



Village of Superior,
Douglas County Wisconsin
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Superior, WI 54880
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On Thursday, August 8, 2024, the regular monthly board meeting for the Village of Superior will be held at 7 P.M. at the Village Hall, 6702 Ogden Avenue. At 6:30 P.M. accounts payable vouchers will be approved. ***SUBJECT: Regular Board Meeting Agenda***

- Meeting called to order. Roll call.
 - Open Meeting Compliance Check: notice posted at Village Hall, Young Plumbing & Septic, Udeen Trucking, and the Village bowl.
 - *Communication's*
 - ***Neighborhood get together***- Re: *Just wanted to thank everyone that came out and enjoyed the celebration for the Village and the Movie in the Park.*
 - ***Humane Society of Douglas County***- Re: *The importance of microchipping. They are also seeking to fill 1-2 positions on their Board...*
 - *Reports of Village Officers:*
 - Greg Young Trustee: Power outage happened on Wednesday July 31st - Mike and I came in to make sure the generators were up and running. Discussions need to happen regarding the possibly getting a stationary generator at Lift Station 2. We also received a draft copy of our WPDES Permit for the ponds.
 - Chad Martineau, Trustee: Mike completed another round of potholes – he still has a few more to fill. I would like to have a discussion regarding what the procedures are for calling an employee in after the work day is done in regards to the extra hours being paid at a minimum. All equipment is running as it should.
 - John Wick, President: Waiting on the fire runs for July.
 - Motion to approve the treasurers report of June 13, 2024
 - Motion to approve the signed vouchers
 - Motion to approve the Board Meeting Minutes of June 13, 2024
 - Unfinished Business:
 - MSA-. MSA will be here on Thursday with the scope of services for discussion and potential action.
- Old Business:
- Revision of §130 Animals- Rescinding the change to the ordinance that took place on July 13, 2023 putting the language back to what the ordinance originally read. Attached – everything highlighted in yellow will be added back. Action Needed. Would the board like to revisit the §130 Animals Ordinance in September? Action Needed.

New Business:

- Motion to open meeting to Public Comments, (notice received by clerk, **for agenda items ONLY**).
- Adjournment

Linnea M. Breezee

Clerk/Treasurer --Pursuant to the Americans with Disabilities Act of 1990, if you are in need of an accommodation to participate in the public meeting process, please contact the Village Clerk's Office at (715)392-8551 prior to the scheduled meeting. The Village will attempt to accommodate any request depending on the amount of notice received. ***In compliance with Wisconsin Open Meetings Law, this agenda was posted: Young Plumbing & Septic, Village Hall, Udeen Trucking & the Village Bowl.*** The agendas, meeting minutes, notices and postings on this site are for convenience purposes only and may not represent the most current version. Therefore, they are not considered the official copy nor should they be considered a legal representation of the official copy. If you require a copy of the official version of one of these documents, please contact the office of record for that document.

Posted August 5, 2024

§ 130-5 Cruelty; penalty.

§ 130-1 Definitions.

§ 130-2 Owners to exercise proper control of their animals.

§ 130-3 Impoundment.

§ 130-4 Fee for redemption of impounded animals.

§ 130-5 Cruelty; penalty.

§ 130-6 Rabies control.

§ 130-1 Definitions.

For the purposes of this chapter, the following words shall have the meanings ascribed to them:

ANIMAL

Any fish, fowl, reptile, mammal or any other fauna of whatever variety.

AT LARGE

Off the premises of the owner and not under the immediate control of the owner.

DOMESTIC ANIMAL

An animal of a species which is generally bred or kept by human beings and which does not generally exist untamed and in the wild.

LARGE ANIMAL

An animal belonging to a species which is large regardless of the actual size or age of the individual and/or shall mean an animal which is large in comparison to other animals of the same species.

NONDOMESTIC ANIMAL

An animal of a species which is generally not bred or kept by human beings and which generally exists untamed and in the wild.

OWNER

Any person who owns, keeps, harbors or has custody of an animal or any person who resides with a person who accepts from the owner temporary or permanent keeping or custody of an animal shall be considered an owner of the animal.

§ 130-2 Owners to exercise proper control of their animals.

A.

Owners shall exercise proper care and control of their animals to prevent them from becoming a public nuisance. Excessive, continuous or untimely barking, the making of loud, continuous or disruptive noises, molesting or threatening persons, chasing vehicles, attacking other domestic animals, or running at large on public or private property shall be deemed a nuisance. Any animal becoming a nuisance may be impounded by a police officer. Any dog which is tied to a leash which, at its full length, reaches within three feet of a public sidewalk shall be deemed a nuisance regardless of any grounds for determining a nuisance.

B.

Owners are responsible for prohibiting their animals from creating a nuisance on public or private property and for proper control of their animals.

(1)

No person owning, harboring or controlling a dog shall knowingly allow such dog to defecate on public or private property **without the consent of the owners of said property.**

(2)

The term "public property" shall include all streets, sidewalks, boulevards, parks and any public rights-of-way.

(3)

For the purposes of this subsection, a person knowingly allows a dog to defecate if such person is physically present when the dog defecates and does not immediately pick up and dispose of the feces, or such person has been notified **in writing** by the owner of the property or a person acting as an official agent of said property that such a person's dog defecated on his property.

(4)

This section shall not apply to blind persons with Seeing Eye dogs.¹¹

[1]

Editor's Note: Original § 12-2B(5), which immediately followed this subsection and provided a penalty, was deleted at time of adoption of Code (see Ch. 1, General Provisions, Art. II). See now Subsection D.

C.

All cats shall be properly leashed, fenced or under the proper control of the owner to prevent the cat from becoming a public nuisance under the provisions listed in Subsection **A** above.^[2]

[2]

Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

D.

Violations of this section shall be penalized as provided in Chapter 1, § 1-4, General penalty, of this Code.^[3]

[3]

Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 130-3 **Impoundment.** ^[1]

A **police officer** person who captures and restrains an animal within the Village of Superior shall **notify or** deliver the animal to the animal shelter. Unless redeemed by their owners, all **domestic** animals which are impounded shall be kept and disposed of in accordance with the provisions of § 173.23, Wis. Stats., as such statute may from time to time be amended.

[1]

Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 130-4 **Fee for redemption of impounded animals.** ^[1]

Until such times as the animal is disposed of by the pound, the owner of an animal impounded may reclaim the animal upon payment of the applicable license fee, if unpaid, and upon payment of all costs and charges incurred by the Village for the capture, impounding and maintenance of the animal, including but not limited to impoundment fees as established by the appropriate Board-designated provider.

[1]

Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 130-5 **Cruelty; penalty.**

A.

No person shall:

(1)

Intentionally torture any animal or without justification kill any **domestic** animal of another without the owner's consent;

(2)

Abandon or fail without reasonable excuse to provide necessary food, care or shelter for any animal in his ownership;

(3)

Intentionally poison any **domestic** animal of another without the owner's consent or place poison in any place with intent that it be taken by a **domestic** animal of another;

(4)

Intentionally transport or confine any animal in a cruel manner;

(5)

Intentionally participate in the earnings of any place for baiting or fighting animals or intentionally maintain or allow any place to be used for such purpose; or

(6)

Fail to treat an animal in a humane manner.

B.

All penalties and fines levied due to a violation of this section shall be in accordance with §§ 951.18, 939.50 and 939.51, Wis. Stats.

§ 130-6**Rabies control.** ^[1]

Wisconsin Statutes § 95.21, Rabies control program, and such amendment to said section as may from time to time be made, is hereby incorporated and adopted. It is hereby made the duty of the owner of any animal which the person knows to have been exposed to rabies or has bitten any person to immediately notify the Douglas County Sheriff or Health Department of such fact and to release the animal to the Douglas County Sheriff or Health Department upon demand.

[1]

Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

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§ 130-14 Livestock; tethering and keeping.

§ 130-13 Dogs and cats limited to three per lot.

§ 130-14 Livestock; tethering and keeping.

§ 130-15 Riding horses; prohibited riding area.

§ 130-16 Keeping large, nondomestic animals prohibited.

§ 130-17 Cleanliness of places where animals are kept; keeping of ill animals.

§ 130-13 Dogs and cats limited to three per lot.

A.

No person shall keep more than three dogs or cats or a combination thereof in any residential lot, with the exception that a litter of pups or a portion of a litter may be kept for a period of time not exceeding five months from birth.

B.

As used in this section, the following terms shall have the meanings indicated:¹

RESIDENTIAL LOT

A parcel of land zoned as residential, occupied or to be occupied by a dwelling, platted or unplatted, and under common ownership. For the purpose of this section, any vacant parcel or parcels adjoining a dwelling and under the same ownership shall constitute one lot.

[1]

Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

§ 130-14 Livestock; tethering and keeping.

A.

No cow, horse or mule shall be staked out or tethered so that it can reach any shade tree or be within 10 feet of any sidewalk in the Village.

B.

No person shall stake out, tether or leave, allow or permit to be unattended any horse, mule, cow or similarly large animal upon the right-of-way of any street, alley, highway or any public ground within the Village.

C.

It shall be unlawful for any person to untie, release or otherwise free any horse, mule, cow or similarly large animal, whether restrained pursuant to this article or otherwise legally restrained.

D.

No horse, pony, cow, mule, similarly large animal, goat, pig or sheep shall be pastured, stabled, staked out, tethered or in any manner kept in the Village nearer than 300 feet to any human habitation, other than the owner's habitation, or 300 feet to any public institution.

E.

No person shall keep or maintain a horse, mule, cow or similarly large animal in the Village unless he shall provide for the animal a fenced area or other enclosure which adequately secures and restrains the animal. The gate or other means used for ingress or egress shall be provided with a padlock or other proper security device designed to prevent unauthorized access to the fenced area or enclosure.

§ 130-15 Riding horses; prohibited riding area.

A.

It shall be unlawful to ride a horse on any street, highway or alley in the Village faster than at an ordinary trot or to ride a horse in such a manner as to endanger or expose to injury any person.

B.

It shall be unlawful to ride or lead any horse upon any playground, park, boulevard, school ground or other public grounds.

§ 130-16 Keeping large, nondomestic animals prohibited.

Except as provided in this chapter, no person shall keep or maintain any large, predatory, nondomestic animal within the Village. Such animals include, but are not limited to, lions, tigers, mountain lions, other wild cats, bears, wolves and foxes.

§ 130-17 Cleanliness of places where animals are kept; keeping of ill animals.

All stables, barns, cattle sheds, cattle yards, pig pens, kennels and other places wherein cattle or other animals of any kind are kept shall be at all times maintained in a clean and inoffensive condition, and any person owning or having under his charge within the Village any animal which he shall know or

suspect to be affected by any communicable disease, in particular by glanders or anthrax, shall carefully isolate the animal from other animals and shall make a report of the existence or suspected existence of such disease to the Douglas County Health Department.