



211 Walnut Street
Neenah, WI 54956

AN ORDINANCE: By Public Services & Safety Committee

Re: Creating Neenah Code § 3-32 Providing for a Penalty For Animals Causing Damage or Injury

ORDINANCE NO. 2018-11

Introduced: July 18, 2018

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 3-32 of the Code of Ordinances of the City of Neenah is created to read as follows:

3-32 Penalty For Animal Causing Damage Or Injury

(a) *Statement of purpose.* Animals that cause damage to property or injure people pose a threat to the health, safety, and welfare of residents and visitors to the City of Neenah, and owner's need to be held accountable for their animals actions.

(b) *Without Notice.* The owner of an animal shall forfeit not less than \$50 nor more than \$100 if the animal causes injury to any person, livestock, or property.

(c) *After Notice.* The owner of an animal shall forfeit not less than \$100 nor more than \$500 if the animal injures or causes injury to any person, livestock, or property, if the owner was notified, knew, or should have known that the animal previously injured or caused injury to a person, livestock, or property.

(d) *Penalties in addition to liability for damages.* The penalties in this section are in addition to any other liability imposed on the owner of an animal.

Section 2. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the

remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 3. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Moved by: Ald. Bates / Lendrum

Adopted: 9-0 August 1, 2018

Approved: August 1, 2018

Published: August 6, 2018

Approved:



Dean R. Kaufert, Mayor

Attest:



Patricia A. Sturn, City Clerk

THIS INSTRUMENT WAS DRAFTED BY:

Assistant City Attorney Adam James Vanden Heuvel
211 Walnut Street
Neenah, WI 54956
State Bar No. 1098561