

ORDINANCE NO. 890

AN ORDINANCE RESTATING CHAPTER 90 OF THE CITY OF GRAYVILLE, ILLINOIS CODE OF ORDINANCES (FORMERLY ORDINANCE NO. 339), KNOWN AS THE GRAYVILLE ANIMAL CONTROL CHAPTER

WHEREAS, the City Council of the City of Grayville, White and Edwards Counties, Illinois, on June 5, 1975 adopted Ordinance No. 339, being the Grayville Animal Control Ordinance;

AND WHEREAS, said Ordinance was amended on May 18, 1992, by Ordinance No. 507 adopted by the Grayville City Council;

AND WHEREAS, said Animal Control Ordinance was subsequently incorporated into the City of Grayville, Illinois Code of Ordinances, as Chapter 90 of said Code; which Chapter was amended on June 10, 2019, by Ordinance No. 873;

AND WHEREAS, the Grayville City Council has determined the Animal Control Ordinance should be restated in its entirety, to add new definitions and rules and regulations to guide residents and law enforcement officials on issues of animal ownership, care and protection;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Grayville, White and Edwards Counties, Illinois:

The Grayville Animal Control Ordinance shall be restated, to read as follows:

Sec. 90.01 TITLE

This Ordinance shall be known and may be cited as the “Animal Control Ordinance”.

Sec. 90.02 DEFINITIONS.

“ANIMAL” shall mean any animal, other than man, which may be affected by rabies.

“ANIMAL CONTROL OFFICER” means any person appointed by the Mayor and approved by the City Council to perform duties as assigned by the Mayor to effectuate this ordinance.

“AT LARGE” Any dog shall be deemed to be at large when it is off the property of his owner and not under the control of a responsible person.

“CAT” shall mean any feline, regardless of age or sex.

“CONFINED” means restriction of an animal at all times by the owner, or his agent, to an escape-proof building or other enclosure away from other animals and the public.

“DEPARTMENT” means the Department of Agriculture of the State of Illinois.

“DOG” Whenever "dog" is used in this ordinance it shall include any canine, female as well as a male dog, regardless of age.

“HAS BEEN BITTEN” means has been seized with the teeth or jaws so that the person or animal seized has been nipped, gripped, wounded, or pierced, and further includes contact of saliva with any break or abrasion of the skin.

“INOCULATION AGAINST RABIES” means the injection of an anti-rabies vaccine approved by the Department.

“LEASH” means a cord, rope, strap, or chain which shall be securely fastened to the collar or harness of a dog or other animal and shall be of sufficient strength to keep such dog or other animal under control.

“OWNER” means any person having a right of property in a dog or other animal, or who keeps or harbors a dog or other animal, or who has it in his care, or who acts as its custodian, or who knowingly permits a dog or other domestic animal to remain on or about any premises occupied by him.

“PET” - A domesticated animal, including dogs and cats.

“PET SOLID WASTE” - Waste matter expelled from the bowels of the pet; feces or excrement.

“PROPER DISPOSAL” - Placement in a designated waste receptacle, or other suitable container, including a plastic bag, securely tied, and discarded in a refuse container which is

regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal. Disposal into a stormdrain or stormwater system is strictly prohibited.

“RESTRAINT” A dog is under "restraint" within the meaning of this ordinance if he is controlled by a leash; at “heel” beside a responsible person: within a vehicle being driven or parked on the streets; or within the property limits of his owner or keeper.

“SHADE” “ shall mean protection from the direct rays of the sun.

“SHELTER” as it applies to dogs, shall mean a moisture-proof structure of suitable size to accommodate the dog and allow retention of body heat, made of durable material with a solid floor raised at least two inches (2") from the ground and with the entrance covered by a flexible, windproof material. Such structure shall be provided with a sufficient quantity of suitable bedding to provide insulation and protection against cold and dampness.

“VICIOUS ANIMAL” shall mean any animal which has previously attacked or bitten any person or which has behaved in such a manner that the person who harbors said animal knows or should reasonably know that the animal is possessed of tendencies to attack or bite persons.

“WILD ANIMAL” shall mean any live monkey or ape, raccoon, skunk, fox, snake, or other reptile, leopard, panther, tiger, lion, lynx or any other animal or any bird of prey which can normally be found in the wild state. (See 510 ILCS Sec. 5/24)

Sec. 90.03 RUNNING AT LARGE

It shall be unlawful to suffer or permit any animal as defined in this chapter to run at large in the city, and it shall be the duty of the registered owner of every such animal to keep the same safely and securely tied or confined. Any animal, as defined in this Chapter, found upon any public street, sidewalk, alley, parkway or any unenclosed place, shall be deemed running at large, unless such animal is firmly held on a leash or in an enclosed vehicle. If an animal is in an unenclosed area on his owner’s property, the animal is not running at large, as defined in this section.

Sec. 90.04. INJURY TO PROPERTY.

It shall be unlawful for any person owning or possessing a dog or cat to permit such dog or cat to go upon any sidewalk, parkway, or private lands or premises without the permission of the

owner of such premises and break, bruise, tear up, crush or injure any lawn, flower bed, plant, shrub, tree or garden in any manner whatsoever, or to defecate thereon.

§ 90.05 REQUIREMENTS FOR DISPOSAL, ENFORCEMENT, AND PENALTIES FOR VIOLATIONS (PET WASTE DISPOSAL)

A. All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

B. *Enforcement* - the provisions of this Article shall be enforced by the Grayville Police Department.

C. *Violations and Penalty* - Any person who is found to be in violation of the provisions of this Ordinance shall be subject to the fines described in § 90.37 of this Chapter.

Sec. 90.06 MANNER OF KEEPING.

(A) Pens, Yards, or Runs. All pens, yards, runs or other structures wherein any animal is kept shall be of such construction so as to be easily cleaned and kept in good repair.

(B) Fences. Fences which are intended as enclosures for any animal shall be securely constructed, shall be adequate for the purpose, kept in good repair, and shall not be allowed to become unsightly.

Sec. 90.07 KEEPING BARKING DOGS AND CRYING CATS.

(A) Harboring. It shall be unlawful for any person to knowingly keep or harbor any dog which habitually barks, howls or yelps, or any cat which habitually cries or howls to the great discomfort of the peace and quiet of the neighborhood, or in such manner as to materially disturb or annoy persons in the neighborhood who are of ordinary sensibilities. Such dogs and cats are hereby declared to be a public nuisance.

(B) Petitions of Complaint. Whenever any person shall complain to the Police Department that a dog which habitually barks, yowls or yelps or a cat which habitually cries or howls is being kept by any person in the City, the Police Department shall notify the owner of said dog or cat that a complaint has been received and that the person should take whatever steps are necessary to alleviate the howling, yelping or crying.

Sec. 90.08 CRUELTY TO ANIMALS PROHIBITED.

(A) Cruelty to Animals Prohibited. It shall be unlawful for any person to willfully or maliciously inflict unnecessary or needless cruelty, torture, abuse or cruelly beat, strike or abuse any animal, or by an act, omission or neglect, cause or inflict any unnecessary or unjustifiable pain, suffering, injury or death to any animal, whether such animal belongs to such person or to another,

except that reasonable force may be employed to drive away vicious or trespassing animals. Any unwanted animals should be delivered to the appropriate Animal Control Facility for proper handling.

(B) Food and Shelter. It shall be unlawful for any person in charge of any animal to fail, refuse, or neglect to provide such animal with food, potable water, shade or shelter, or to cruelly or unnecessarily expose any such animal in hot, stormy, cold or inclement weather, or to carry any such animal in or upon any vehicle in a cruel or inhumane manner. The terms used in this section shall comply with Section 90.02.

Sec. 90.09 KEEPING WILD OR VICIOUS ANIMALS.

(A) It shall be unlawful for any person to keep or permit to be kept on his premises any wild or vicious animal as described in this ordinance for display or for exhibition purposes, whether gratuitously or for a fee. This section shall not be construed to apply to zoological parks, performing animal exhibitions, or circuses.

(B) It shall be unlawful for any person to keep or permit to be kept any wild animal as a pet, unless a permit is granted by the Department of Natural Resources of the State of Illinois.

(C) It shall be unlawful for any person to harbor or keep a vicious animal within the City. Any vicious animal which is found off the premises of its owner may be seized by any police officer or humane officer and upon establishment to the satisfaction of any Court of competent jurisdiction of the vicious character of said animal, it may be killed by a police officer or humane officer; provided, however, that this section shall not apply to animals under the control of a law enforcement or military agency, nor to animals which are kept for the protection of property, provided that such animals are restrained by a leash or chain, cage, fence, or other adequate means from contact with the general public or with persons who enter the premises with the actual or implied permission of the owner or occupant.

(D) The licensing authority may issue a temporary permit for the keeping, care, and protection of any infant animal native to this area which has been deemed to be homeless.

Sec. 90.10 HEALTH HAZARD. The Mayor shall have the power to issue an order prohibiting the keeping of any animal, fowl or bird which is deemed to be a nuisance or pose a health hazard to the general public.

Sec. 90.11 LIMITATION ON NUMBER OF DOGS AND CATS KEPT.

(A) Nuisance. The keeping of an unlimited number of dogs and cats in the City for a considerable period of time detracts from and, in many instances, is detrimental to the healthful and

comfortable life for which such areas were created. The keeping of an unlimited number of dogs and cats is, therefore, declared to be a public nuisance. The terms “dog” and “cat” shall be construed as provided in Section 90.02.

(B) Limitation; Exception.

(1) Absent special permission granted by the Grayville City Council, it shall be unlawful for any person or persons residing within the corporate limits to keep more than five (5) dogs and/or five (5) cats within the City, with the exception that a litter of pups, a litter of kittens or a portion of a litter may be kept for a period of time not exceeding five (5) months from birth.

(2) The provisions of this section shall not apply to any establishment wherein dogs or cats are kept for sporting purposes or boarding.

Sec. 90.12 ANIMALS IN THE CITY.

(A) Certain Prohibitions. Except as otherwise provided in this Chapter, it shall be unlawful and hereby declared a nuisance for any person to keep any animal of the species of horse, mule, swine, sheep, goat, cattle, or fowl (with the exception of chickens, ducks and rabbits as herein provided) within the City. This prohibition includes skunks, poisonous reptiles, and other wildlife.

- (1) Chickens, ducks and rabbits shall be allowed under certain conditions, when properly permitted.
- (2) The number of allowable chickens or ducks shall be no more than twelve (12). No roosters shall be allowed.
- (3) The number of rabbits will not exceed twelve (12).
- (4) Any structures housing chickens, ducks or rabbits shall be termed an accessory structure.
- (5) Applicants shall register with City Hall to obtain a permit and have proof of registration on-site. The registration fee is Ten Dollars (\$10.00) and is good for one year. The permit may be renewed annually, if the site where the chickens, ducks or rabbits are kept passes an inspection conducted by the Animal Control Officer, and the annual registration fee is paid.
- (6) Care for chickens, ducks and rabbits shall follow the provisions set forth in this Chapter .
 - (a) They shall be kept in such a way so as not to cause a nuisance.
 - (b) Their runs, yards, hutches and coops shall be constructed and maintained reasonably to prevent the standing of water. The structures must be kept clean of droppings, uneaten

or discarded feed, feathers, fur and other waste with such frequency as necessary to ensure the yard, hutch, coop and pen do not become nuisances.

- (i) Coops, hutches, pens and yards shall be large enough to provide sufficient space for the animals to move about freely.
 - (ii) The coop or hutch must be built to provide ventilation, shade, protection from precipitation, protection from cold weather, and to be secure from predators, wild birds, and rodents.
 - (iii) Openings in windows and doors must be covered by wire mesh or screens to deter predators.
 - (iv) Access doors must be sized and placed for ease of cleaning.
 - (v) The enclosed run must be attached to the coop or hutch, must surround it. The sides of the run must be made of fencing or wire mesh that discourages predators .
 - (vi) The run must be enclosed on all sides, including the top or roof plane.
 - (vii) Odors from pens, manure or related substances shall not be detectable from property lines. Manure must be disposed of. Manure may be composted. All manure not composted must be removed from property regularly.
- (c) Licenses for coops and hutches must be obtained and shall meet the rules of this Chapter where applicable.
- (i) Prior to a license being granted, the applicant must show proof of notice to all adjacent landowners except those who are municipalities or utilities.
 - (ii) A license shall not be granted unless the applicant can show proof that a pen, yard, and coop or hutch that comply with this Section have been erected.
 - (iii) The chicken coop or and run or hutch shall be located in the rear of the residential structure. The pen, coop, and run or hutch are allowed in the rear yard, but not the side or front yards, absent special permission granted by the Grayville City Council.
 - (iv) The coop and run or hutch shall be located at least ten (10) feet from the property line and at least twenty-five (25) feet from any dwelling.
 - (v) Coop or hutch licenses are personal to the permittee, and cannot be sold or assigned.
 - (vi) Licenses will only be granted to persons who reside on parcels with single family dwellings, not to applicants who live in an apartment, multi-family units, or a condominium building.
 - (vii) The City may deny a license to any person who:

- a. Owes money to the City; or
 - b. Has, in the last five (5) years prior to the application for a license under this Section been convicted or pled guilty to any code violation involving animals, nuisance, noise, or property maintenance.
- (viii) If the licensee under this Section is found guilty of a violation of this Section or of Cruelty to Animals, the license will be immediately and permanently revoked.
- (ix) Applications shall be submitted to Grayville City Hall.
- (x) No person shall slaughter any chicken, duck or rabbit within City limits in an open area that can be viewed by the public.
- (xi) No chicken, duck or rabbit shall be permitted to run at large. All animals shall be kept in a designated hutch, coop or run.
- (xii) No cat or dog shall be deemed dangerous, vicious, otherwise punished for attacking or killing any chicken, duck or rabbit allowed to run astray, whether by accident or design.
- (xiii) Any resident currently owning chickens, ducks or rabbits shall have thirty (30) days from enactment of this Section to comply with all the provisions set forth.
- (xiv) If the licensee is found to be in violation of the standards set forth in this Section, the first offense shall result in- a written warning to comply within forty-eight (48) hours. The second offense shall cause a fine to be levied in the amount of Two Hundred Fifty Dollars (\$250.00). A third offense shall cause the license to be immediately and permanently revoked.

(B) Powers of the Police Chief. The Police Chief shall have the authority to enforce the standards set forth in Section 90.11, and shall have the power to issue an order prohibiting the keeping of any animal, fowl, bird, or reptile which is deemed to pose a health hazard to the general public.

Sec. 90.13 TRESPASSING ANIMALS.

Any animal or fowl found trespassing upon private property may be captured by the party owning, controlling, or having possession of the ground or premises, or by the agent or representative of the person, and committed to the Animal Control Officer to be dealt with as provided in this Chapter. Any person taking up the stray animal or fowl found running at large or trespassing upon any property, ground, or premises owned, controlled, or in possession of the person will promptly notify

the Animal Control Officer of such capture. It is unlawful for any such person to fail or refuse to surrender the animal to the Animal Control Officer upon demand.

DOGS

Sec. 90.14 DEFINITIONS. The terms used in this Article shall comply with Section 90.02 of this ordinance unless otherwise provided in this Chapter.

Sec. 90.15 DOGS TO BE INOCULATED AND TO HAVE NAME TAGS AFFIXED TO COLLARS.

(A) Each calendar year or at such intervals as may hereafter be promulgated by the Department of Agriculture, every owner or keeper of a dog four (4) months or more of age shall cause such dog to be inoculated against rabies. Such owner or keeper of such dog shall cause a serially numbered tag evidencing such inoculation to be attached to a collar or harness worn by the dog.

(B) Every owner or keeper of a dog, regardless of age, shall cause the dog to wear a collar or harness and shall affix thereto a metallic or other suitable tag inscribed with the name, address and phone number, if any, of the owner or keeper of the dog.

Sec. 90.16 INOCULATION TO BE PERFORMED BY LICENSED VETERINARIAN; ISSUANCE OF CERTIFICATE. The inoculation of dogs required by Section 90.15 shall be performed by a veterinarian duly licensed to practice his profession in this State. Upon performing such inoculation, such veterinarian shall issue to the owner or keeper a certificate showing such fact and shall also deliver to the owner or keeper a metallic or other suitable tag to be attached to the collar or harness of the dog, which tag shall also certify to the fact of the inoculation against rabies.

Sec. 90.17 DURATION OF INOCULATION. The inoculation performed under the provisions of Section 90.16 shall be effective until the expiration of the calendar year in which the vaccination was performed or the expiration of such period of time as may be promulgated by the Department of Agriculture.

Sec. 90.18 SPECIFICATIONS FOR TAG. The tag issued under the provisions of Section 90.16 shall be in such form as shall be determined by the Department of Agriculture.

Sec. 90.19 EXHIBITION OF CERTIFICATE UPON REQUEST. At any reasonable time upon request of any member of the Police Department or City employee, the owner or keeper of any unmuzzled dog shall exhibit his certificate issued under the provisions of Section 90.16, showing the inoculation against rabies of any dog owned or controlled by him.

Sec. 90.20 RESTRAINT OF DOGS. The owner or keeper of a dog shall keep the dog under restraint at all times and shall not permit such dog to be at large, off the premises of the property of the owner or keeper, unless the dog is under complete control as defined in Section 90.02 (See 65 ILCS Sec. 5/11-20-9)

Sec. 90.21 IMPOUNDMENT OF DOGS RUNNING AT LARGE OR UNLICENSED DOGS; CITATION OF OWNER OR KEEPER.

(A) It shall be the duty of such City employees and officers of the Police Department as shall be designated for that purpose by the Mayor to take up and impound in such place as may be designated and set apart for that purpose, any dog found running at large or unlicensed in the City, contrary to any of the provisions of this ordinance or other regulations of the City.

(B) When dogs are found running at large or unlicensed and their ownership is known to the designated employee(s), such dogs may be impounded at the discretion of such employee(s), but the employee(s) may cite the owner of such dog to answer charges of violation of this ordinance.

(C) Any dog permitted to run at large within the City is hereby declared to be a nuisance.

(D) Any impounded dog with tags which shall not be redeemed within fourteen (14) days, may be humanely destroyed or otherwise disposed of.

(E) If the impounded dog does not have identification tags and is not redeemed within ten (10) days, it may be humanely destroyed or otherwise disposed of.

(F) The City Council may establish a reasonable fee by motion for each day that a dog is impounded.

Sec. 90.22 NOTICE AND CITATION TO OWNER OR KEEPER OF IMPOUNDMENT. In case of impounding, and where the owner or keeper of such dog is disclosed by any tax or license tag

worn by it or is otherwise known to the officer impounding the same, the designated official shall make reasonable attempts to contact the owner, informing him of the impounding of his dog, and shall cite the owner or keeper of such dog to answer charges of violation of this ordinance.

Sec. 90.23 OBSTRUCTING POUND MAINTENANCE. Any person(s) who shall bring any dog into the City for the purpose of causing the same to be impounded, or any person who shall resist, hinder or molest the Animal Control Officer or a police officer while engaged upon the duties imposed upon them by this ordinance, or any person who shall break into the dog pound and release or deliver any dog therefrom without having first paid the fees herein specified, or any owner or keeper of any dog who shall permit any dog to run at large within the corporate limits of the City, upon conviction of any part of this ordinance shall be fined according to the provisions of Grayville Code of Ordinances governing fines and penalties, and Section 90.37 of this ordinance.

Sec. 90.24 IMPOUNDMENT OF DOGS WHICH HAVE BITTEN PERSONS. Any dog which shall have bitten or otherwise injured any person so as to cause an abrasion of the skin, shall be immediately taken, impounded and kept separated from other dogs for ten (10) days. If, during that period, such dog develops symptoms of illness, a veterinarian shall be called to diagnose its condition. If the symptoms disclosed are such as to indicate the presence of rabies, such dog shall be destroyed in such a manner as required to allow examination by the diagnostic laboratory of the Department of Agriculture. In case such dog cannot be safely taken up and impounded, it may be shot, care being taken to preserve the animal in such a manner as to allow examination by the diagnostic laboratory of the Department of Agriculture.

If, at the expiration of the ten (10) days, no symptoms of rabies have developed in such dog so impounded, the same may be redeemed by the owner upon payment of the redemption fees and charges specified by this ordinance; provided, however, that in case any dog so impounded for biting a person shall have previously bitten any person, such dog shall be humanely destroyed. After having been notified that his dog has bitten or otherwise injured any person, the owner or keeper thereof shall not, under any circumstances, permit such animal to be at large unless securely muzzled.

Sec. 90.25 IMPOUNDMENT. Those persons charged with the duty of enforcing this ordinance may employ any method found practical and humane in capturing and impounding any dog found running at large.

Sec. 90.26 REDEMPTION OF IMPOUNDED ANIMALS. The owner of any animal impounded under this ordinance may redeem the same by paying all the costs and charges assessed, if any, that have accrued up to the time of making the redemption and on paying the same; it shall be the duty of the authorities to release the animal from the pound and deliver it to its owner, or certify the release thereof to any County authority having possession of the animal.

Sec. 90.27 CITY POUND DESIGNATED. The City Council shall designate a City Pound .

Sec. 90.28 DISPOSITION OF DOGS DEEMED NUISANCES. Any dog which may, in any manner, continually disturb the quiet of any person or neighborhood or shall destroy or in any manner, injure any animal, plant, shrub or other property not on the premises of its owner or keeper, is hereby declared to be a nuisance, and such dog shall be taken up and impounded and may be redeemed or disposed of in the manner provided for under this ordinance.

Sec. 90.29 DANGEROUS DOG -FEMALE DOG AT LARGE. It shall be unlawful for the owner or keeper of any fierce or dangerous dog or of any female dog, while in heat, to run at large within the limits of this City.

VICIOUS AND DANGEROUS DOGS

Sec. 90.30 DEFINITIONS. For purposes of this Article:

(A) “Vicious Dog” means:

(1) Any individual dog that when unprovoked inflicts bites or attacks a human being or other animal, either on public or private property.

(2) Any individual dog with a known propensity, tendency or disposition to attack without provocation, to cause injury or to otherwise endanger the safety of human beings or domestic animals.

(3) Any individual dog that has a trait or characteristic and a generally known reputation

for viciousness, dangerousness or unprovoked attacks upon human beings or other animals, unless handled in a particular manner or with special equipment.

(4) Any individual dog which attacks a human being or domestic animal without provocation.

(5) Any individual dog which has been found to be a “dangerous dog” upon three (3) separate occasions.

No dog shall be deemed “vicious” if it bites, attacks, or menaces a trespasser on the property of its owner, or harms or menaces anyone who has tormented or abused it or is a professionally trained dog for law enforcement or guard duties. Vicious dogs shall not be classified in a manner that is specific as to breed.

If a dog is found to be a vicious dog, the dog shall be subject to enclosure.

(B) “Dangerous dog” means any individual dog which when either unmuzzled, unleashed, or unattended by its owner, or a member of its owner's family, in a vicious or terrorizing manner, approaches any person in an apparent attitude of attack upon streets, sidewalks, or any public grounds or places.

(C) “Enclosure” means a fence or structure of at least six (6) feet in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog in conjunction with other measures which may be taken by the owner or keeper, such as tethering of a vicious dog within the enclosure. Such enclosure shall be securely enclosed and locked and designed with secure sides, top and bottom and shall be designed to prevent the animal from escaping from the enclosure.

(D) “Impounded” means taken into the custody of the City pound.

(E) “Found to Be Vicious Dog” means:

(1) that the Mayor, an Animal Control Officer, or a law enforcement officer has conducted an investigation and made a finding in writing that the dog is a vicious dog as defined in paragraph (1) of Subsection (A) and, based on that finding, the Administrator, an Animal Control Officer, or the Director has declared in writing that the dog is a vicious dog, or

(2) that the White or Edwards County circuit court has found the dog to be a vicious dog as defined in paragraph (1) of Subsection (A), and has entered an order based on that finding.

Sec. 90.31 UNLAWFUL TO MAINTAIN. It shall be unlawful for any person to keep or maintain any dog which has been found to be a vicious dog, unless such dog is at all times kept in an enclosure. The only times that a vicious dog may be allowed out of the enclosure are:

(A) If it is necessary for the owner or keeper to obtain veterinary care for the dog, or

(B) To comply with the order of a court of competent jurisdiction, provided that the dog is securely muzzled and restrained with a chain having a tensile strength of three hundred (300) pounds and not exceeding three (3) feet in length, and shall be under the direct control and supervision of the owner or keeper of the dog.

Any dog which has been found to be a vicious dog and which is not confined to an enclosure shall be impounded by the Animal Control Officer or the police, and shall be turned over to a licensed veterinarian for destruction by lethal injection.

Sec. 90.32 OWNER'S RESPONSIBILITY. If the owner of the dog has not appealed the impoundment order to the circuit court in the county in which the animal was impounded within ten (10) working days, the dog may be humanely dispatched. A dog found to be a vicious dog shall not be released to the owner until the Mayor, an Animal Control Officer, or the Chief of Police approves the enclosure as defined in this Section.

Sec. 90.33 DOG PERMITTED TO LEAVE PREMISES. It is unlawful for any person to maintain a public nuisance by permitting any dangerous dog or other animal to leave the premises of its owner when not under control by leash or other recognized control methods.

Guide dogs for the blind or hearing impaired, support dogs for the physically handicapped, and sentry, guard, or police-owned dogs are exempt from this Section; provided, an attack or injury to a person occurs while the dog is performing duties as expected.

To qualify for exemption under this Section, each such dog shall be currently inoculated against rabies in accordance with this ordinance. It shall be the duty of the owner of such exempted dog to notify the Mayor of changes of address. In the case of a sentry or guard dog, the owner shall keep the Mayor advised of the location where such dog will be stationed. The Mayor shall provide the police department with a categorized list of such exempted dogs, and shall promptly notify such

department of any address changes reported to him.

Sec. 90.34 INJUNCTION. The Mayor, the City Attorney, or any citizen of the City in which a dangerous dog or other animal exists may file a complaint to enjoin all persons from maintaining or permitting such, to abate the same, and to enjoin the owner of such dog or other animal from permitting same to leave his premises when not under control by leash or other recognized control methods. Upon the filing of a complaint in the White or Edwards County circuit court, the court, if satisfied that the nuisance may exist, shall grant a preliminary injunction, with bond in such amount as the court may determine, enjoining the defendant from maintaining such nuisance. If the existence of the nuisance is established, the owner of such dog or other animal shall be in violation of this ordinance, and in addition, the court shall enter an order restraining the owner from maintaining such nuisance and may order that such dog or other animal be humanely dispatched.

Sec. 90.35 LIABILITY OF OWNER OR DOG ATTACKING OR INJURING PERSON. If a dog or other animal, without provocation, attacks or injures any person who is peaceably conducting himself in any place where he may lawfully be, the owner of such dog or other animal is liable in damages to such person for the full amount of the injury sustained.

Sec. 90.36 RIGHT OF ENTRY -INSPECTIONS. For the purpose of carrying out the provisions of this ordinance and making inspections hereunder, the Mayor, or his authorized representative, or any officer of the law may enter upon private premises to apprehend a straying dog or other animal, a dangerous dog or other animal, or a dog or other animal thought to be infected with rabies. If, after request therefor, the owner of such dog or other animal shall refuse to deliver the dog or other animal to the officer, the owner shall be in violation of this ordinance.

Sec. 90.37 PENALTY Anyone violating the provisions of this chapter shall be fined not less than \$50.00 nor more than \$750.00.

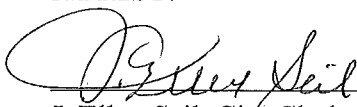
Passed: July 13, 2020

Approved: July 13, 2020



Travis Thompson, Mayor

ATTEST:



JoEllen Seil, City Clerk,

VOTE

YEAS:

To the
Board of
Trustees
of the
City of
Grayville
Illinois

NAYS:

Recorded in the records of said municipality on the 14th day of July, 2020.

Attest:

JoEllen Seil
JoEllen Seil City Clerk
City of Grayville
White and Edwards Counties, Illinois

CITY OF GRAYVILLE
ANIMAL PERMIT APPLICATION
(Chickens, Ducks, Rabbits)

Applicant Name: _____

Permit Address: _____

Phone Number: _____ E-mail address: _____

Number of hens (chickens): _____ Number of hens (ducks): _____ Number of rabbits: _____

Application Fee Paid \$ _____ Permit Expires: _____

I have read and understand the provisions of Ordinance No. 890, restating Chapter 90 of the City of Grayville Code of Ordinances, pertaining to Animal Control in the City of Grayville, White and Edwards Counties, Illinois. I understand my failure to comply with any regulations may result in revocation of the permit and/or subjection to penalties prescribed by the Code of Ordinances or state statute.

Applicant Signature

Date