

**TOWN OF GIBRALTAR**  
**ORDINANCE NO. 2007- 04**  
**AMENDING ORDINANCE 1982-02 (CONTROL OF DOGS)**

The Town of Gibraltar does hereby adopt this ordinance amending Ordinance 1982-02 in its entirety governing the control of dogs in the Town of Gibraltar, in accordance with Wisconsin Statutes and specifically Chapters 59, 60 and 174.

Section 1. Dog Running at Large. Except as provided in Section 2, a dog is considered to be running at large if it is off the premises of its owner and not under the control of the owner or some other person.

Section 2. Exception for Hunting Activities. A dog that is actively engaged in a legal, bona fide hunting activity, including training, is not considered to be running at large if the dog is monitored or supervised by a person and the dog is on land that is open to hunting or on land on which the person has obtained permission to hunt or to train a dog.

Section 3. Dog Running at Large Subject to Impoundment. An officer shall attempt to capture and restrain any dog running at large. For the purposes of this ordinance, "officer" shall mean a person who is employed by the Town of Gibraltar and designated by the Town Board as an animal control officer, or a person with whom the Town Board has contracted for capturing and restraining dogs running at large.

Section 4. Boarding and Release of Dog. An officer shall deliver a captured dog to the Door County Humane Society, Sturgeon Bay, Wisconsin. Owners must comply with all requirements of the Door County Humane Society for obtaining the release of a dog impounded under this ordinance, including payment of fees and costs of boarding, together with any charges billed to the Town of Gibraltar for the capture and transport of the dog by a contracted animal control officer, any costs or charges incurred by the Town of Gibraltar in the capture, restraining or impoundment of the dog, and the appropriate forfeiture hereunder.

Section 5. Untagged Dog. A dog that is regularly kept in the Town of Gibraltar is considered to be untagged if a valid license tag issued by the Town of Gibraltar is not attached to a collar which is kept on the dog whenever the dog is outdoors unless the dog is securely confined in a fenced area. Electronic controls (e.g., underground fences) are not fenced areas for the purposes of this ordinance. A dog need not be kept in the Town of Gibraltar on a year-round basis in order to be considered to be regularly kept in the Town; a dog that is kept in the Town of Gibraltar an average of ninety or more days per year is subject to the requirements of this Section 5. Dogs under five months of age are exempt from this Section 5.

Section 6. Dog License Collecting Officials. Pursuant to Section 174.065 of Wisconsin Statutes, "collecting officials" for the purpose of issuance of dog licenses includes the Town Clerk/Treasurer or Treasurer, as the case may be, a Deputy Clerk/Treasurer, the Door County Humane Society, licensed veterinarians practicing within Door County, and, in the event that the Town of Gibraltar enters into an intergovernmental agreement from time to time under Section 174.10(2) of Wisconsin Statutes, that intergovernmental commission.

Section 7. Penalties. If the owner of a dog negligently or otherwise permits the dog to run at large or be untagged, the owner shall forfeit \$50 for the first offense and \$100 for subsequent offenses.

This ordinance shall become effective on passage and publication.

Adopted this   5th   day of September, 2007.

TOWN BOARD FOR THE TOWN OF GIBRALTAR

Merrell P. Runquist \_\_\_\_\_ Sharon L. Kellner \_\_\_\_\_  
Chairman Clerk

Steve Sohns \_\_\_\_\_ Brian Merkel \_\_\_\_\_  
Supervisor Supervisor

Myrvin Somerhalder \_\_\_\_\_ Richard Skare \_\_\_\_\_  
Supervisor Supervisor

Published the 5th \_\_\_\_\_ day of September, 2007.

Sharon L. Kellner \_\_\_\_\_  
Clerk