



ANIMAL CONTROL ORDINANCE

Effective: April 2007
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Frankfort Township Animal Control Office has an intergovernmental agreement with the Village of Frankfort and the Village of Mokena authorized to exercise policy powers in the enforcement of the Ordinance and Animal Control laws of Illinois.

Chapter I: DEFINITIONS

Section 001/90.01

ANIMAL - Any animal, other than man, which may be affected by rabies.

ANIMAL CONTROL OFFICER/WARDEN - An employee of Frankfort Township appointed to exercise policing powers in the enforcement of this Ordinance.

CAT - Includes all members of the feline family.

CONFINED - Restriction of an animal at all times by the owner, his agent, to an escape-proof building or other enclosure away from other animals and the public.

CONTROL - Any owned animal that is either secured by a leash or lead not more than five feet in length, or within the premises of its owner, or confined within a crate or cage, or confined within a vehicle.

DANGEROUS DOG - Any individual dog which when either un-muzzled, unleashed, or unattended by its owner, or a member of its owner's family, in a vicious or terrorizing manner, approaches any person or companion animal in an apparent attitude of attack upon streets, sidewalks, or any public ground or places, or on private property other than the owner.

DEFECATION CONTROL - It is unlawful for the owner of any animal or dog to maintain a public nuisance by permitting any animal or dog to defecate on any property, public or private, not owned or possessed by such owner unless owner removes such excrements.

DOG - Includes all members of the canine family.

ESCAPE-PROOF BUILDING OR OTHER ENCLOSURE - A building or other enclosure of such strength and structure to keep the confined animal away from other animals and the public.

FRANKFORT TOWNSHIP I.D. TAGS - Every owner of a dog or cat residing in the Township of Frankfort must register and purchase an I.D. tag yearly.

GUARD DOG - A dog used in a commercial business or by a police department for the purpose of patrol and protection security.

GUIDE DOG - A dog trained by a recognized organization to lead the legally blind, the hearing impaired or support dogs for the physically handicapped person.

HAS BEEN BITTEN - Has been seized with the teeth or jaws, so that the person or animal seized has been nipped, gripped or has been wounded or pierced and further includes contact of saliva with any break or abrasion of skin, or mucous membrane.

HOME CONFINEMENT - The animal must be kept within the house where the owner, caretaker, or harbinger is residing. If outside, the animal must remain on the property of its owner and kept on a five foot leash or monitored within a secure enclosure.

IMPOUNDED - Taken into custody of the Animal Control Department or Law Enforcement Officer and placed in an animal facility/shelter or veterinarian hospital/clinic where the animal is found under the control of the Animal Control Department.

INOCULATION AGAINST RABIES - The injection of a rabies vaccine approved by the Illinois Department of Agriculture and administered by a licensed veterinarian in accordance with the company's recommendations for the vaccine used.

INTACT ANIMAL - An animal that has not been spayed or neutered.

LEASH - A cord, rope strap, or chain which shall be securely fastened to the collar or harness of a dog or the animal and shall be of sufficient strength to keep such dog or other animal under control.

LICENSED VETERINARIAN - A veterinarian licensed by the state in which he engages in the practice of veterinary medicine.

NUISANCE (Public or Private) (Bother or Annoy) - Any animal(s) which run at large, damages private or public property or barks, whines or howls in an excessive, continuous or untimely manner.

OWNER - Any person having a right of property in a dog, cat or other animal, or who keeps or harbors a dog, cat or other animal, or who has it in his care, or acts as its custodian, or who knowingly permits the animal to remain on or about any premises occupied by him.

PARCEL - Any legally recorded piece of land.

PERSON - Any person, firm, corporation, partnership, society, association or other legal entity, any public or private institution, municipal corporation or political subdivisions, or any other business unit.

POUND - Any facility approved by the Animal Control Officer/Warden for the purpose of enforcing this ordinance and used as a shelter for seized, stray, homeless and abandoned animals.

RUN LINE - A system of tying dog with a collar and clasp of adequate strength in a place with either a rope or chain having a tensile strength of at least 300 pounds and so located that the dog is on the owners' private property and it is at least three feet from any public ways.

RUNNING AT LARGE - Those animals which are not under control as defined in this ordinance.

SEIZE - Means the Frankfort Township Animal Control Department or any Officer of the Law is authorized to enter upon public or private property; for the purpose of impounding any dog, cat or other animal which has been found to be in violation of this ordinance.

STRAYING - A dog, cat or other animal not on the premises of the owner or not confined or under control as set forth in this ordinance.

VICIOUS DOG means -

1. Any individual dog that when unprovoked inflicts bites or attacks a human being or other animal either on public or private property.
2. Any individual dog with a known propensity, tendency or disposition to attack, without provocation, to cause injury or to otherwise endanger the safety of human beings or domestic animals.
3. Any individual dog that has a trait or characteristic and a generally known reputation for viciousness, dangerousness, or unprovoked attacks upon human beings or other animals, unless handled in a particular manner or with special equipment.
4. Any individual dog which attacks a human being or domestic animal without provocation.

*5. Any individual dog which has been found to be a dangerous dog upon three separate occasions;

6. No dog shall be deemed vicious if it bites, attacks or menaces a trespasser on the property of its owner or harms or menaces anyone who has tormented or abused it or is a professionally trained dog for law enforcement or guard duties.

(Res. 99-61, adopted 2-18-99; Am. Res. 06-122, adopted 3-16-06)

Section 002/90.23

CRUELTY TO ANIMALS

Each owner shall provide for each of his animals:

- A. Sufficient quantity of good quality, wholesome, food and water;
- B. Adequate shelter and protection from the weather;
- C. Veterinary care when needed to prevent suffering; and
- D. Humane care and treatment.

No person or owner may beat, cruelly treat, torment, starve, overwork or otherwise abuse any animal.

No owner may abandon any animal where it may become public charge or may suffer injury, hunger or exposure.

No owner or person shall confine any animal in a motor vehicle in such a manner that places it in a life or health threatening situation by exposure to a prolonged period of extreme heat or cold. In order to protect the health and safety of the animal, an Animal Control Officer or Law Enforcement Officer who has probable cause to believe that this section is being violated shall have authority to enter such motor vehicle by any reasonable means, after making a reasonable effort to locate the owner or person.

Upon receiving a complaint of suspected violation of this ordinance, any law enforcement official, including the Frankfort Township Animal Control Officer may, for the purposes of investigating the allegations of the complaint, enter during normal business hours, upon any premises where the animal(s) described in the complaint are housed or kept. A person's residence, if uninvited, may require a search warrant or court order.

Section 003/90.06

DANGEROUS AND VICIOUS DOGS (defined in Chapter I - Definitions)

The Animal Control Officer/Warden or a Law Enforcement Officer had conducted an investigation and made a determination, in writing, that the dog is a dangerous dog or a vicious dog as defined in this Ordinance.

- A. Complaint may be filed with the Will County Animal Control Administrator and State's Attorney under section 90.06 for a motion to deem a dog Dangerous or Vicious.

B. After determination of a Dangerous or Vicious dog(s), a letter with compliance will be mailed out.

For the purpose of carrying out the Provisions of this Ordinance and making inspections hereunder the Animal Control Department, Officer and Law Enforcement Officer may enter upon private premises to verify compliance.

Guide dogs for the blind or hearing impaired, support dogs for the physically handicapped, sentry, guard, or police-owned dogs are exempt from this section; provided, an attack or injury to a person occurs while the dog is performing duties as expected.

Section 004

DEFECATION CONTROL

It is unlawful for the owner of any animal to maintain a public nuisance by permitting any animal to defecate on any public place, public way or upon private property not owned or possessed by such owner unless the owner removes such excrements.

It shall be unlawful for the owner of any animal to immediately fail to remove excrement left by the animal on property, whether public or private, not owned or possessed by the person. The excrement shall be removed to a proper receptacle located on property owned or possessed by the owner.

No owner of any animal shall allow excrement to accumulate in any yard, pen, or premises in or upon which the animal shall be confined or kept to the extent that the stench becomes offensive to those residing in the vicinity, or results in a health hazard or nuisance. Any accumulation of excrement upon the premises of the owner which becomes offensive to those residing in the vicinity is hereby declared to be a nuisance.

* Such violation shall constitute a public nuisance and subject to a fine.

Section 005/90.14

RUNNING AT LARGE

DOGS RUNNING AT LARGE PROHIBITED

It shall be unlawful for any person to permit any dog to run at large as defined in this Frankfort Township Ordinance and Will County Animal Control Ordinance upon streets, alleys or other public places. Nor shall any dog be walked or aired upon the private property of another unless and until permission is granted by owner or lease of said property. *Fine will be issued from Frankfort Township Animal Control Officer or Police Department.

OTHER ANIMALS RUNNING AT LARGE PROHIBITED

Any animal running at large in violation hereof is hereby declared to be a public nuisance as defined in this Ordinance, shall be subject to a fine.

Any dog or other animal found running at large in violation hereof is hereby declared to be a public nuisance as defined in this section and shall be apprehended and impounded. However, if such dog or other animal can not be safely apprehended and becomes a public threat other means may be used.

Section 006/90.15

IMPOUNDMENT OF DOGS, CATS AND OTHER ANIMALS

The Frankfort Township Animal Control Department or its authorized agent, shall immediately upon receiving any dog, cat or other animal, make a complete registry. Any dog, cat or other animal impounded under the provision of the Ordinance and not redeemed from impound by Animal Control within seven (7) days may be disposed of at the discretion of the Animal Control Officer/Warden, a reasonable attempt will be made to locate the owner of each dog, cat or other animal received.

Section 007/90.16

REDEMPTION BY OWNER

- Present proof of current rabies inoculation and registration if applicable.
- Payment is due for impoundment fee and daily board.
- Present proof of Township I.D. tag or purchase another.

***For each additional offense, the owner may be subject to pay a doubled impoundment fee.**

Section 008/90.28

ENFORCEMENT - EXEMPTION FROM LIABILITY

The Frankfort Township Animal Control, its agents or other persons authorized to enforce the provisions of this Ordinance shall not be held liable for the injury, death or disease which may occur to any dog, cat or other animal as a consequence of the enforcement of the provisions of this Ordinance.

Section 009/90.08

INOCULATION AGAINST RABIES

Every owner of a dog, cat or ferret four (4) months of age or older, shall each year cause said dog, cat or ferret to be inoculated against rabies by a licensed veterinarian. However, after the first year of rabies inoculation a 3 year vaccine is available.

Section 010/90.10

RABIES REGISTRATION & TAG ARE REQUIRED BY LAW.

Section 011/90.07

LIABILITY OF OWNER OF DOG, CAT OR OTHER ANIMAL ATTACKING OR INJURING PERSON OR ANIMAL.

If a dog or other animal without provocation attacks or injures any person or animal who is peaceably conducting himself in any place where he may lawfully be, the owner of such dog or other animal is liable for damages, to such person, for the full amount of the injury sustained.

Section 012/90.18

NUISANCE (BARKING OR HOWLING DOG)

No owner shall allow a dog to bark, howl or whine in an excessive continuous or untimely manner. Such violation shall constitute a public nuisance and subject to a fine. Licensed kennel operators and dog dealers as defined in the Illinois Animal Welfare Act are exempt from this section.

Section 013/90.24

LIMIT ON NUMBER OF DOGS AND CATS PER PARCEL SIZE IN RESIDENTIAL AREAS

- A. It shall be unlawful for any person or owner, to own, keep or harbor at any time more than five (5) dogs or cats of licensing age in Frankfort Township.
- B. Some Municipalities, condominium or townhouse associations may have their own restrictions on number of animals per household.

Section 014/90.22

RIGHT OF ENTRY FOR INSPECTIONS, APPREHENSION OF DOG, CATS OR OTHER ANIMALS.

For the purpose of carrying out the provisions of this Ordinance, the Frankfort Township Animal Control Officer or the Law Enforcement Officer may enter upon private premises to apprehend a stray dog or other animal, a dangerous dog or other animal or a dog or other animal thought to be infected with rabies.

Section 015

TOWNSHIP I.D. TAG

Every owner of a dog and/or cat, residing in Frankfort Township must register and purchase a Township I.D. tag yearly. Tags are available at the Township Office, Frankfort Village Hall or Mokena Village Hall.

Section 016

ANIMAL TO ANIMAL BITES OR ABRASIONS

Animal to animal bites or abrasions are required to be reported to Frankfort Township Animal Control at: Phone (815)469-4907 or Fax (815)469-4911. Emergencies call your local Police Department.

ANIMAL TO HUMAN BITES OR ABRASIONS

All animal to human bites or abrasions are required to be reported to Will County Animal Control at: Phone (815)462-5633 or Fax (815)462-5630. Also all wildlife bites or abrasions are to be reported to Will County Animal Control.

- 90.04 - Bite Reporting and Investigation
- 90.05 - Confinement of biting animal(s)
- 90.08 - Inoculation against rabies
- 90.09 - Vaccination certificate
- 90.13 - Biting animal - not inoculated against rabies

Section 017/90.99

PENALTY

Any person, firm or corporation violating or aiding in or abetting the violation of any provision of this Ordinance, counterfeiting or forging any certificate, permit or tag or making any misrepresentation in regard to any matter prescribed in this Ordinance, or resisting, obstructing or impeding the Frankfort Township Animal Control Officer or any Law Enforcement Agency in enforcing this Ordinance, shall be subject to a fine and citation for court.

Section 018

SEPARABILITY

Each section and each provision or requirement of this ordinance shall be considered separate, and the invalidity of any section, provision or requirement shall not effect the validity or enforceability of any portion hereof.

All ordinance or resolutions which are in conflict herewith are hereby repealed to the extent of such conflict.

This ordinance shall be in full force and effect upon the adoption hereof.

IMPORTANT NOTICE

By Illinois State Statute, a Township is legally referred to as "Town". This is NOT to be confused with "Village", such as, the Village of Frankfort or Mokena.

Through Village Resolutions, the Township has been designated the Enforcer of Animal Control within its boundaries. Thus, the ordinance shall be in effect throughout the entire Township. Any calls pertaining to animal control will be received at (815)469-4907. X3712

DANGEROUS/VICIOUS DOG DETERMINATION

If deemed dangerous/vicious, the Municipalities' Law Enforcement and Frankfort Township Animal Control Officer shall order the dog to be spayed or neutered within 14 days at the owner's expense and micro-chipped, if not already, and the following as deemed appropriate under the circumstances and necessary for the protection of the public; direct supervision by an adult 18 years of age or older whenever the animal is on public premises.

The Municipalities' Law Enforcement and Frankfort Township Animal Control Officer may order a dangerous/vicious dog to be muzzled whenever it is on public premises in a manner that will prevent it from biting any person or animal, but that shall not injure the dog or interfere with its vision or respiration.

Dangerous/vicious dog must be kept behind a fence or structure at least six feet (6') in height, or enclosed cage/crate, when not under the control of a leash/muzzle owner/adult at least 18 years of age.

An animal control or law enforcement agency has the right to impound a dangerous/vicious dog if the owner fails to comply with the requirements of this Act.

Dangerous/vicious dogs; leash. It is unlawful for any person to knowingly or recklessly permit any dangerous dog to leave the premises of its owner when not under the control by leash or other recognized control methods.
Beware of dog sign –Posted

* Vicious dogs will have additional compliance.