

CHAPTER 6A - DOG KENNEL ORDINANCE, Ordinance # 16-7-19

6A.01: TITLE - DOG KENNEL ORDINANCE

The purpose of this ordinance is to allow the operation of a dog kennel under a permit and for the issuance of a permit for the operation of a dog kennel in the Town of Holland.

6A.02: REVOCATION OF DOG KENNEL PROHIBITION

The prohibition against dog kennels in the Town of Holland's Ordinances, Chapter 6, Animal Control, Section 6.09, is hereby revoked.

6A.03: LIMITATION ON NUMBER OF DOGS

- (1) Up to three (3) adult dogs may be owned once properly licensed.
- (2) Four (4), up to twelve (12) adult dogs, may be owned if a Dog Kennel Permit is issued. A kennel of more than twelve (12) adult dogs is not permitted in the Town.

6A.04: LITTERS OF PUPPIES

- (1) Litters of puppies may be kept for a period not to exceed six (6) months.
- (2) A property zoned Residential may house one (1) litter of puppies every year.
- (3) If an owner would like to have two (2) or more litters of puppies per year, a Dog Kennel Permit must be obtained.

6A.05: DOG KENNEL PERMIT

A Dog Kennel Permit may be granted or denied by the Town Board based on the suitability of the property for use as a kennel, compatibility of the proposed property in question with land uses on adjacent and nearby properties and whether the proposed operation will promote the public health, safety and general welfare.

- (1) Dog Kennels are not allowed except as follows:
 - a. property zoned A-R, Agricultural Residential; AG-FP, Agricultural Farmland Preservation.
 - b. No structure(s) are allowed to be located within seven hundred (700) feet of an adjoining residence.
- (2) Application for Permit:
 - a. Shall include name and address of kennel owner.
 - b. Shall include the location and distance of kennel shelter(s) as it/they relate

- to adjacent residences.
- c. Shall include proposed number of adult dogs and their breeds.
 - d. Shall include all names and addresses of adjoining property owners with proof of notification.
 - e. Shall include drawings and specifications for proposed shelters.
 - f. If any regulation is not complied with, the permit may be revoked for one (1) year before reapplication.

6A.06: ANIMAL CARE AND TREATMENT

- (1) Animals will be properly fed and watered. The food and water will be of sufficient quantity and nutritional value to maintain good health.
- (2) Sanitation for structure(s) and exercise area(s) shall include the timely removal of animal waste and trash to minimize health hazards.
- (3) An animal shall be immunized. This procedure will be done and documented by a licensed veterinarian.
- (4) An animal will receive medical attention if it becomes ill or injured.
- (5) An animal shall be provided with proper shelter. If the animal is to be outside, the shelter will provide protection from direct sunlight and will be appropriate for the local climatic conditions.
- (6) An animal shall be provided enough space to move freely and exercise.
- (7) No animal will be treated cruelly.

6A.07: NOISE CONTROL

Any dog that frequently or habitually howls, yelps, barks or makes other noises that annoy or disturb a neighborhood or persons within the Town shall be prohibited.

6A.08: SHELTER

Minimum standard for a shelter shall include, but not limited to, the following:

- (1) Ambient temperatures which shall be compatible with the health of the dog(s).
- (2) Structure will always be adequately ventilated by natural or mechanical means to provide for the health of the dog(s).
- (3) Structure shall be sound and maintained in good repair to protect the dog(s) from injury.
- (4) Structure shall be moisture and wind proof.
- (5) Structure shall be constructed and maintained to allow adequate freedom of movements for dog(s).
- (6) Dog runs and large exercise areas will have a shelter from direct sunlight.
- (7) Shelters on Residential property shall be setback a minimum of ten (10) feet from property line.

6A.09: INSPECTION

The Town Plan Commission, or its designee, may inspect the Owner's property from time to time for compliance with all requirements in this Ordinance, both before the initial issuing of original permit and all permit renewals thereafter. Any owner who will be or has been issued a Dog Kennel permit agrees to and shall allow the Town Plan Commission, its agent or designee, upon reasonable advance written notice, including e-mail notice, excluding emergency inspections, entry onto the Owner's property to investigate and/or inspect the premises upon which the kennel is located for compliance with all Town Ordinances applicable to the permit.

6A.10: LICENSING OF DOGS

- (1) All adult kennel dogs must be licensed and the licensing fee must be paid for each kennel dog.
- (2) A license will only be given to a properly documented and immunized animal.
- (3) Licenses are to be renewed annually.

6A.11: COMPLIANCE WITH WIS. STAT. § 174.66 AND PERMIT FEE

The provisions of Wis. Stat. § 174.66 shall apply to dog kennels. The initial permit fee for the dog kennel is \$50. All permit renewal fees are \$50/year.

6A.12: DURATION OF PERMIT, RENEWAL

Each permit shall be valid for one year. The review of dog kennel permits shall be done at the November Plan Commission meeting each year. No earlier than three (3) months prior to the expiration of a kennel permit, the holder of such a permit may file an application for the renewal of such permit. The renewal fee shall be \$50. Upon receipt of such an application, the procedures relating to site inspection and background check by the Town Board, its agent or designee, shall be carried out with respect to the renewal.

6A.13: FEE FOR ADDITIONAL INSPECTIONS

If additional inspections of the premises are ordered by the Town Board, the permittee shall pay \$50 to the Town Treasurer as a fee for each such inspection deemed necessary by the Town Board. This fee shall be paid regardless of whether the additional inspection occurs during the permit application period or after a permit has been granted.

6A.14: REVOCATION

The Town Board may, in its discretion, initiate revocation proceedings upon the Board's finding that either the permittee is not meeting one or more of the standards of care set forth in this Ordinance; or the kennel is a nuisance or detriment to the health, welfare and quiet enjoyment of Town residents. If the Town Board makes such a finding, the Town Clerk shall set the matter open for a public revocation hearing before the Town Board. In addition to any notices required by State law, the Town Clerk shall mail notice of the hearing to the permit

holder no later than fourteen (14) days prior to the hearing.

6A.15: EFFECTIVE DATE

This ordinance is effective on publication or posting.

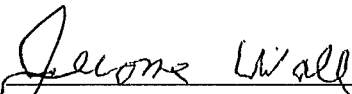
The Town Clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 7 day of October, 2019.

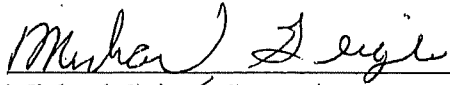
Attest:



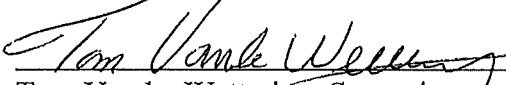
William Clancy, Town Clerk



Jerome Wall, Chairman



Michael Geiger, Supervisor



Tom Vande Wettering, Supervisor