

CHAPTER 32
MISCELLANEOUS ANIMAL REGULATIONS

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32.01 DOG LICENSE TAX. Commencing January 1, 2005, and pursuant to authority of Wis. Stat. § 174.05, the dog license tax for a neutered male dog or spayed female dog shall be Five Dollars (\$5.00), and the dog license tax for an unneutered male dog or unsprayed female dog shall be Twelve Dollars (\$12.00), or one-half (1/2) of these amounts if the dog becomes five (5) months of age after July of the license year

32.02 DOG LICENSE FUND. Dog licenses so paid shall be kept in a separate account and shall be known as the "Dog License Fund" and disbursed as required by Wis. Stat. § 174.09. After payment of necessary expenses, remaining funds in the Dog License Fund shall be paid to the Sheboygan County Humane Society, Inc. Such services shall include, at a minimum, assistance with stray animal pick-up, impoundment of animals so restrained for a reasonable period of time and as required by statute, and assistance from staff at the Sheboygan County Humane Society who have completed Humane Officer training, to provide assistance to law enforcement agencies relating to investigation of animal abuse and neglect complaints.

32.03 MULTIPLE DOG LICENSE FEE. Commencing January 1, 2006, pursuant to authority of Wis. Stat. § 174.05, the multiple dog license fee shall be Fifty-five Dollars (\$55.00), regardless of neutered status, for up to twelve (12) dogs, and Five Dollars (\$5.00) for each additional dog.

32.04 DESIGNATING HUMANE OFFICER. Any law enforcement officer as defined at Wis. Stat. § 165.85(2)(c) employed by Sheboygan County under the Sheriff's Table of Organization under Chapter 40 of this Code who is designated as a humane officer by the Sheriff and who satisfactorily obtains and maintains a certification as a humane officer as required under Wis. Stat. § 173.05 shall be appointed as a Sheboygan County Humane Officer. The Sheriff or the Sheriff's designee may modify or withdraw any Abatement Order issued under Section 32.04 of this Code.

32.05 ABATEMENT OF VIOLATIONS.

- (1) Jurisdiction. Pursuant to Wis. Stat. § 173.03(3), these provisions shall apply throughout Sheboygan County other than within the boundaries of any City or Village whose governing body adopts a Resolution withdrawing from Sheboygan County enforcement of humane laws and transmits a copy of the Resolution to Sheboygan County.
- (2) Issuance of Order. If a Sheboygan County humane officer under Section 32.03 of this Code or a law enforcement officer employed by Sheboygan County after investigation has reasonable grounds to believe that a violation of a statute or ordinance is occurring and the violation is causing or has the potential to cause injury to an animal, the humane officer or law enforcement officer may issue and serve an order of abatement directed to named persons. The Sheriff or the Sheriff's designee, as the official empowered to modify or withdraw Abatement Orders, may not participate in the decision to issue the Order or in any activity leading to that decision.
- (3) Content of Order. An Abatement Order issued under Subsection (2), above, shall contain all of the following:
 - (a) The name and address of the person to whom directed;
 - (b) The state or ordinance alleged to be violated;
 - (c) A prohibition on further violations;

- (d) A description of measures necessary to correct the alleged violation;
 - (e) A description of the hearing and appeal provisions under Subsections (4) and (5).
- (4) Hearing. Any person named in an Abatement Order issued under Subsection (2) may within the ten-day period following service of the Order request a hearing before the Sheriff or the Sheriff's designee by filing a request for a hearing with the Sheriff's office. The hearing shall be held within ten (10) days after the request is made unless the requester agrees to a later date. The hearing shall be informal in nature.
- (5) Decision. Within ten (10) days after a hearing under Subsection (3), above, the Sheriff or the Sheriff's designee who conducts the hearing shall affirm the Order, modify and affirm the Order, or withdraw the Order.
- (6) Appeal. Any person adversely affected by a decision under Subsection (4), above, may seek judicial review by commencing an action in Circuit Court within thirty (30) days after the day that the decision is issued.
- 32.06 PENALTY. Pursuant to Wis. Stat. § 951.18, any person who violates the provisions of an Abatement Order issued under Section 32.04 of this Code within three (3) years of the issuance of the Abatement Order shall be subject to a forfeiture of not more than Five Hundred Dollars (\$500.00) or, in default of payment thereof, imprisonment of not more than ten (10) days.