

TITLE 5

ANIMALS

Chapters:

5.01 Animal Control

Chapter 5.01

Animal Control

Sections:

5.01.01	Provisions of the Peoria County Code Adopted by Reference
5.01.02	Disturbances
5.01.03	Unlawful Liberation of Impounded Animal
5.01.04	Penalties for Violations

§5.01.01 Provisions of the Peoria County Code Adopted by Reference.

A. The following sections from Chapter 5 of the County of Peoria County Code (the "County Animal Control Ordinance"), as amended from time to time, enumerated below, are hereby adopted by reference, and a violation of any such provision of the County Animal Control Ordinance shall constitute a violation of this Chapter of the Village Code and subject the offender thereof to punishment as provided in Section 5.01.04 of this Chapter:

- (1) Section 5-16, Definitions;
- (2) Section 5-19, Animals Running at Large;
- (3) Section 5-20, Female Dogs and Cats in Heat;
- (4) Section 5-21, Impoundment and Redemption;
- (5) Section 5-22, Right of Entry; Inspections; Refusal to Deliver Dog or Other Animal;
- (6) Section 5-23, Abandonment of Animals;
- (7) Section 5-24, Diseased or Injured Animals;
- (8) Section 5-25, Enforcement Officers Not Responsible for Accident or Disease to Any Dog or Cat;
- (9) Section 5-30, Animal Considered a Nuisance;
- (10) Section 5-31, Interference with Animal Control Personnel;
- (11) Section 5-36, Inoculation of Dogs and Cats;

- (12) Section 5-37, Inoculation Tags;
- (13) Section 5-38, Confinement of Animal Which Has Bitten Someone;
- (14) Section 5-39, Duties of Owners of Rabid or Biting Animals;
- (15) Section 5-40, Reimbursement to Animal Bite Victims;
- (16) Section 5-41, Reimbursement Schedule;
- (17) Section 5-42, Registration Fees;
- (18) Section 5-43, Dangerous Animals;
- (19) Section 5-50, Scope (Vicious and Dangerous Dogs);
- (20) Section 5-51, Vicious Dogs—Confinement, Control, Impoundment;
- (21) Section 5-52, Dangerous Dogs; Nuisance; Exceptions;
- (22) Section 5-53, Dangerous Dog, Appeal;
- (23) Section 5-60, Humane Care of Animals;
- (24) Section 5-61, Abandonment of Animal Unlawful;
- (25) Section 5-62, Acts of Cruelty to Animals Prohibited;
- (26) Section 5-63, Impoundment of Victimized Animals; Owner’s Appeal;
- (27) Section 5-64, Diseased and Injured Animals;
- (28) Section 5-65, Dead Animals Prohibited;
- (29) Section 5-66, Live Animals for Research Prohibited; and
- (30) Section 5-67, Normal Husbandry Practices—Construction with Other Laws

B. As used in the above-listed provisions of the County Animal Control Ordinance, the Administrator shall be the official appointed by the County Board for Peoria County as the administrator of the County’s Animal Control Ordinance. The term “Administrator” as used in the County Animal Control Ordinance shall also mean any County deputy administrators and County animal control wardens appointed by the County Board for Peoria County to assist the Administrator with enforcing or otherwise carrying out

the provisions of the County's Animal Control Ordinance.

C. The Administrator and the County deputy administrators and County animal control wardens are hereby considered to be law enforcement officials acting on behalf of the Village when enforcing this Chapter 1 of Title 5 of the Village Code and the provisions of the County's Animal Control Ordinance incorporated herein, and are further this given the authority to enforce the provisions of the Village's animal control ordinance as set forth in on behalf of the Village. As law enforcement officials acting on behalf of the Village, the Administrator and the County deputy administrators and County animal control wardens shall have the authority to issue and serve citations and orders, and shall have the authority to make arrests on view or on warrants for violation of this Chapter 1 of Title 5 of the Village Code and to execute and serve all warrants and processes issued by any circuit court.

D. The words "dog" and "cat" wherever used in this Chapter shall include both male and female of the species.

E. The registration fees to be paid by the owner of an animal as provided is Section 5-42 of the County's Animal Control Ordinance shall be paid to the County of Peoria as provided by the County's Animal Control Ordinance; this fee is not be paid to the Village.

F. In Sections 5-19, 5-23, 5-30, 5-32, 5-43, 5-64, and 5-65 of the County's Animal Control Ordinance, the term "county" shall mean the Village of Dunlap. In Section 5-40 of the County's Animal Control Ordinance, the term "county" shall include both the County of Peoria and the Village of Dunlap. Otherwise, all uses and references to the term "county" in the County's Animal Control Ordinance shall mean the County of Peoria.

§5.01.02 Disturbances. No person owning, possessing or harboring any dog or cat within the Village shall permit the barking of his dog or cat to disturb the quiet of any neighborhood wherein such dog or cat is kept, harbored or resides. Any person residing in a neighborhood, whose quietness has been disturbed by any dog or cat harbored in the neighborhood, may make a sworn complaint against the owner, possessor, keeper, or harbinger of such dog or cat. Any owner, possessor, keeper, or harbinger of any dog or cat which disturbs the quiet of any neighborhood in violation of this section on conviction thereof shall be subject to the penalties as provided for herein.

§5.01.03 Unlawful Liberation of Impounded Animal. It shall be unlawful for any person to liberate, or attempt to liberate, any impounded animal or any animal captured or confined and under the control of the Administrator or any other officer of the Village.

§5.01.04 Penalties for Violations.

A. Except as otherwise provided herein, anyone violating the provisions of this Chapter 5 shall pay a penalty of seventy-five dollars (\$75.00) for the first violation, one

hundred fifty dollars (\$150.00) for the second violation occurring within a twelve-month period and three hundred dollars (\$300.00) for the third and each successive violation within a twelve-month period. Each day a person fails to comply with the provisions of this Chapter 5 constitutes a separate offense.

B. For Sections 5.01.02 and 5.01.03 of this Chapter 5 and for Sections 5-30, 5-31, 5-39, 5-50, 5-51, 5-52, 5-60, 5-61, 5-62, 5-64, 5-65, and 5-66 of the County's Animal Control Ordinance, anyone violating these provisions of this Chapter 5 shall pay a penalty of not less than One Hundred Dollars (\$100.00) and not exceeding Seven Hundred Fifty Dollars (\$750.00). Each day any violation of this ordinance shall continue shall constitute a separate offense.

(Ord. No. 10-11, 11-10-10)