerk-Treasurer:~~

~~(a) The removal from the Village or death of a registered pit bull.~~

~~(b) The birth of offspring of a registered pit bull dog.~~

~~(c) The new address of a registered pit bull dog should the dog be moved within the Village of Baldwin.~~

~~(d) If the registered pit bull dog is sold, the name and address of the new owner.~~

~~(8) Animals born of registered dogs. All offspring born of pit bull dogs registered within the Village must be removed from the Village within six weeks after the birth of said animal.~~

~~(9) Failure to comply. It shall be unlawful for the owner, keeper or harborer of a pit bull dog registered with the Village to fail to comply with the requirements and conditions set forth in this section.~~

Effective Date. This Ordinance shall be published as required by Wis. Stat. § 61.50 and shall take effect on 9/19/23.

Adopted by the Village Board on Sept 13, 2023.

VILLAGE OF BALDWIN

By: 

Lance Van Damme, President

Attest: 

Tracy Carlson, Village Administrator/Clerk-Treasurer

Published: 9/19, 2023

Voted for: 5

Voted against: 1

Abstained: 0

Absent: 1