

**DOG ORDINANCE AD HOC COMMITTEE
MINUTES
AUGUST 20, 2010**

The Dog Ordinance Ad Hoc Committee Meeting was called to order by Chairperson Barb Koeppen at 2:05 P.M.

All members were present.

OLD BUSINESS

1. Completion of Committee set-up form regarding committee purpose, meeting dates, time, place, frequency, completion date, assignments to members etc.

The purpose of this ad hoc committee is to review and modify in hopes of improving the City Ordinance pertaining to vicious dogs beyond the proposals made by the Safety Commission. It is hoped that this modification is accomplished by the end of 2010.

2. Discussion of reply or information from the City Attorney on 13 questions posed to the Safety Commission.

Throughout the ad hoc meetings Committee Members will collectively prepare and send a response to each of City Attorney Blum's concerns asking for his comments before preparation of the final document.

3. Discussion and Committee Recommendations on Amendments to Municipal Code Chapter 152.

152-10(C) – Add - This requirement does not apply to a dog during competition or training, to a dog securely confined indoors, to a dog while hunting, herding or controlling livestock if it is under control of its owner or a dog secured in a fenced area. WI Stats. 174.07.

152-10(D) – Reference in each appropriate section.

D. Definitions: (Draft) Changes to text were made during the meeting to the working document.

At large means the dog is on private property without consent or off the owner's/caretaker's premises and is not under restraint or immediate supervision or is not secured in a vehicle.

Dangerous dog means any dog which has without provocation or extenuating circumstances, inflicted severe bodily harm on a human being or domestic animal or if such dog has previously been classified as a potentially dangerous dog and exhibits escalating behavior which endangers the safety of a human or domestic animal.

Potentially dangerous dog means any dog without provocation or extenuating circumstances, menaces, chases, or displays threatening behavior which endangers the safety of a person or causes bodily harm to any person or domestic animal.

Extenuating Circumstances: Notwithstanding, a dog shall not be deemed Potentially Dangerous or Dangerous for behavior for the following circumstances: (1) a dog utilized by law enforcement in performance of duties; (2) a dog for defending itself, its young, its owner, caretaker or another person from an attack; (3) result of a willful trespass or attempt to commit a crime by the victim; (4) victim was engaging in conduct reasonably calculated to provoke the dog to attack.

Owner means any person owning, harboring or keeping a dog and the occupant on any premises on which a dog remains or to which it customarily returns daily.

Owner means any individual that has the right of property in an animal or who keeps, harbors, care for, acts as its custodian of who knowingly permits an animal to remain on or about his premises and/or property.

Note; Ask City Attorney for recommendation of definition of *Owner*. Does a roommate have the responsibility for the dog in the absence of the owner? We want to be sure the responsibility is on the actual owner of the dog.

4. Discussion and review of past ordinance revisions proposed by Safety Commission and City Attorney.

No Action

NEW BUSINESS

5. Review material distributed for this meeting.

Examples of Definitions, Care, and Conditions were distributed to members. Full copies from all Codes used for these examples are available for reference.

4. Discussion on what information/documentation the Committee needs for the next meeting.

Clarification from City Attorney on owner/caretaker, injury definitions and severity of injury. Information and background on HAWS. Definitions of injury from other Codes.

SET NEXT MEETING DATE: August 30, 2010, 1:00 P.M.

ADJOURN - Meeting adjourned 4:00 P.M.