

ORDINANCE NO. 11.6-1-18 & 19

**TOWN OF DUNN
DANE COUNTY, WISCONSIN**

**AN ORDINANCE TO AMEND AND ADD TO
CHAPTER 11.6 OF THE TOWN CODE OF ORDINANCES
RELATING TO LICENSING OF DOGS AND REGULATION OF ANIMALS**

The Town Board of the Town of Dunn, Dane County, Wisconsin, do ordain as follows:

1. Section 11.6-1-18 of the Town Code of Ordinances is amended to add language as follows:

Sec. 11.6-1-18 Penalties.

(a) Each day that a violation of this Chapter occurs shall be considered as a separate offense.

(b) (1) Anyone who violates Sections 11.6-1-1, 11.6-1-2, 11.6-1-3, 11.6-1-4 and 11.6-1-5 of this Code of Ordinances or Chapter 174, Wis. Stats., shall be subject to a forfeiture of not less than Twenty-five Dollars (\$25.00) and not more than Two Hundred Dollars (\$200.00) for the first offense and not less than One Hundred dollars (\$100.00) and not more than Four Hundred Dollars (\$400.00) for any subsequent offenses.

(2) An owner who refuses to comply with an order issued under Section 11.6-1-5 to deliver an animal to an officer, isolation facility or veterinarian or who does not comply with the conditions of an order that an animal be quarantined shall be fined not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) or imprisoned not more than sixty (60) days or both.

(c) Any person who violates Sections 11.6-1-6 through 11.6-1-12 of this Code of Ordinances shall be subject to a forfeiture of not less than Twenty-five Dollars (\$25.00) and not more than One Hundred Dollars (\$100.00) for the first violation and not less than Fifty Dollars (\$50.00) and not more than Two Hundred Dollars (\$200.00) for subsequent violations.

2. Section 11.6-1-19 of the Town Code of Ordinances is amended to add language as follows:

Sec. 11.6-1-19 Enforcement.

(a) The Town or a law enforcement officer have the discretion to enforce the provisions of this Chapter without the citizen complaint procedure under paragraph (b) being invoked.

(b) In the event a person complains to a Town official or law enforcement officer that another person is violating or has violated any provision of this Chapter, the Town may enforce any provision of this Chapter against the person violating such sections, provided the following conditions are satisfied:

(1) The complainant shall file with the Town Clerk a written statement describing in detail the violation.

(2) The complainant shall agree to provide such testimony or other evidence as may be necessary for the Town to enforce this Chapter.

(3) The complainant shall agree in writing with the Town that, in the event it is subsequently determined that there has been no Chapter violation, the complainant shall reimburse the Town for all costs and expenses incurred, including reasonable attorneys' fees and court costs, in attempting to enforce this Chapter. The Town shall require the complainant to make a deposit with the Town Clerk of at least One Hundred Dollars (\$100.00) to cover the Town's anticipated costs and expenses as a condition precedent to any such enforcement action.

3. This ordinance shall take effect the day after passage and posting or publication pursuant to law.

The foregoing ordinance was duly adopted by the Town Board of the Town of Dunn at a meeting held on October 16, 2006.

TOWN OF DUNN

By _____
Edmond P. Minihan, Town Chair

ATTEST:

Rosalind Gausman, Town Clerk/Treasurer

APPROVED: 10/16/2006
PUBLISHED: 10/27/2006