

ORDINANCE NO. 291

AN ORDINANCE REGULATING DOGS AND CATS WITHIN THE CITY OF HAYWARD

The Common Council of the City of Hayward do ordain as follows:

Section 1. It shall be unlawful for any person to violate Chapter 174 of the Wisconsin Statutes, or any part thereof, relating to dogs and the same is hereby incorporated in full by reference and made a part hereof. The above incorporation of said Chapter 174 shall pertain to all the rules and regulations set forth therein except the fines or penalties as set forth therein.

Section 2. It shall be unlawful for any person to permit any dog or cat licensed or unlicensed, to run at large at any time within the corporate limits of the City of Hayward, Sawyer County, Wisconsin. A dog or cat shall be deemed "at large" unless securely leashed or securely confined in a yard of building.

Section 3. It shall be unlawful for any person to own, keep, possess or harbor any dog or cat, which by howling, barking or screaming or otherwise, causes annoyance or disturbance to any person or persons.

Section 4. Any dog running at large within the City limits of the City of Hayward, unaccompanied by its owner or some other person in control of the said dog, or dogs, shall be considered an unlicensed dog, and may be seized, impounded and disposed of after the expiration of the ninety-six (96) hours from the time of impounding. Any person claiming such dog, may recover the same by paying the costs of impounding in the amount of Ten (10) dollars per day or any fraction thereof or the amount imposed by the County Pound, whichever is more.

Section 5. Any cat running at large within the City limits of the City of Hayward, unaccompanied by its owner or some other person in control of the said cat, or cats, may be seized, impounded and disposed of after the expiration of ninety-six (96) hours from the time of impounding. Any person claiming such cat, may recover the same by paying the costs of impounding in the amount of Ten (10) dollars per day or any fraction thereof or the amount imposed by the County Pound, whichever is more.

Section 6. Ordinances No. 5, No. 69, No. 118 and No. 179 are hereby repealed in total.

Section 7. An person violating any provision of this Ordinance shall be subject to a forfeiture of not less than Ten dollars (\$10.00) nor more than Fifty dollars (\$50.00), together with the cost of prosecution for the first offense. For conviction of a second offense, within one year, pursuant to this Ordinance, said person shall be subject to a forfeiture of not less than Twenty-five dollars (\$25.00), nor more than Fifty dollars (\$50.00), together with the cost of prosecution of same. For conviction of a third and subsequent offense, within one year, pursuant to this ordinance, said person shall be subject to a forfeiture of Fifty dollars (\$50.00), together with the cost of prosecution of the same. In the default of payment of forfeiture and costs under this Ordinance, said person violating any provision of this Ordinance shall be imprisoned in the County jail until such forfeiture be paid, not to exceed ten (10) days.

Section 8. Citations.

(a) With respect to this Ordinance, issuance of Citations under 66.119 of the Wisconsin Statutes is hereby authorized.

(b) The Clerk of Circuit Court, Sawyer County, Wisconsin, shall have the authority to accept cash deposits for forfeitures and/or bond pursuant to the schedule

set forth below, or as ordered by the Circuit Court for Sawyer County:

First Alleged Offense: \$15.00 plus court costs and court assessments.

Second Alleged Offense: \$30.00 plus court costs and court assessments.
(within one year)

Third Alleged Offense and Subsequent Alleged Offenses \$50.00 plus court costs and court assessments.
(within one year)

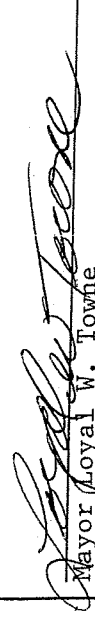
(c) In lieu of the filing of a cash bond and/or deposit as set forth under Section 66.119 of the Wisconsin Statutes, the City shall have the right to detain the alleged violator to assure appearance of said alleged violator before the Circuit Court for Sawyer County.

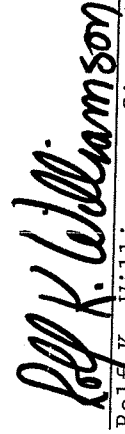
(d) All of the provisions of Section 66.119 of the Wisconsin Statutes are hereby incorporated herein by reference and shall be considered to be part of this Ordinance in total.

Section 9. It shall be the duty of the Police Department of the City of Hayward to strictly enforce all of the provisions of this Ordinance and all parts thereof, and to keep an accurate record of all violations and to make a monthly report of such violations to the Common Council, and to make a report of all legal actions to enforce such violations and to make such report to the Common Council as the Common Council shall designate.

Invalidation of any part of this Ordinance by a court of law shall not invalidate the remaining portions hereof.

This Ordinance shall become effective upon its passage by the Common Council of the City of Hayward and publication thereof as provided by law.
Passed this 14th day of September, 1992.


Mayor Loyal W. Towne


Rolf K. Williamson, City Clerk-Treas.