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ORDINANCE 588

Amendment to Municipal Code - Chapter 10 Animals

Section 10-4 Control of Dogs and Cats

Whereas; the Planning Commission along with the City Attorney has reviewed the Municipal Code, Chapter 10 Animals, Section 10-4 – Control of Dogs and Cats;

Whereas; The Common Council of the City of Eagle River desires to amend the Municipal Code; Chapter 10 - Animals, Section 10-4 Control of Dogs and Cats;

Therefore; The Common Council of the City of Eagle River does hereby ordain to amend Chapter 10 - Animals, Section 10-4 Control of Dogs and Cats of the Municipal Code of Ordinances of the City of Eagle River as follows:

Delete Section 10-4 (a) (b) (d) and (e) Control of dogs and cats:

(a) At large. No person shall permit any dog or cat to be at large in the city at any time. A dog or cat is at large when the animal is on any public street, alley, park or other public grounds, or when otherwise off the premises of the owner or person who has custody of such dog or cat, and not constrained by a leash or otherwise under the immediate control of the owner or the person who has custody of such dog or cat.

(b) Prohibition against animals in public grounds and facilities. No owner or person having control of any dog, cat or other animal shall permit such dog, cat or other animal to enter into or be upon any public park, school grounds, public building or other public grounds, even if such animal is leashed and within the immediate control of the owner or custodian of the animal.

(d) Exhibition and amusement. Notwithstanding any restrictions or prohibitions contained in this section, animals of any kind and in any number may be kept for exhibition or amusement purposes, temporarily, by a carnival or circus offering exhibitions within the city limits; however, all animal defecation shall be cleaned up and removed by the owners and/or operators of such circus or carnival.

(e) Exceptions. The provisions of this section shall not be applicable to any guide dog owned or controlled by any visually handicapped person or law enforcement dogs. Sec. 10-4. - Control of dogs and cats.

Add Section 10-4 (a) (b) (d) and (e) Control of dogs and cats;

(a)At large. No person shall permit any dog or cat to be at large in the city at any time. A dog or cat is at large when the animal is on any public street, alley, park or other public grounds, or when otherwise off the premises occupied by the owner or person who has custody of such dog or cat and is not constrained by a physical leash and within immediate control and vicinity of the owner or the person who has custody of such dog or cat.

(b)Prohibition against animals in public grounds and facilities. No owner or person having control of any dog, cat or other animal shall permit such dog, cat or other animal to enter into or be upon any public park, school grounds, public building

or other public grounds unless such animal is physically leashed and within the immediate control and vicinity of the owner or custodian of the animal, and where the public grounds and facilities are not otherwise signed prohibiting animals.

(d)Exhibition and amusement. Notwithstanding any restrictions or prohibitions contained in this section, individuals or companies possessing animals of any kind and any number kept for exhibition or amusement purposes, temporarily, by a carnival or circus offering exhibitions within the city limits must obtain a permit through the City of Eagle River to exhibit said animals. All animal defecation shall be cleaned up and removed by the owners and/or operators of such circus or carnival.

(e)Exceptions. The provisions of this section shall not be applicable to any service animal owned or controlled by any disabled person or law enforcement. Service animals are not exempt from being physically leashed and within immediate control and vicinity unless the work of the animal requires that they be un-leashed; however, the animal must always be within the immediate control of the owner or person who has custody of the animal.

Section 10-4 (c) remains unchanged.

This amendment to section 10-4 shall take effect upon passage and publication as provided by law.

Dated this 12th day of April 2024.

Jeffrey A. Hyslop – Mayor

Becky J. Bolte - Clerk

Date Adopted: _____
Date Published: _____
Date Effective: _____