

**CITY OF JEFFERSON
PROPOSED ORDINANCE #4-05**

An Ordinance to Create Section 9.34 of the City of Jefferson Municipal Code Related to Domestic Animals within City Park Boundaries.

The Common Council of the City of Jefferson, Wisconsin Do Ordain as follows:

Section 1. Section 9.34 is hereby created to allow only service animals under a person's control in City Parks, recreation areas, and any other properties under the jurisdiction of the city

9.34 CONTROLLED ANIMALS WITHIN PARK BOUNDARIES

- (1) It shall be unlawful for any person in a park, recreation area or any other properties under the jurisdiction of the City of Jefferson to allow any domestic animal, with the exception of service animals under that person's control to be present within any park or recreation area, other than those areas, which the Parks Director has designated for the purpose of walking animals. Any such animals shall be required to be on leash or under the owner's strict control and supervision. Under no circumstances shall any domestic animals be present at any recreation area, ballparks, skate parks, or other designated recreated areas. This ordinance does not prevent persons from having pets in marked pedestrian walks on public right-of-ways.
- (2) The owner or any person having control of an animal is also responsible for the removal and disposal of any excreta deposited by the animal upon any public or private property. It is unlawful for any person not to have in his/her immediate possession the appropriate means to remove said animal excreta. This section shall not be applicable in cases in which a person is being assisted by a service animal. The owner or persons having immediate control of an animal shall promptly remove, and dispose of, in a sanitary manner, any feces left or deposited by the animal upon public or private property not owned or possessed by such person.
- (3) **PENALTY FOR NON-COMPLIANCE.** (a) For the first violation, a fee in the amount of \$25.00 shall be assessed against the person, which shall be payable to the Police Department of the Notice of Violation. If the fee is not paid within 10 days or it is the person's second violation within one year, the violator shall be issued a municipal Summons with forfeiture to be \$50.00 plus all applicable court costs, fees, and assessments. Any subsequent offense shall subject the violator to the penalties provided in Section 25.04 of this code.
- (4) **PERMITS.** (a) If the City Parks Director or City designee designates parks or areas within City parks for domestic animal use, any user must first obtain a permit for use in such areas and follow the feces removal and other provisions of this section. Such permit shall cost \$10 per animal. Permit year shall be from January-

December. Additionally, each animal must be currently licensed with the City of Jefferson per ordinance Section 12.07 of this code.

Section 2. This ordinance shall take effect upon passage and publication as required by law.

First Reading: February 1, 2005
Second Reading: February 15, 2005
Passed By A Vote of 4 to 3

PUBLISH ASAP
NOT IN LEGAL SECTION
NEED AFFIDAVIT