

Ordinance 2023-02

An Ordinance to Amend the Code of Price County, Chapter 223 Thereof, Entitled "Animals":
to amend §223-8 Duties of Sheriff and Municipal Law Enforcement,
to amend §223-9 Quarantine,
to amend §223-20 Dog License, Rabies Vaccination Required,
to amend §223-22 Abandonment of dead animals, disposal of dead domestic animals,
to amend §223-25 Dangerous Dogs,
to amend §223.30 Prohibited animals.

Be it ordained by the Price County Board of Supervisors, as follows:

Section 1. Chapter 223 of the Code of the County of Price is hereby amended to add a new section, to be known as Article III as follows:

§223.8. Duties of Sheriff and municipal law enforcement.

If the Price County Sheriff has cause to believe that any dog, cat or ferret has bitten a person ~~other than the owner or the owner's immediate family~~, an officer shall order a dog, cat, or ferret quarantined. The Sheriff shall investigate the incident, and if such dog, cat or ferret can be identified and located, the Sheriff shall take action in accordance with this article.

§223.9. Quarantine

B. The custodian of an isolation facility or the owner shall keep a dog, cat or ferret which is ordered to be quarantined in strict isolation under the supervision of a veterinarian for 223, at least 10 days ~~after the incident occurred~~.

§223.19 Definitions

Exotic Animal

Any animal that is not normally domesticated in the United States or any animal that is generally recognized as a non-domesticated animal.

Habitual Offender

Any animal owner or harbinger, who within any three (3) year period is convicted of three (3) or more violations of domestic animal related offenses under §223 of the Price County Code. The controlling date is the date of each violation, not the date of the plea entered or the date of conviction resulting therefrom.

Wild Animal

Any warm- or cold-blooded animal that can normally be found in the wild state, habitat, woods, or wilds, including, but not limited to, any non-human primate, raccoon, skunk, fox, wolf, coyote, poisonous snake, leopard, panther, tiger, lion, lynx, bear, badgers, otters, muskrats, or prairie dogs.

§223.20. Dog license; rabies vaccination required.

It is required that all owners of a dog more than ~~four~~ five months of age on January 1 of any year or ~~four~~ five months of age within the license year shall annually, or on or before the date the dog becomes ~~four~~ five months of age, pay the dog license tax fee and obtain a license. As part of the requirement of obtaining a dog license the owner of a dog shall have the dog vaccinated against rabies by a veterinarian within 30 days after the dog reaches ~~four~~ five months of age and revaccinated within one year after the initial vaccination. If the owner obtains the dog or brings the dog into Price County after the dog has reached ~~four~~ five months of age...

§223.22 Abandonment of dead animals; disposal of dead domestic animals.

B. No person shall dispose of ~~an animal, its parts or blood by burial~~ any animal carcass, blood or remains of an animal on the land of another without the permission of the owner of the land.

D. ~~All carcasses will be buried below the surface of the ground and shall be completely covered so as to prevent their being reached by wild animals or dogs. Cremation will be performed by a licensed veterinarian, or the animal shall be taken to a licensed rendering plant.~~ Recommended means of disposal of carcass is by rendering, burial, burning, and landfilling. Rendering of livestock at a licensed rendering plant, or cremation by a licensed veterinarian is preferred.

§ 223-25. Dangerous dogs.

A. ~~Certificate required. It shall be unlawful for any person to have or possess a dangerous dog without a certificate of registration issued by the County. No more than one certificate of registration shall be granted per person or owner for a dangerous dog. No more than one certificate shall be issued per domicile.~~

B. ~~Conditions for issuance of certificate. Subject to the requirements of this section for dangerous dogs and subject to revocation for noncompliance and possible confiscation, the County Clerk under the direction of the Health Officer shall issue a certificate of registration to the owner of a dangerous dog if the owner presents to the Price County Health Department or County Clerk sufficient evidence of the following:~~

- ~~(1) A proper enclosure to confine the dangerous dog; and~~
- ~~(2) The posting on the premises of a dangerous dog sign obtained from the County, warning that there is a dangerous dog on the property.~~

C. ~~Additional requirements. In addition to the requirements of Subsections A and B of this section, the owner of a dangerous dog shall present to the County Clerk evidence of:~~

~~(1) Insurance. A policy of insurance in the amount specified by the Price County Board of Health issued by an insurer authorized to transact business in this state insuring the owner of a dangerous dog against liability for any personal injuries inflicted by the dangerous dog, provided that:~~

- ~~(a) The name of the dog and its description are listed on home insurance policy;~~
- ~~(b) It shall be the continuing and sole duty of the owner to provide the County Clerk with an updated and effective policy;~~
- ~~(e) The owner shall notify the County Clerk of any changes, renewals, and/or cancellations by written notice at least 30 days prior to any change, renewal, and/or cancellation; and~~

~~(d) The County shall have the right to rely on the representations of the owner to maintain the required insurance when the owner qualifies for the issuance of the certificate of registration; or~~

~~(2) Surety bond. A surety bond in the amount specified by Price County Board of Health and issued by a surety company authorized to transact business in this state payable to any persons injured by the dangerous dog.~~

D. ~~Fees. The certificate of registration must be renewed annually on the date the dog was declared a dangerous dog. An annual fee to register dangerous dogs as set by Price County shall be paid by the owner to Price County.~~

- A. It shall be unlawful for any person to have or possess a dangerous dog without notification to the Price Co Sheriff Office. Dangerous dog defined as such under § 223-19.
- B. Requirements of keeping of dangerous dog.
 - (1) Adequate structural strength enclosure to confine the dog from escape
 - (2) Posting on premises of a dangerous dog sign; warning there is a dangerous dog on the property.
 - (3) Annual license of the dog and paying additional license fee for Dangerous Dog.

§223.30. Prohibited animals Exotic and Wild Animals

~~It shall be unlawful to purchase, sell, own, possess, harbor or breed skunks, foxes, prairie dogs, racoons, coyotes, wolves, hybrid wolves, any hybrid animal that is part wild animal, exotic cats or any other wildlife unless licensed by the respective federal or state department of agriculture to possess such animals.~~

- A. No person shall keep or permit to be kept on their premises; any exotic or wild animal for display or exhibition purpose, whether gratuitously or for a fee. This section shall not be construed to apply to zoological parks, circuses, or persons with state or federal permits.
- B. No Person shall keep or permit to be kept any exotic or wild Animals defined in §223-19. Specifically, it shall be unlawful for any person to keep, maintain, have in possession or under control, sell or convey within Price County any of the following without obtaining a permit:
 - 1) Poisonous reptiles
 - 2) Poisonous insects
 - 3) Any poisonous animals
 - 4) Constrictor snake over 10 feet in length
 - 5) Non-human primates, including but not limited to monkeys, apes, chimpanzees, gibbons, lemurs, gorillas, orangutans, siamangs, & baboons
 - 6) Alligators or crocodiles
 - 7) Elephants
 - 8) Rhinoceros
 - 9) Hippopotamus
 - 10) Game cocks and other fighting birds
 - 11) Wild animals as defined in §223.19
 - 12) Exotic animals as defined in §223.19
- C. Exceptions. The prohibitions of the above sections shall not apply where the animals are in the care, custody, or control of a state licensed game farm, a veterinarian for treatment, agricultural fairs, shows, a display for judging purposes, an itinerant or transient carnival, circus or other show, public or private educational institutions, or zoological park; if all below requirements are in compliance with Wisconsin State Statutes and local ordinances and proof of purchase from a legal domestic seller. If purchased from a licensed and legal seller outside of the United States, the owner must show a US Customs Certificate showing the animal was brought into the United States legally and is free of disease.
 - 1) Their location conforms to the provisions of the Price County Zoning Code
 - 2) All animals and animal containment areas are kept in a sanitary condition and so maintained as to eliminate objectionable odors and defined in §223-42 Sanitation and in §223-24 Animals Creating Nuisances.

- 3) Animals are adequately contained to prevent their escape.
 - 4) Annual inspection by Humane Officer
- D. Penalties. Seizure of all animal(s) shall occur immediately upon violation of this section. The owner as defined in §223.19 may be cited for violation of this ordinance, and shall be responsible for all cost resulting from the seizure, veterinarian costs, relocation of animal(s) costs, euthanasia and disposal costs.
- E. Permit Issuance and Requirements
- 1) No person shall engage in the keeping of such animals as described in this ordinance without first obtaining a permit in compliance with and as required by this ordinance.
 - 2) An applicant shall complete a permit application obtained from the Humane Officer. An applicant shall return the completed application, any additional materials supporting the application, and the required fee to the Humane Officer. Application fees shall be set by the County Board of Supervisors and stated within the application. The Humane Officer shall issue the permit within ten (10) days of receiving a complete permit application, so long as the following conditions are met:
 - i. Applicant and permittee have not withheld or falsified any information on the permit application
 - ii. Applicant and permittee shall agree to comply to all terms of the permit
 - iii. Applicant and permittee shall acknowledge this ordinance's requirements and agree to comply with all terms of this ordinance, any regulations established by the County Board of Supervisors, and any other applicable laws, including, but not limited to Wisconsin State Statutes Chapter 95, Chapter 173, Chapter 174, Wisconsin Admin Code Chapter WI DATCP 16, and laws set by Wisconsin Department of Natural Resources.
 - iv. Applicant and permittee shall agree to allow the Humane Officer to inspect all animals and the premises kept on at any reasonable time with a reasonable notice to owner in advance
 - v. Applicant and permittee shall acknowledge that any violation of the terms of the permit, this ordinance or any other applicable law shall result in revocation of the permit and seizure of that animal(s).
 - vi. Applicant and permittee may not have been convicted of any civil, criminal, municipal or other violations related to the mistreatment of animals.
 - 3) A permit period shall begin the first day of the calendar year and shall run for one (1) year. Renewal applications for permits shall be made no later than thirty (30) days prior to the start of the new calendar year.
 - 4) If a change of ownership occurs, the owner shall notify the Humane Officer ten (10) days in advance and a transfer fee may be established by the County Board of Supervisors.

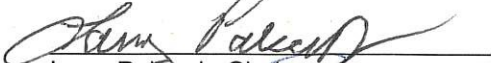
§223.52. Habitual Animal Offender


It shall be unlawful to be a habitual offender. If found to be a habitual offender, the court may order no animal ownership for a minimum period of three (3) years, not to exceed ten (10) years.


Section 2. Effective date.

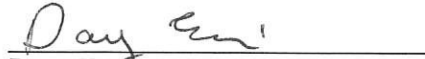
This ordinance shall be effective as of date of publication.

Submitted by the Law Enforcement Committee


Larry Palecek, Chair



Brian Ernst


Lorelei Wakefield


Doug Erickson



Ginny Strobl

Reviewed by County Administrator:


Nicholas Trimmer

Adopted by the Price County Board of Supervisors this 18th day of April 2023.


Alan Barkstrom, County Board Chair


Jean Gottwald, County Clerk

For 12 Against 0