

## ORDINANCE 2022-12

### AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE VILLAGE OF HOBART, SPECIFICALLY SECTION 5 (WILD AND EXOTIC ANIMALS PROHIBITED) OF ARTICLE II (PROHIBITED AND PROTECTED ANIMALS, FOWL, REPTILES AND INSECTS) OF CHAPTER 102 (ANIMALS)

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**Purpose:** The purpose of this Ordinance is to amend the current regulations regarding wild and exotic animals.

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The Village Board of the Village of Hobart, Brown County, Wisconsin, does ordain as follows:

**Section 1:** Section 5 (Wild and Exotic Animals Prohibited) of Article II (Prohibited and Protected Animals, Fowl, Reptiles and Insects) of Chapter 102 (Animals) of the Code of the Village of Hobart, is hereby amended to read as follows:

§ 102-5. Wild and exotic animals prohibited.

A. No person shall keep, maintain, or have in such person's possession or under such person's control any poisonous and/or venomous reptile, dangerous or wild animal or insect, including, but not limited to, poisonous and/or venomous insects and arachnids, all poisonous and/or venomous snakes, all snakes whose adult length exceeds three (3) feet in length, nonhuman primates, bears, crocodiles, alligators, coyotes, elephants, gamecocks, and other fighting birds, hippopotami, hyenas, jaguars, leopards, lions, lynx, pumas, cougars, mountain lions, panthers, ocelots, tigers or other wild feline species, wolves or hybrid wolf/dogs.

B. Exceptions. These prohibitions do not include captive-bred species of caged birds, rodents, turtles, fish, and nonpoisonous, nonvenomous, non-constricting snakes whose adult length does not exceed three (3) feet in length, unless protected under § 102-7, Endangered species protected and prohibited.

C. Prohibitions. The prohibitions set forth in Subsection A shall not apply to residents, licensed pet shops, zoological gardens, public or private educational institutions, circuses and professional animal acts provided that:

- (1) The aforementioned have obtained the necessary licenses, permits, and permissions required.
- (2) All animals and animal quarters are kept in a clean and sanitary condition and so maintained as to eliminate objectionable odors.
- (3) Animals are maintained in quarters so constructed as to prevent their escape.
- (4) Residents shall only be allowed to possess a non-poisonous and/or non-venomous snake species whose adult length may exceed three (3) feet in length but no more than six (6) feet in length.

D. Exotic Animal Permit.

- (1) Applications.

(a) On an annual basis, application for an exotic or excess animal permit shall be made to the Village Clerk on a form supplied by the Village Clerk's Office.

(b) Upon receipt of an application, the Village Clerk's Office shall forward the application to the Police Department for verification of the veracity of the application as well as research into the qualifications of the applicant in accordance with the requirements of this section.

(c) All applications shall be accurately completed in its entirety or shall be rendered void by the Village Clerk.

(2) Factors To Be Considered. In determining whether a permit under this section shall be granted, the Police Department shall consider the number and type of animals to be possessed, the applicant's criminal record, including any animal related police call for service, known prior history of the animals, health of the animals, whether proper licenses and vaccinations have been obtained, the condition of the applicant's residence where the animal will be kept, the likelihood of a public or private nuisance being created, and any other factors determined to be relevant by the Police Department.

(3) Denial.

(a) If the Police Department determines that any portion of the application is false or that the applicant does not possess the necessary qualifications the application may be denied by the Police Department.

(b) The Police Department shall notify any applicant so denied.

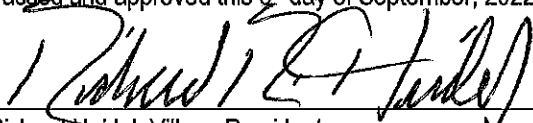
(c) Any applicant whose application has been denied by the Police Department may appeal such determination to the Board of Appeals Committee. Upon appeal, the Board of Appeals Committee shall determine if the applicant possesses the qualifications of this section. After making such determination, the Board of Appeals Committee shall forward its recommendation to the Village Board.

(4) Issuance of License/ Permit. The Village Clerk shall not issue any exotic animal permit until all the requirements above have been satisfied.

**Section 2:** Any Ordinance or parts thereof, inconsistent herewith are hereby repealed.

**Section 3.** This Ordinance shall be published as required by law after passage by the Village Board.

Passed and approved this 6<sup>th</sup> day of September, 2022.

  
Richard Heidel, Village President

Attest:

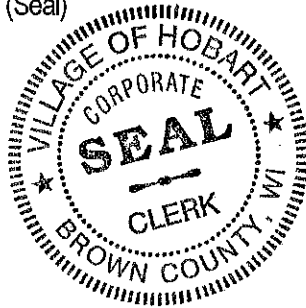
  
Aaron Kramer, Village Administrator

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I, Erica Berger, am the duly qualified and acting Village Clerk of the Village of Hobart, Brown County, Wisconsin. I hereby certify that the aforementioned is a true and exact reproduction of the original ordinance or resolution adopted by the Village Board.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on September 6, 2022.

(Seal)



  
Erica Berger, Village Clerk-Treasurer