

ORDINANCE NUMBER 07 - 12

ORDINANCE REPEALING TITLE IX, GENERAL REGULATIONS, CHAPTER 92, ANIMALS, SECTION 92.08, DOGS GENERALLY, TO BE REPLACED WITH A NEW SECTION 92.08, DOGS GENERALLY

WHEREAS, the Village of East Dundee is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee that **Title IX, General Regulations, Chapter 92, Animals, Section 92.08, Dogs Generally**, be repealed to be replaced with a new **Section 92.08, Dogs Generally**.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That **Title IX, General Regulations, Chapter 92, Animals, Section 92.08, Dogs Generally** of the Village of East Dundee Code of Ordinances is hereby repealed effective December 31, 2007 and replaced with a new **Section 92.08** as follows:

§ 92.08 DOGS GENERALLY.

(A) The provision formerly requiring a license for dogs has been repealed effective December 31, 2007. Revenue traditionally generated therefrom will now be included within the assessment of real estate taxes of residents of the Village of East Dundee.

(B) *Definition.* For the purpose of this Section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

DOG. All animals of the canine species, both male and female.

(C) (1) It shall be unlawful to permit any dog, except when on a leash controlled by the owner or his or her agent, to use or be upon any public street, sidewalk, parkway, public area or unenclosed premises within the village.

(2) It shall be unlawful to permit any dog, even though on leash, to be in or enter upon any public hall, restaurant, confectionery shop, office, store, grocery, tavern or any other store for the sale of food, except any store for the sale of animal pets anywhere within the village during the time that any of the places are open for use by the public.

(3) It shall be unlawful for any dog, even though on a leash, to go or be upon any school premises or public playground within the village or upon a path or sidewalk extending through or within any school premises or public playground within the village.

(4) No leash shall be longer than eight feet in length.

(5) The provisions of this section shall not apply to dogs leading blind persons.

Section Two. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Three. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Four. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 19th day of March, 2007, pursuant to a roll call vote as follows:

AYES: Ruffalo, VanOstenbridge, O'Leary
Cerini, Scarpella

NAYES:

ABSENT: Gorman, Bartels

Approved by me this 24 day of MARCH, 2007.

Jerald Bartels
JERALD BARTELS, President

Published in pamphlet form this 26 day of March, 2007, under the authority of the President and Board of Trustees.

ATTEST:

Susan Norton
SUSAN NORTON, Village Clerk

Recorded in the Village Records on March 26, 2007.

