

GENERAL ORDINANCE NO. 3-18

**AN ORDINANCE
AMENDING PORTIONS OF CHAPTER 8
GREEN BAY MUNICIPAL CODE,
RELATING TO EXOTIC AND EXCESS ANIMAL PERMITS**

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 8.04(2), Green Bay Municipal Code, is hereby amended to read:

- (a) ~~Prohibited~~ **PERMIT REQUIRED.** No person shall possess an exotic animal **without first obtaining an Exotic Animal Permit.**

SECTION 2. Section 8.04(3), Green Bay Municipal Code, is hereby amended to read:

(3) EXOTIC OR EXCESS ANIMAL PERMIT

~~PERMIT REQUIRED FOR POSSESSION OF OTHER ANIMALS. No person shall possess an animal, other than an exotic animal or animal otherwise licensed pursuant to the Green Bay Municipal Code, without first obtaining a permit from the Humane Officer. In reviewing a permit application, the Humane Officer shall consider the number of animals to be possessed, their location, the facilities to be used for such purpose, and the likelihood of a public or private nuisance being created.~~

(a) APPLICATIONS.

1. **Application for an Exotic or Excess Animal Permit shall be made to the City Clerk on a form supplied by the City Clerk's Office.**

Upon receipt of an application, the City Clerk shall forward the application to the Humane Officer 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.

3. **All applications shall be accurately completed in its entirety or shall be rendered void by the City Clerk.**
4. **A permit may be granted without further review by the City Council in the event the Humane Officer approves of the application.**
5. **Each permit shall expire upon the death of the animal which is the subject of the permit.**

(b) FACTORS TO BE CONSIDERED. In determining whether a permit under this section shall be granted, the Humane Officer shall consider the number and type of animals to be possessed, the applicant's criminal record including any animal

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related police calls for service, known prior history of the animal/s, health of the animal/s, whether proper licenses and vaccinations have been obtained, the condition of the applicant's residence where the animals will be kept, the likelihood of a public or private nuisance being created, and any other factors determined to be relevant by the Humane Officer.

(c) DENIAL.

1. If the Humane Officer 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 Humane Officer.
2. The Humane Officer shall notify any applicant so denied.
3. Any applicant whose application has been denied by the Humane Officer may appeal such determination to the Protection and Welfare Committee. Upon appeal, the Protection and Welfare Committee shall determine if the applicant possesses the qualifications of this section. After making such determination, the Protection and Welfare Committee shall forward its recommendation to the Common Council.

(d) ISSUANCE OF LICENSE. The City Clerk shall not issue any Exotic or Excess Animal Permit until all the requirements above have been satisfied.

read: **SECTION 3.** Section 8.04(6), Green Bay Municipal Code, is hereby amended to

(6) ACCUMULATION OF ANIMAL WASTE. No person possessing an animal shall permit more than ~~24~~ **72** hours accumulation of such animal's manure feces to remain on property under the possessor's control.

read: **SECTION 4.** Section 8.08(3), Green Bay Municipal Code, is hereby amended to

(3) NUMBER OF DOGS LIMITED. ~~(a) (Amd. GO 19-14) No family shall own, harbor, or keep in its possession more than two dogs on any residentially-zoned lot~~ in any dwelling unit without the prior approval of the Council first obtaining an Excess Animal Permit, except that a litter of pups or a portion of a litter may be kept for not more than eight weeks from birth if the mother of the pups is owned by one of the occupants of the residential lot dwelling unit and the mother of the pups resides at the residential lot dwelling unit. ~~If more than one family resides on a residential lot, then only two dogs shall be allowed on the residential lot unless the prior approval is obtained from the Council. For the purpose of this section, the term "family" shall be defined as one or more persons.~~

~~(b) (Amd. GO 81-93; Amd. GO 30-10) The above requirement may be waived with the approval of the Council. Such application for waiver shall signed by the applicant and the owner of the residentially-zoned lot if the landowner is not the applicant. The application shall be made to the Humane Officer who shall forward the request with a recommendation for approval or objection to the Protection and Welfare Committee of~~

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~~the Council, which shall receive reports from the Inspection Division and the Police Department on such application. After deliberation, the Protection and Welfare Committee shall forward the matter to the Council for its action.~~

SECTION 5. Section 8.09(3), Green Bay Municipal Code, is hereby amended to read:

(3) NUMBER OF CATS LIMITED. (Rep. & Rec. GO 9-05; Amd. GO 30-10) No ~~person~~ family shall own, harbor, or ~~possess~~ keep in its possession more than three cats ~~on any lot zoned as residential~~ in any dwelling unit without the prior approval of the Council first obtaining an Excess Animal Permit, except that a litter of kittens, or a portion of a litter, may be kept for not more than eight weeks from birth. ~~An application for prior approval of the Humane Officer or Council shall be signed by the applicant and the owner of the residentially zoned lot if the landowner is not the applicant.~~ If more than one family resides on a residential lot, then only three cats shall be allowed on the residential lot unless the prior approval is obtained from the Council an Excess Animal Permit is obtained. For the purpose of this section, the term "family" shall be defined as one or more persons.

SECTION 6. All ordinances or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 7. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin, this ___1st___ day of ___May___, 2018.

APPROVED:

Mayor

ATTEST:

Clerk

KKJ:js