



SHELLY HUGGINS, RMC, CMC
CITY CLERK
CITY OF HERRIN
300 NORTH PARK AVENUE
HERRIN, ILLINOIS 62948
(618)942-3175 · Fax (618)988-9115
Email: shuggins@cityofherrin.com

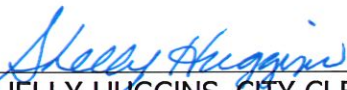
STATE OF ILLINOIS)
WILLIAMSON COUNTY)
CITY OF HERRIN)
CERTIFICATE OF PUBLICATION)

I, SHELLY HUGGINS, DO HEREBY CERTIFY that I am the duly qualified City Clerk of the City of Herrin, Illinois, Williamson County, and as such clerk, I am the keeper of the records and files of the City Council of said City.

I further certify that on July 13, 2026 the Corporate Authorities of the above municipality passed and approved Ordinance 7-2026 Amending Chapter 3 of the Herrin Revised Code of Ordinances: Animals.

The pamphlet form of Ordinance 7-2026, included the Ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted in the municipal building and on the municipality's website, commencing on July 15, 2026 and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the City of Herrin, Illinois at my office this 15th day of July, 2026.



SHELLY HUGGINS, CITY CLERK
HERRIN, ILLINOIS

SEAL

CITY OF HERRIN

ORDINANCE NO. 7-2026

AMENDING CHAPTER 3 OF THE HERRIN REVISED
CODE OF ORDINANCES: ANIMALS

ADOPTED BY THE CITY COUNCIL OF THE
CITY OF HERRIN, ILLINOIS, JULY 13, 2026

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE CITY COUNCIL OF
THE CITY OF HERRIN, WILLIAMSON COUNTY, ILLINOIS, THIS 15TH DAY OF
JULY, 2026.

Shelly Huggins
City Clerk

ORDINANCE NO. 7-2026

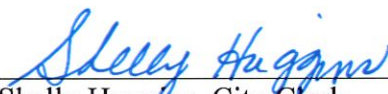
AN ORDINANCE AMENDING CHAPTER 3 OF THE HERRIN REVISED CODE OF ORDINANCES: ANIMALS

WHEREAS, the City Council of the City of Herrin, Illinois has determined that it is in the best interests of the city to Amend Chapter 3: Animals of the Herrin Revised Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HERRIN, WILLIAMSON COUNTY, ILLINOIS, AS FOLLOWS:

- Section 1.** That the current Chapter 3 Animals be removed and the attached be inserted in lieu of.
- Section 2.** This Ordinance is adopted pursuant to the home rule authority of the City of Herrin, Illinois.
- Section 3.** This Ordinance shall be effective after its passage, approval, and publication in accordance with law.

PASSED BY THE CITY COUNCIL OF THE CITY OF HERRIN, ILLINOIS, THIS 13th DAY OF JULY, 2026.


Shelly Huggins, City Clerk

<u>NAME</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Alderman Dave Shoemake	_____	_____	_____	<u>X</u>
Alderman Sheila Ahlgren	<u>X</u>	_____	_____	_____
Alderman Paul York	<u>X</u>	_____	_____	_____
Alderman Randy Crompton	<u>X</u>	_____	_____	_____
Alderman Scott Kinley	<u>X</u>	_____	_____	_____
Alderman Steve Miller	<u>X</u>	_____	_____	_____
Alderman Brett Crouse	<u>X</u>	_____	_____	_____
Alderman Bill Sizemore	_____	_____	_____	<u>X</u>

APPROVED BY THE MAYOR OF THE CITY OF HERRIN, ILLINOIS, THIS 13th DAY OF JULY, 2026.


Steve Frattini, Mayor

Attest:


Shelly Huggins, City Clerk

CHAPTER 3

ANIMALS

ARTICLE I - GENERAL REGULATIONS

3-1-1 **SHORT TITLE.** This Chapter shall be known and may be cited as the Animal Control Code. **(510 ILCS 5/1)**

3-1-2 **DEFINITIONS.** For the purposes of this Chapter, the following definitions are adopted and shall be used:

"ANIMAL" shall mean any animal, other than man, which may be affected by rabies. **(510 ILCS 5/2.02)**

"ANIMAL CONTROL WARDEN/OFFICER" means any person appointed by the Mayor and approved by the City Council to perform duties enforcing this Code or any animal control official appointed and acting under authority of the City Council. **(510 ILCS 5/2.03)**

"AT LARGE" Any dog or cat shall be deemed to be at large when it is off the property of its owner and not under the control of a responsible person. For the purpose of this chapter, voice control shall not be considered control.

"CAT" shall mean a member of the species Felis Catusui

"Companion ANIMAL" is an owned domesticated animal that is consider to be a pet.

"CONFINED" means restriction of an animal at all times by the owner, or his agent, to an escape-proof building or other enclosure away from other animals and the public. **(510 ILCS 5/2.05)**

"COOP" means a structure that is designed to house hens which is enclosed on all sides with roof, door, and windows. A mobile coop or "chicken tractor" will be considered a chicken coop.

"CRUELTY" any act or omission whereby unjustifiable physical pain, suffering or death of an animal is caused or permitted, including failure to provide proper drink, air space, shelter or protection from the elements, a sanitary and safe living environment, veterinary care or nutritious food in sufficient quantity.

"DANGEROUS DOG" means:

(A) any individual dog anywhere other than upon the property of the owner or custodian of the dog and unmuzzled, unleashed, or unattended by its owner or custodian that behaves in a manner that a reasonable person would believe poses a serious and unjustified imminent threat of serious physical injury or death to a person or companion animal, or

(B) a dog that, without justification bites a person and does not cause serious injury.

(C) a dangerous dog does not include a police dog that has chased or approached in either a menacing fashion or an apparent attitude of attack, or has attempted to bite or otherwise endanger any person while the police dog is being used to assist one or more law enforcement officers in the performance of their official duties,

(510 ILCS 5/2.052A)

"DAY" shall mean a calendar day consisting of a twenty -four hour period from one midnight to the next succeeding midnight.

"DEPARTMENT OF AGRICULTURE" means the Department of Agriculture of the State of Illinois. **(510 ILCS 5/2.06)**

"DOG". "Dog" means all members of the family Canidae. **(510 ILCS 5/211)**

"DOMESTICATED ANIMAL " means an animal that has been tamed and kept by humans as a pet, food source, or work animal.

"ENCLOSURE" means a fence or structure of at least **six (6) feet** in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious dog within the enclosure. The enclosure shall be securely enclosed and locked and designed with secure sides, top, and bottom and shall be designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, it cannot have direct ingress from or egress to the outdoors unless it leads directly to an enclosed pen and the door must be locked. A vicious dog may be allowed to move about freely within the entire residence if it is muzzled at all times. An "invisible fence" does not constitute an enclosure as defined by this chapter. **(510 ILCS 5/2.11a)**

"FERAL CAT" means a cat that:

- (A) is born in the wild or is the offspring of an owned or feral cat and is not socialized,
- (B) is a formerly owned cat that has been abandoned and is no longer socialized, or
- (C) lives on a farm.

(510 ILCS 5/2.11b)

"FERAL CAT/COMMUNITY CAT NUISANCE" means a feral or community cat that disturbs the peace by habitually or repeatedly destroying, desecrating, or soiling private property may constitute a nuisance.

"FOWL" is a: a bird of any kind; a cock or hen of the domestic chicken (gallinaceous) especially: an adult hen; any serval domesticated or wild birds to include guinea fowl, domestic or barnyard hen, rooster; chicken or of several other birds that are barnyard, domestic, or wild, as the duck, turkey, or pheasant.

"HAS BEEN BITTEN" means has been seized with the teeth or jaws so that the person or animal seized has been nipped, gripped, wounded, or pierced, and further includes contact of saliva with any break or abrasion of the skin. **(510 ILCS 5/2.12)**

"HOBBY ANIMAL" is a domesticated or exotic animal kept for pleasure, companionship, and of activities like animal fancy (showing breeding, or collecting), rather than for commercial purpose or farming. These animals can include a wide range, from common pets like dogs and cats to birds, fish, reptiles, and even some farm animals kept on small scale for personal interest. The key defining feature is that the animal's primary purpose is a non-commercial, enjoyable activity for the owner.

"INOCULATION AGAINST RABIES" means the injection of an anti-rabies vaccine approved by the Department. **(510 ILCS 5/2.13)**

"KENNEL" means any structure or premises or portion thereof on which more than **three (3) dogs**, cats, or other household domestic animals, over **four (4) months** of age, are kept or on which more than **two (2)** such animals are maintained, boarded, bred, or cared for in return for remuneration or are kept for the purpose of sale.

"LEASH" means a cord, rope, strap, or chain which shall be securely fastened to the collar or harness of a dog or other animal and shall be of sufficient strength to keep such dog or other animal under control. An electric collar (e-collar) or training collar is not considered a leash for this chapter. **(510 ILCS 5/2.14)**

"LICENSED VETERINARIAN" "Licensed veterinarian" means a veterinarian licensed by the State in which he engages in the practice of veterinary medicine. **(510 ILCS 5/2.15)**

"MICROCHIP" A passive electronic device that is implanted into an animal by means of prepackage sterilized implanting device for the purposes of identification and/or recovery of the animal.

"MENACING FASHION" Means that a dog would cause any person being chased or approached to reasonably believe that the dog will cause physical injury to that person.

"NUISANCE" means, for the purposes of this section, animal, any domesticated or feral causing inconvenience or annoyance. Also, conduct by stray dogs, domestic. This includes but not limited to animals that raid bird feeders, destroy gardens, damage buildings, or become aggressive towards people or other animals. Any domesticated or feral animal that unreasonably annoys or endanger the life or health of a person or other animals, or substantially interferes with the rights of persons, other than the owners of the animals, to the enjoyment of the life or property OR

- (A) Any dog or cat found in City without proper rabies tags
- (B) Any animal found to be running at large and any animal which is able to come into contact with pedestrians on a public right-of-way or adjacent private properties because of inadequate leashing or design of enclosures on the property's of the animal's owner.
- (C) Any female dog or cat that is readily accessible to a male animal of the same species during periods of estrus (heat) for said female animals, whether said female animal is on or off the property of said animal's owner, except as part of a planned, supervised breeding.
- (D) Any owned or feral animal that damages soil, defiles, defecates, on any property other than that of it's owner, or causes fouling of the air by noxious or offensive odors and thereby creates unreasonable annoyance or discomfort to neighbors or other living within 500-foot radius of the premises where animal is kept.
- (E) Any animal that makes repeated, unreasonable, and noises, but not limited to, continued, repeated and excessive howling, barking, whining or other utterances which cause unreasonable annoyance, disturbance or discomfort to neighbors or others of ordinary sensibilities who are in living within 500 feet radius to the premises where the animal is kept or harbored;
- (F) Any animal that causes fouling of the air by noxious or offensive odors and thereby creates unreasonable annoyance or discomfort to neighbors or others in close proximity to the premises where the animal is kept.
- (G) No animals shall disturb the peace and quiet of the neighborhood by barking or making other loud or unusual noise.
- (H) The offenses specified in this section shall be an absolute liability offense against the owner.

"OWNER" For the purpose of this Code, the word "owner" means a person having a right of property in a dog or other animals or who keeps or harbors a dog, or who has a dog in his care, or who acts as its custodian, or who knowingly permits an animal to remain on or about any premises occupied by him without taking steps to remove said animal within three (3) days. "Owner" does not include a feral cat caretaker participating in a trap, spray/neuter, vaccinate for rabies, and return program. **(510 ILCS 5/2.16)**

"POLICE DOG" means a dog that has been trained, and may be used, to assist one or more law enforcement officers in the performance of their official duties.

"POTENTIALLY DANGEROUS DOG" means a dog that is unsupervised and found running at large with **three (3)** or more other dogs. **(510 ILCS 5/2.17c)**

"POUND" "Pound" means any facility approved by the Administrator and licensed as such by the Department of Agriculture for the purpose of enforcing this Code and used as a shelter for seized, stray, homeless, abandoned, or unwanted dogs or other animals. **(510 ILCS 5/2.18)**

"RECKLESS DOG OWNER" means a person who owns a dog that while anywhere other than upon the property of the owner, and without justification, kills another dog that results in that dog being deemed a dangerous dog and who knowingly allows the dog bite or cause nonserious injury to a human or another animal on 2 occasions with 12 months of the incident for which the dog was deemed dangerous on a second occasion within 24 months of the original dangerous determination.

"REGISTRATION CERTIFICATE" "Registration Certificate" means a printed form prescribed by the Department of Agriculture for the purpose of recording pertinent information as required by the Department under the Animal Control Act. **(510 ILCS 5/2.19)**

"RESTRAINT" A dog is under "restraint" within the meaning of this Code if it is controlled by a leash; within an enclosed vehicle being driven or parked on the streets; or within the property limits of his owner or keeper.

"RETURN" means to return the cat to field after it has been sterilized and vaccinated for rabies. (501 ILCS 5/2-19.3)

"SERIOUS INJURY" is an injury that causes a substantial risk of death, serious, or permanent disfigurement, or the protracted loss or impairment of the function of bodily member or organ. This encompasses injuries like fractures, wounds requiring extensive suturing, and other severe physical impairments that go beyond a minor cut or bruise.

"SHADE" shall mean protection from the direct rays of the sun.

"SHELTER", as it applies to dogs, shall mean a moisture-proof structure of suitable size to accommodate the dog and allow retention of body heat, made of durable material with a solid floor raised at least **two inches (2")** from the ground and with the entrance covered by a flexible, windproof material. Such structure shall be provided with a sufficient quantity of suitable bedding to provide insulation and protection against cold and dampness, and shall allow the dog to lie down with its leg and tail outreached

"STRAY ANIMAL" means any domestic or feral animal that has left an enclosure or its proper place and is at large.

"UNOWNED STRAY DOG" "Unowned stray dog" means any dog not on the premises of the owner or keeper or under control by leash or other recognized control methods, and which does not, at that time and place, bear a current rabies inoculation tag issued pursuant to the provisions of this Code, by means of which, by reference to records of current registration certificates, the Administrator or his deputies or assistants may determine the name and address of the owner or keeper thereof, or some other means of identification from which the Administrator or his deputies or assistants may determine the name and address of the owner or keeper thereof.

"VICIOUS ANIMAL" shall mean any animal which has previously attacked or bitten any person or which has behaved in such a manner that the person who harbors said animal knows or should reasonably know that the animal is possessed of tendencies to attack or bite persons OR

- (A) Any individual animal that, unprovoked, inflicts bites or attacks a human being or other animal either on public or private property.
- (B) Any individual animal 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.
- (C) Any individual animal that has as a trait or characteristic and generally known reputation for being vicious or dangerous, or for making unprovoked attacks upon human beings or other animals, unless handled in a particular manner or with special equipment; or

- (D) Any individual animal which attacks a human being or domestic animal without provocation; or
- (E) Any individual animal which has been found to be a "dangerous animal" upon two (2) separate occasions; or
- (F) Any individual animal that has been trained as an attack or guard dog and is found off the owner's property; or
- (G) Any individual animal that has been trained for fighting or is owned, kept or used for the purpose of fighting.
- (H) "Vicious dog" does not include either of the following
 - 1) A police dog that has killed or caused serious injury to any person or that has caused injury, other than killing or serious injury, to any person while the police dog is being used to assist one of more law enforcement officers in the performance of their official duties;
 - 2) A dog that has killed or caused serious injury to any person while a person was committing or attempting to commit to trespass or other criminal offense on the property of the owner, keeper, or harbinger of the dog.

"WEATHER, EXTREME". Any weather that places an animal in danger of injury or death. Extreme weather can be classified as torrential downpours, ice and snow storms, dangerous wind chills and heat indexes, etc. When extreme weather comes into play, it will be to the discretion of the officer to determine whether steps beyond standard owner responsibilities need to be taken to prevent injury and/or death of an animal based on characteristics of the breed in question, age of the animal, health of the animal, type of fur coat, etc. Animal Control Officers will also take into consideration the overall weather conditions, such as sunny versus cloudy, strong winds versus gentle breeze, etc.

"WILD ANIMAL" shall mean any live monkey or ape, raccoon, skunk, fox, snake, or other reptile, leopard, panther, tiger, lion, lynx or any other animal or any bird of prey which can normally be found in the wild state.

"WITHOUT PROVOCATION" means that a dog or its offspring was not teased, tormented, or abused by a person, that the dog or another animal, was not coming to the aid or defense of a person who was not engaged in illegal or criminal activity and who was not using the dog as means of carrying out such activity.

3-1-3 AUTHORITY OF CHIEF OF POLICE The chief of Police is responsible for the enforcement of this title. The Chief of Police may delegate any all necessary and reasonable powers to appropriate city departments to effectuate the purposes of this title.

3-1-4 AUTHORITY OF ANIMAL CONTROL OFFICER AND POLICE The animal control officer, Warden and/or any peace officer, shall be the enforcement official for this title. The officer shall have the authority to act on behalf of the city to investigate complaints, impound, and destroy animals pursuant to the provisions of the Humane Euthanasia in Animal Shelter Act, issue citations, and take other necessary and lawful actions as required to enforce the provisions of this title. Animal control officers or any peace officer is entitled to use nonlethal weapons and tranquilizer guns to fulfill their duties. The animal control officer or peace officer may pursue an animal onto private property if they do not seek entrance into a residence. It shall be a violation of this title to interfere with animal control officer or any peace officer in the performance of their duties.

- (A) Any violation of this chapter is hereby declared to be a nuisance. In addition to any other relief provided by this chapter, the city attorney may apply to a court of competent jurisdiction for an injunction to prohibit the continuation of any violation of the provisions of this chapter. Such application for relief may include seeking a temporary restraining order, temporary injunction and permanent injunction.
- (B) A separate offense under this chapter shall be deemed committed on each day during or on which a violation occurs or continues.

3-1-5 INJURY TO PROPERTY.

(A) **Unlawful.** It shall be unlawful for any person to knowingly keep owning or possessing a dog or cat to permit such dog or cat to go upon any sidewalk, parkway, or private lands or premises without the permission of the owner such premises and break, bruise, tear up, crush or injure any lawn, flower bed, plant, shrub, tree, or garden in any manner whatsoever, or to defecate thereon, without removing the waste

(B) **Waste Products Accumulations.** It shall be unlawful for any person to cause or permit a dog or cat to be on property, public or private, not owned or possessed by such person unless such person has in their immediate possession as appropriate device for scooping excrement and an appropriate depository for the transmission of excrement to a receptacle located upon property owned or possessed by such person. This section shall not apply to a person who is visually or physically impaired.

3-1-6 CRUELTY TO ANIMALS PROHIBITED.

(A) **Cruelty to Animals Prohibited.** It shall be unlawful for any person to willfully or maliciously inflict unnecessary or needless cruelty, torture, abuse or cruelly beat, strike or abuse any animal, or by an act, omission or neglect, cause or inflict any unnecessary or unjustifiable pain, suffering, injury or death to any animal, whether such animal belongs to such person or to another, except that reasonable force may be employed to drive away vicious or trespassing animals. No person shall commit cruelty to animals. Cruelly treated animals shall be impounded and may be euthanized at the owners expense when necessary to prevent further suffering. Authority of City to prohibit cruelty to animals, **(510 ILCS 70/1 et seq).**

Cruelty includes but not limited to:

- a. Confines the animal in such a manner so that it is forced to stand, lie or sit in its own excrement.
- b. Fails to provide an exercise quarter of at least twenty-four (24) square feet;
- c. Fails to provide quarters of sufficient size to exercise and move about;
- d. Fails to provide quarters that are protected from excessive heat or cold;
- e. Fails to keep an animal in a clean, sanitary, and healthy manner;
- f. Deprives the animals of proper veterinary care or necessary sustenance;
- g. Tethers an animal with a choke collar;
- h. Tethers an animal on a leash of less than twelve (12) feet in length;
- i. Tethers an animal on a leash of a weight or in such a manner that prevents the animal from moving freely without entanglement;
- j. Abandons, overworks, tortures or torments any animal;
- k. Unjustifiably kills, wounds, or attempts to kill any domestic animal in a cruel manner;
- l. Allows an animal to remain unattended by competent person in a motor vehicle when outside ambient air temperature exceeds eighty (80) degrees Fahrenheit or confines an animal in an area without adequate air circulation;
- m. Crop an animal's ears, dock an animal's tail, or perform similar surgeries except as a licensed veterinarian of State of Illinois;
- n. Causes, instigates, permits, or attends any dogfight or other combat between animals or between animals and humans.

(B) **Food and Shelter.** It shall be unlawful for any person in charge of any animal to fail, refuse, or neglect to provide such animal with food, potable water, shade or shelter, or to cruelly or unnecessarily expose any such animal in hot, stormy, cold or inclement weather, or to carry any such animal in or upon any vehicle in a cruel or inhumane manner. The terms used in this section shall comply with **Section 3-1-2. (65 ILCS 5/11-5-6)**

3-1-7 EXHIBITING WILD OR VICIOUS ANIMALS.

(A) It shall be unlawful for any person to keep or permit to be kept on his premises any wild or vicious animal as described in this Chapter for display or for exhibition purposes, whether gratuitously or

for a fee. This section shall not be construed to apply to zoological parks, performing animal exhibitions, or circuses.

(B) It shall be unlawful for any person to keep or permit to be kept any wild animal as a pet, unless a permit is granted by the Department of Natural Resources of the State of Illinois.

(C) It shall be unlawful for any person to harbor or keep a vicious animal within the City. Any animal which is found off the premises of its owner may be seized by any police officer or humane officer and upon establishment to the satisfaction of any Court of competent jurisdiction of the vicious character of said animal, it may be killed by a police officer or humane officer pursuant to the requirements of the Humane Euthanasia in Animal Shelter Act; provided, however, that this section shall not apply to animals under the control of a law enforcement or military agency nor to animals which are kept for the protection of property, provided that such animals are restrained by a leash or chain, cage, fence, or other adequate means from contact with the general public or with persons who enter the premises with the actual or implied permission of the owner or occupant.

(D) The Department of Agriculture shall issue a temporary permit for the keeping, care, and protection of any infant animal native to this area which has been deemed to be homeless, then said animal may be kept on a temporary basis.

3-1-8 **HEALTH HAZARD.** The mayor shall have the power to issue an order prohibiting the keeping of any animal, fowl or bird which is deemed to pose a health hazard to the general public.

3-1-9 **KENNELS.** In the areas where kennels are permitted, no kennel shall be located closer than **two hundred (200) feet** to the boundary of the nearest adjacent residential lot. (**See Zoning Code**)

3-1-10 **ANIMALS IN CITY.**
(A) **Certain Prohibitions.** It shall be unlawful, and is hereby declared a nuisance for any person to keep or allow to be kept any animal of the species of horse, mule, swine, sheep, goat, cattle, poultry (except for chickens, ducks, quail, pheasant, pigeons, and rabbits as herein provided), skunks, or poisonous reptiles within the limits of the City.

- (1) It shall be unlawful to keep roosters within City limits.
- (2) Allowable animals shall be deemed Hobby Animals.
- (3) The number of allowable fowl shall be no less than **two (2)**, and no more than **six (6)**.
- (4) The number of rabbits shall not exceed **ten (10)**.
- (5) Any structures housing hobby animals shall be termed an "accessory structure".
- (6) Applicants shall register with City Hall obtaining annual permit and have proof of registration on-site. Registration fee of **Twenty-Five Dollars (\$25.00)** per year.
- (7) Care for Hobby Animals shall follow the provisions set forth in this Chapter.
 - (a) Hobby Animals shall be kept in such a way so as not to cause a nuisance.
 - (b) Hobby Animal runs, yards and coops shall be constructed and maintained to reasonably prevent the collection of standing water; and shall be cleaned of droppings, uneaten or discarded feed, feathers, and other waste with such frequency as is necessary to ensure the yard, coop and pen do not become nuisances.

- (i) Coops, pens, and yards shall be large enough to provide at least **four (4) square feet** per animal.
- (ii) The coop must be built to provide ventilation, shade, protection from precipitation, protection from cold weather and to be secure from predators, wild birds, and rodents.
- (iii) Openings in windows and doors must be covered by wire mesh or screens to deter predators.
- (iv) Access doors must be sized and placed for ease of cleaning.
- (v) The enclosed run must be attached to the coop or must surround the coop. The sides of the run must be made of fencing or wire mesh that discourages predators.
- (vi) The run must be enclosed on all sides, including the top or roof plane.
- (vii) Odors from pens, manure or related substances shall not be detectable from property lines. Manure must be stored and disposed of. Manure may be composted. All manure not composted must be removed from property regularly.
- (c) Licenses for coops must be obtained and shall meet the rules of this Chapter where applicable.
 - (i) Prior to a license being granted to an applicant, the applicant must show proof of notice to all adjacent landowners except landowners that are municipalities or utilities.
 - (ii) Coops over **one hundred twenty (120) square feet** will require a building permit.
 - (iii) A license shall not be granted unless the applicant has obtained all necessary building permits and can show proof that a pen, yard and coop that comply with this Section have been erected.
 - (iv) The chicken coop and run shall be located in the rear of the residential structure. The pen, coop and run are allowed in the rear yard, but not the side or front yards.
 - (v) The coop and run shall be located at least **five (5) feet** from the property line and at least **twenty-five (25) feet** from any dwelling.
 - (vi) Coop licenses shall not run with the land.
 - (vii) Licenses will only be granted to persons who reside on parcels with single-family dwellings. An applicant who lives in an apartment, multi-family units or condominium building is not eligible to receive a Hobby Animal license.
 - (viii) The City may deny a license to any person who:
 - a. Owes money to the City; or
 - b. has, in the last **five (5) years** prior to application for a license under this Section been convicted or plead guilty to any code violation of animals, nuisance, noise, property maintenance or zoning.
 - (ix) If the licensee is found to be in violation of this Section or of Cruelty to Animals, the license will be immediately and permanently revoked.
 - (x) Applications shall be submitted to the City Clerk's office.

- (xi) No person shall slaughter any Hobby Animal within City limits in view of the public.
- (xii) No Hobby Animal shall be permitted to run at large. All animals shall be kept in a designated coop or run. Hobby Animals may be allowed to exercise in a rear yard with a **six (6) foot** or higher fence with supervision.
- (xiii) No lawfully owned cat or dog shall be deemed dangerous, vicious or otherwise punished for attacking or killing any Hobby Animal allowed to run astray whether by accident or design.
- (xiv) Any resident currently owning a designated Hobby Animal shall have **ninety (90) days** from enactment of this Section to comply with all the provisions set forth.
- (xv) If the licensee is found to be in violation of these standards **three (3)** or more times, the license will be immediately and permanently revoked.
- (xvi) Pens, coops and runs not maintained according to this Section shall be deemed a public nuisance and the license will be immediately and permanently revoked.
- (xvii) Any person found to be in violation of this Section shall be fined not less than **One Hundred Dollars (\$100.00)**, nor more than **Seven Hundred Fifty Dollars (\$750.00)** for each offense. Each day an owner is not compliant with this Section shall constitute a separate offense.

(B) **Exceptions.** This Section shall not apply in areas of the City that are zoned agricultural in nature nor shall this Section apply to livestock brought into the City for the purpose of being shipped out of the City.

3-1-11 HUNTING PROHIBITED. The hunting of animals or fowl within the city is prohibited. No person shall hunt, snare, kill or attempt to kill any animal or fowl by the use of firearms or any other means.

3-1-12 ANIMAL FEED/SHELTER PROHIBITED. It shall be unlawful for anyone to place or distribute any animal feed, or shelter on **public property, public easements, and accesses to public property.** It shall be unlawful for anyone to place or distribute animal feed on vacant lots on neighbor's property or in unoccupied structures in the city.

1. Feeding or shelter of feral cats prohibited. It shall be unlawful for any person or owner to knowingly or intentionally feed or provide shelter to feral cats or un-domesticated cats within the city.
2. No person, including visitors, may feed non-domesticated animals, including feral cats, within city limits. No person may tamper with Animal Control equipment, including traps. In addition, no person may release unauthorized animals in city limits.
3. Any person encountering non-domesticated animals (including feral cats) is encouraged NOT to touch or interact with the animal to avoid the potential for injury or disease transmission. Any person bitten or scratched by a non-domesticated animal should visit an emergency room immediately for medical assistance.
4. Any person found to have engaged in feeding non-domesticated animals, tampering with animals' traps, and/or bringing or releasing non-domesticated animals into the city limits will be found guilty of this city ordinance and fined \$50.00
5. Section 3-1-12 does not prohibit the feeding of cats on private property.

3-1-13 **DISEASED ANIMALS.** No animal afflicted with a contagious or infectious shall be allowed to be exposed in any public place whereby the health of human beings or other animals may be affected.

3-1-14 **DISTURBING THE PEACE.**
(A) No animals shall disturb the peace and quiet of the neighborhood by barking or making other loud or unusual noise.
(B) The offenses specified in this section shall be an absolute liability offense against the owner.

3-1-15 **ILLINOIS ANIMAL CONTROL ACT.** Nothing in this Chapter should be construed to conflict with **510 ILCS 5** and its amendments; provided that this Chapter may expand upon that act pursuant to **510 ILCS 5/24**.

(65 ILCS 5/11-1-1; 5/11-5-6 and 5/11-20-9)

ARTICLE II – ANIMAL CARE/WELFARE

3-2-1 DEFINITIONS. The terms used in this Article shall comply with **Section 3-1-2** of this Chapter unless otherwise provided in this Article.

KENNELS. In the areas where kennels are permitted, no kennel shall be located closer than two hundred (200) feet to the boundary of the nearest adjacent residential lot. (See Zoning Code)

ABANDONNING ANIMALS. No owner or keeper of a dog, cat or other domestic shall abandon the animal.

INJURING ANIMALS. No person shall maliciously, or willfully and without the consent of the owner, kill or injure a dog, cat or any domestic animal that is the property of another. This section does not apply to a licensed veterinarian.

3-2-2 LIMITATION ON NUMBER.

(A) **Nuisance.** The keeping of an unlimited number of dogs and cats in the City for a considerable period of time detracts from and, in many instances, is detrimental to the healthful and comfortable life for which such areas were created.

The keeping of an unlimited number of dogs and cats is, therefore, declared to be a public nuisance. The terms "dog" and "cat" shall be construed as provided in **Section 3-1-2.**

(B) Limitation; Exception.

- (1) It shall be unlawful for any person or persons to keep more than **three (3) dogs or cats** within the City, with the exception that a litter of pups, a litter of kittens or a portion of a litter may be kept for a period of time not exceeding **five (5) months** from birth.
- (2) The provisions of this section shall not apply to any establishment wherein dogs or cats are kept for breeding, sale, sporting purposes or boarding.

3-2-3 DOGS TO BE INOCULATED AND TO HAVE NAME TAGS AFFIXED TO COLLARS.

- (A) Each calendar year or at such intervals as may hereafter be promulgated by the Department of Agriculture, every owner or keeper of a dog four (4) months or more of age shall cause numbered tag evidencing such inoculation to be attached to a collar or harness worn by the dog
- (B) Every owner or keeper of a dog, regardless of age, shall cause the dog to wear a collar or harness and shall affix thereto a metallic or other suitable tag inscribed with the name, address and phone number, if any, of the owner or the keeper of the dog.

3-2-4 DURATION OF INOCULATION. The inoculation performed under the provision of section 3-2-5 shall be effective until the expiration of the calendar year in which the vaccination was performed or the expiration of such period of time as may be promulgated by the Department of Agriculture.

3-2-5 SPECIFICATIONS FOR TAG. The tag issue under the provisions of section 3-2-3 shall be in such form as shall be determined by the Department of Agriculture.

3-2-6 EXHIBITION OF CERTIFICATE UPON REQUEST. At any reasonable time upon request of any member of the Police Department or City employee, the owner or keeper of any unmuzzled dog shall exhibit his certificate issued under the provisions of **Section 3-2-5**, showing the inoculation against rabies of any dog owned or controlled by him.

3-2-7 CRUEL TREATMENT.

- (A) No person or owner may beat, cruelly treat, torment, starve, overwork or other abuse any animal
- (B) No owner may abandon any animal where it may become public charge or may suffer injury, hunger, or exposure.
- (C) No owner of a dog or cat that is a companion animal may expose the dog or cat in a manner that places the dog or cat in a life-threatening situation or a prolonged period time in extreme heat or cold conditions that:
 - a. Results in injury to or death of the animal; or
 - b. Results in hypothermia, hyperthermia, frostbite, or similar condition as diagnosed by doctor of veterinary medicine
- (D) Nothing in this section shall prohibit an animal from being impounded in an emergency situation under (510 ILCS 70/1) Section 12(b).

3-2-7 POISONING ANIMALS. No person shall maliciously, or willfully and without the consent of the owner, administer poison, except a licensed veterinarian acting in such capacity, to a dog, cat or any other domestic animal that is the property of another; and no person shall, willfully and without consent of the owner, place any poisoned food where it may. This section does not prohibit the use of a euthanasia drug by a euthanasia agency for the purpose of animal euthanasia, provided that the euthanasia drug is used by or under the direction of a licensed veterinarian or certified euthanasia technician, all as defined in and subject to the Humane Euthanasia in Animal Shelters Act. (501 ILCS 70/6)

3-2-8 CRUELTY TO ANIMALS; CRULETY TO COMPANION ANIMALS. No person shall torture an animal, deprive one of necessary sustenance, unnecessarily or cruelly beat, needlessly mutilate or kill, or impound or confine an animal without supplying it during the confinement with a sufficient quantity of good wholesome food and water.

- (A) Impound or confine an animal without affording it, during the confinement, access to shelter from wind, rain, snow, or excessive direct sunlight, if it can reasonably be excepted that the animal would otherwise become sick or in some other way suffer. This division does not apply to animals impounded or confined prior to slaughter. For the purpose of this section, *SHELTER* means an artificial enclosure, windbreak, sunshade or natural windbreak or sunshade that is developed from the earth's contour, tree development or vegetation
- (B) Carry or convey an animal in a cruel or inhuman manner
- (C) A person convicted of violating (510 ILCS 70/1) is guilty of a class A misdemeanor. A second or subsequent conviction of a violation (510 ILCS 70/1) is class 4 felony.

3-2-9 KEEPING BARKING DOGS AND CRYING CATS.

- (A) **Harboring.** It shall be unlawful for any person to knowingly keep or harbor any dog which habitually barks, howls od yelps, or cat which habitually cries or howls to the great discomfort of the peace and quiet of the neighborhood, or such manner as to materially

disturb or annoy persons in the neighborhood who are of ordinary sensibilities. Such dogs and cats are hereby declared to be a public nuisance.

- (B) **Petitions of Complaint.** Whenever any person shall complain to the Police Department or Animal Control Officer that a dog which habitually barks, howls, or yelps or a cat which habitually cries or howls is being kept by any person in the city, the Police Department or Animal Control Officers shall notify the owner of said dog or cat that a complain has been received and that person should take whatever steps are necessary to alleviate the howling, yelping. or crying.

3-2-10 RESTRAINT OF ANIMALS. The owner or keeper of an animal shall keep the animal under restraint at all times and shall not permit such animal to be at large, off the premises of the property of the owner or keeper, unless the animal is under complete control as defined in **Section 3-1-2. (65 ILCS 5/11-20-9)**

3-2-11 IMPOUNDMENT OF ANIMALS RUNNING AT LARGE OR UNLICENSED ANIMAL CITATION OF OWNER OR KEEPER.

- (A) **Animal.** Any and all types of animals, both domestic and wild, male and female, singular and plural.
- (B) **At Large.** Off the premises of the owner custodian of the animal or fowl, and not under the immediate control of the owner or custodian.
- (C) No person, being the owner or keeper, or harboring or having charge of any animal or fowl shall permit the same to run at large in any street, road, alley or other public place, or permit the same to go upon private ground not the property of such person within the municipality. It shall or other similar restraint, to use or be upon public street, sidewalk, parkway, public area or enclosed or other similar restraint, to use or be upon any public street, sidewalk, parkway, or public area enclosed premises within the city. No leash, cord, chain, or other similar restraint shall be longer than eight feet (8').
- (D) When animals are found running at large or unlicensed and their ownership is known to the designated employee(s), such animals may be impounded at the discretion of such employee(s), but the employee(s) may cite the owner of such animal to answer charges of violation of this chapter.
- (E) Any dog permitted to run at large within the city, and impound by the police department or any Animal Control Warden, found without
- (F) Any animals permitted to run at large within the city is hereby declared to be a nuisance.
- (G) Any impounded dog or cat which shall not be redeemed within seven (7) days shall be humanely destroyed or otherwise of by the city Animal Control Warden.
- (H) At the end of the confinement period, the dog or cat shall be examined by a licensed veterinarian, inoculated against rabies (if inoculation cannot be proven), given updated shots, and microchipped, if the dog or cat has not been already, at expense of the owner.
- (I) Any animal that is chasing or approaching in a menacing fashion or apparent attitude of attack that attempts to bite or otherwise endanger, or that kills or injures a person, or an animal that chases, threatens, harasses, injures or kills livestock, poultry, other domestic animal or other animal that is the property of another person, except a cat or another animal, can be killed at the time of that chasing, threatening, harassment, approaching, attempt, killing or injury. If, in attempting to kill such animal, a cruelty to animals. Nothing in this section precludes a law enforcement officer from killing a animal that attacks a certified police dog as define in 510 ILCS 83/; Police Service Dog Protection act.".

3-2-12 **MICROCHIPPING.** All animals impound by Animal Control without a microchip will be microchipped and registered to the owner, at the owner's expense, prior to returning the animal to the owner. Animal Control shall keep a record of the microchip number and the owner's information on file.

3-2-13 **MISCELLANEOUS.**

- (A) **Prohibited Acts:** No owner shall permit their dog or cat to:
 - 1. Molest or threaten persons or vehicles by chasing, barking, biting, or clawing.
 - 2. Damage any property of another in any manner
 - 3. Bark, whine, howl, or make any other sound excessively
 - 4. Create noxious or offensive odors
- (B) **Biting:** The animal control officer shall be notified of all bites. It shall be unlawful to sell, euthanize, give away, or otherwise dispose of animal known to have bitten any person or companion animal.
- (C) **Nuisance Declared** destruction of animal: Any dog or cat which is found to have committed any of the actions stated in subsection A of this section may be considered a public nuisance and may be destroyed in a humane manner or the owner may be required to remove such animal from the city limits.
- (D) **Impoundment:** The animal control officer may impound any dog or cat committing any action stated in subsection A of this section. The owner of any dog or cat impounded may obtain their return of his animal upon payment to the city of the fees set forth in section 3-2-17, 3-2-20 of this title.

3-2-14 **IMPOUNDMENT FEES.**

- (A) The fee for all animals impounded by the city shall be fifty dollars (\$50.00) for impounding and twenty dollars (\$20.00) per day for boarding. The impounding fee shall be when animal is brought to the pound, and daily boarding fees shall begin the day the animal is delivered to the pound.
- (B) These fees shall be assessed against the owner of any animal brought to the pound. In the event the same animal is impounded more than once within a twelve (12) months period, the impound fee shall increase as follows:
 - 1. First impoundment – Fifty Dollars (\$50.00)
 - 2. Second impoundment – One hundred Dollars (\$100.00)
 - 3. Third impoundment – One hundred Dollars (\$150.00)
 - 4. The impoundment fee shall increase in fifty dollars (\$50.00) increments for each impoundment during any twelve (12) month period.
- (C) The euthanasia fee shall be fifty dollars (\$50.00) and it shall be due and payable when the service is rendered.
- (D) **Registration Incentive.** Any Herrin resident who has registered their animal with Herrin Animal Control and has had the animal microchipped may receive one (1) annual impoundment fee waiver provided they proved current vaccinations. Registration is free and microchipping is Twenty dollars (\$20.00).

3-2-15 **CITATIONS.**

- (A) Citations may be issued to anyone who violates any section of this Chapter and may be delivered personally or left with family member of at least thirteen (13) years of age at the home of the violator, or mailed to the residence of the violator.

- (B) On the receipt of a citation alleging a violation of any section of this Chapter, the minimum fine provided in this Chapter may be paid at the office of the City Clerk for prosecution, provided the fine is paid within seven (7) days of citation.
- (C) After seven (7) days have elapsed from the date of the issuance of the citation, and the citation remains unpaid, it may be filed in the office of the City Clerk for prosecution. Upon conviction of a violation of this Chapter, a fine as provided by section 3-2-18 shall be assessed.

3-2-16 NOTICE AND CITATION TO OWNER OR KEEPER OF IMPOUNDMENT. In case of impounding and where the owner or keeper of such dog is disclosed by any tax or license tag worn by it or is otherwise known to the officers impounding the same, the designated official shall make reasonable attempts to contact the owner, informing him of the impounding of his dog and shall cite the owner or keeper of such dog to answer charges of violation of this Chapter.

3-2-17 OBSTRUCTING CITY ANIMAL CONTROL WARDEN. Any person(s) who shall bring any dog into the City for the purpose of causing the same to be impounded or any person who shall resist, hinder or molest the pound master or dogcatcher or police officer while engaged upon the duties imposed upon them by this Chapter or any person who shall break into the dog pound and release or deliver any dog therefrom without having first paid the fees herein specified, or any owner or keeper of any dog who shall permit any dog to run at large within the corporate limits of the City, upon conviction of any part of this Chapter shall be fined according to Chapter 1-Administration of this Code.

3-2-18 IMPOUNDMENT OF DOGS OR CATS WHICH HAVE BITTEN PERSONS. Whenever any animal bites a person, the owner or person in charge of such animal shall immediately notify the Animal Control Officer within 24 hrs. of the incident.

Any dog or cat which shall have bitten or otherwise injured any person so as to cause an abrasion of the skin shall be immediately taken, impounded and kept separated from other dogs for **ten (10) days**. If, during that period, such dog develops symptoms of illness, a veterinarian shall be called to diagnose its condition. If the symptoms disclosed are such as to indicate the presence of rabies, such dog shall be destroyed in such a manner, however, as to preserve intact the head, which shall thereupon be detached and immediately sent to the diagnostic laboratory of the Department of Agriculture. In case such dog cannot be safely taken up and impounded, it may be shot, care being taken to preserve the head intact which shall thereupon be immediately detached and be delivered to the diagnostic laboratory of the Department of Agriculture.

If, at the expiration of the **ten (10) days** no symptoms of rabies have developed in such dog or cat so impounded, the same may be redeemed by the owner upon payment of the redemption fees and charges specified by this Chapter; provided, however, that in case any dog or cat so impounded for biting a person shall have previously bitten any person, such dog or cat shall be humanely destroyed by the poundkeeper. After having been notified that his dog or cat has bitten or otherwise injured any person, the owner or keeper thereof shall not, under any circumstances, permit such animal to be at large unless securely muzzled. A daily boarding fee of twenty (\$20) will be assessed for each day the animal remains at the **(510 ILCS 5/13)**

The owner of such animal, at the end of the examination period, shall present to an Animal Control Officer, on forms furnished by the Animal Control Officer, the findings of the veterinarian. The form shall be signed by the veterinarian. An animal control officer shall provide copies of any completed, signed forms to the City Animal Control Administrator.

If the animal dies while impounded its head shall be sent to the State Department of Health for examination of rabies.

If the animal is found to be suffering from rabies, it shall be destroyed. If the owner of an animal which has bitten or mutilated any person refuses to surrender it, the Animal Control Officer, may lawfully enter

upon the premises where the animal is located and may seize and impound the animal for the purposes of this section.

3-2-19 IMPOUNDMENT. Those persons charged with the duty of enforcing this Chapter may employ any method found practical and humane in capturing and impounding any dog found running at large. Dogs whose owner requests to surrender their dog or cat shall pay the Herrin City Clerk a One Hundred and Fifty dollar (\$150.00) surrender fee. This fee will be for each and every dog surrendered under this provision. All stray animals impounded will be held for 7 days.

3-2-20 REDEMPTION OF IMPOUNDED ANIMALS. The owner of any animal impounded under this Chapter may redeem the same by paying all the costs and charges assessed, if any, that have accrued up to the time of making redemption and on paying the same; it shall be the duty of the authorities to release the animal from the pound and deliver it to its owner, or certify the release thereof to any County authority having possession of the animal.

- (A) Except as otherwise provided herein, the owner of any impounded animal may redeem the animal by paying an impoundment fee of fifty dollars (\$50.00) the first time he or she has an animal impounded, one-hundred dollars (\$100.00) the second time, and one-hundred fifty (\$150.00) for the third and each successive time.
- (B) The owner shall additionally pay a daily boarding fee of twenty dollars (\$20.00) for each day or any part thereof during which the animal has been held in the pound, and any additional amounts necessary to cover veterinary costs or other charges incurred in maintaining such animal. Veterinary costs must be paid to the Animal Shelter by owner prior to the release of the animal.
- (C) The Animal Control Supervisor is hereby authorized to set the daily impoundment fee from time to time in an amount deemed necessary to cover the City's reasonably anticipated costs related to said impoundment. The Animal Control Supervisor shall set the amount of the daily fee in writing.
- (D) If any impounded animal does not have a current rabies tag or certificate, the owner redeeming such animal shall, in addition to the above charges, pay the necessary fee for inoculation and/or registration for the current year. The owner has fourteen (14) days to get the animal inoculated and return proof of inoculation to the Animal Control Supervisor.
- (E) Any impounded animal found to be vicious shall not be subject to redemption, but shall be turned over by the City to an appropriate agent or agency for humane destruction. Any animal impounded in relation to a charge for a violation of **section 3-1-10** or **3-2-29** herein shall not be subject to redemption until court hearing that charge either dismiss that charge, or it expressly authorized said redemption as part of any other order entered in that case.

Any animal impounded in relation to a charge for a violation of section **3-1-6** or **3-3-1** not be redeemed as long as there is outstanding a hold placed on said animal by an Animal Control Officer, based on that officer's determination that the release of the animal will pose a danger to the public, and/or to the welfare and safety of the animal so impounded provided that said Animal Control Officer, or if a court hearing the charge dismisses the charge or otherwise orders the release of the animal in question. Any hold on an impounded animal or any release of hold as provided herein shall be issued in writing by the Animal Control Officer in question to staff of the Animal Shelter where said animal is impounded. Any court order that is basis for releasing an animal otherwise subject to impoundment as provided herein shall be in writing, and shall be transmitting to the Animal Shelter within seventy-two (72) hours of the entry of said order, excluding weekends and holidays.

In the event that court finds an owner guilty of a charge under section **3-1-6**, **3-1-10**, or **3-3-1**, and the court determines that it is not appropriate to authorize redemption of the animal in question because of a concern about the animals welfare or the safety of the

public, then said animal shall be confiscated and placed in an approved facility, unless an approved facility is not available, in which case said animal shall be ordered turned over to an appropriate agent or agency for humane destruction and disposal in accordance with paragraph (B) and (C) of section 3-1-10 herein.

- (F) Any dog impounded because of a violation of section 3-2-33 herein shall not be subject to redemption but shall either be forfeited or released pursuant to the provisions of section 3-2-24 herein. Any feral animal that is impounded shall not be subject to redemption and shall be humanely euthanized, offered for adoption, transferred to another animal organization or otherwise disposed of in accordance state law.

3-2-21 CITY POUND DESIGNATED. The City Council shall designate a City Pound.

3-2-22 DANGEROUS DOG - FEMALE DOG AT LARGE. It shall be unlawful for the owner or keeper of any vicious or dangerous dog as defined in Section 3-1-2 or of any female dog, while in heat, to run at large within the limits of this City.

3-2-23 CONFINEMENT IN MOTOR VEHICLE. 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, without proper ventilation or other protection from such heat or cold. In order to protect the health and safety of an animal, an animal control officer, law enforcement officer, or Department investigator who has probable cause to believe that this Section is being violated shall have authority to enter such motor vehicle by any reasonable means under the circumstances after making a reasonable effort to locate the owner or other person responsible. **(510 ILCS 70/7.1)**

3-2-24 VICIOUS OR DANGEROUS ANIMALS PROHIBITED. It shall be unlawful for any person to bring or transfer into the unincorporated area of the city any dog or animal that has been declared "vicious" or "dangerous" by any unit of local government. Such animals are hereby declared nuisances and are subject to impoundment.

3-2-25 HOLDING FOR REWARD STRAYED OR STOLEN ANIMALS. No person shall harbor or hold for reward an animal which strayed upon the person's premises or which has been picked up on a public street, highway or other public place unaccompanied by its owner or other person, or which has been stolen from its owner.

3-2-26 REMOVAL OF EXCREMENT. No owner or person in control of an animal shall permit the animal to deposit fecal matter on any public right-of-way or property, other than that of the owner or person in control, without providing a means of disposing of the fecal matter. The owner or person in control of the animals shall promptly remove any fecal matter.

3-2-27 SEIZURE AND DISPOSTING OF ANIMALS AND OTHER ITMES ILLEGALLY USED IN ENTERTAINMENT

- (A) Law enforcement Officers with the City Herrin Police Department or City Animal Control shall seize and impound any and all animals and seize any equipment, money or other proceeds utilized in or directly related to any violation of section 7-15 herein. Animals and other items impounded or seized shall be held for evidence and for final disposition by the court.
- (B) The Animal Control Supervisor shall give notice to the person from whom the animals, equipment, money or other proceeds were seized pursuant to paragraph (a) above, or to the person in possession as owner, or lessee of the premises where said items were found, or if the outer door of the premises. The notice shall be directed to any person claiming an interest in the property or money, to come before the court on specified date, not less than (3) days from the date of the notice, and to show cause. If any, why the items should not be sold at public auction as contraband, or otherwise be forfeited as contraband to the City for disposition as authorized herein.
- (C) If in the Court's Opinion, after a full hearing, or upon the default of those notified to appear, it appears to the court that the items seized are in fact contraband, the court shall order disposition of said items in one or more of the following ways:
 - a. Any animal forfeited under this section shall be either humanely euthanized, offered for adoption, transferred to another animal organization or otherwise disposed of in accordance state law.
 - b. Any money forfeited under this section shall be forfeited to the City Animal Control.
 - c. Any other items forfeited under this section shall be sold at a public auction to the highest bidder for cash, and the proceeds paid into Animal Control.

3-2-28 PROHIBITION OF POSSESSION OF DOGS WHILE POSSESSING ILLEGAL DRUGS No person shall be in possession of any dog while said person is manufacturing delivered or possessing with the intent to manufacture to deliver any controlled substance or cannabis in violation of the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.) or (410 ILCS 705/1-1 et seq.) or any amendments thereto. No person shall possess a dog in any dwelling unit or in or on the premises of any single-family dwelling while any person in said dwelling unit or in on the premises of single-family dwelling is manufacturing, delivering, or possessing with the intent to manufacture or deliver any controlled substance or cannabis in violation of the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.) or the Cannabis Control Act (720 ILCS 550/1 et seq.) or the Cannabis Regulation and Tax Act (410 ILCS 7-5/1-1 et seq.) or any amendments thereto. For the purpose of this section, any person present in said dwelling unit or in on the premises of said single-family dwelling during the violation of the Controlled Substance Act or the Cannabis Control Act or the Cannabis Regulation and Tax Act shall be irrebuttable presumed to be in possession on any dog found in said dwelling unit or in or on the premises of said single-family dwelling at that time.

3-2-29 SEIZURE AND DISPOSITION OF DOGS POSSESSED IN VIOLATION OF SECTION 3-2-33 Any dog possessed in violation of **section 3-2-33** shall be impounded and held for final disposition by the circuit court at a hearing on the violations of **section 3-2-33**. If the name and address of the owner of said dog can be readily ascertained, and said owner is not charged with violation of **section 3-2-33**, then the City shall give written notice to said owner by mail at least ten (10) days prior to any hearing on the violation of **section 3-2-33**, informing said owner that said dog may be subject to forfeiture because of the violation of **section 3-2-33**

If the court finds that said dog was possessed in violation of **section 3-2-33**, then said dog shall be forfeited, and shall either be humanely euthanized, offered for adoption, transferred to another animal organization, or otherwise disposed of in accordance with any controlling ordinances, or provisions of state law. If, at the hearing on the violation of **section 3-2-33**, the courts finds in favor of any and all defendants regarding said alleged violation, and dismisses the charge then said dog shall be released to any individual who can establish ownership in said dog,

subject to the payment of any fees owed for the dog's impoundment and other related fees. If no one attempts to reclaim said dog within seven (7) days of the court's finding in favor of all defendants on violation of section 3-2-33, then said dog shall be made adoptable, transferred to a rescue humanely euthanized.

3-2-30 DISEASED ANIMALS. No animal afflicted with a contagious or infectious disease shall be allowed to be exposed in any public whereby the health of human beings or other animals may be affected.

3-2-31 DEPOSITION WHEN UNREDEEMED. Any animal not redeemed by the owner or any other person with seven (7) days after the impoundment, or, in the case of animals not initially subject to redemption as provided herein, within seven (7) days of receipt by the Animal Shelter of a copy of a written order or release authorizing said animal's redemption, Title transfer to the city of Herrin and the animal may be humanely euthanized, offered for adoption, transferred to another animal organization or otherwise disposed of in accordance state law.

3-2-32 OWNING OR HARBORING A DOG BELIEVED TO BE RABID.

(A) If a dog is believed to have rabies the dog shall be confined by a leash or chain on the owner's premises and placed under observation of a veterinarian at the expense of the owner for a period of ten (10) days. The owner shall notify an Animal Control Officer of the fact that the dog has been placed under observation, and said officer shall in turn notify the County Animal Control Administrator of this fact. At his/her discretion, an Animal Control Officer, in cooperation with the County Administrator, is authorized to have the dog removed from the owners premises to a veterinary hospital and there placed under observation for a period of ten (10) days.

(B) No person knowing or suspecting that a dog has rabies shall allow the dog to be taken off the person's premises or beyond the City limits without the written permission of an Animal Control Officer.

(C) Any person upon ascertaining that a dog is rabid, shall immediately notify the Animal Control Officer, who, in cooperation with the County Animal Control Administrator, shall either remove the dog to the pound or if required, under the circumstances, summarily destroy the dog.

3-2-33 CONFINING ANIMALS TO PREVENT SPREAD OF RABIES.

(A) Whenever an Animal Control Officer has reason to believe that there is a danger that rabies may spread within the City said Officer shall serve a notice in writing upon all persons owning or having charge of any animal requiring such person to confine such animal or, the above authorities, in lieu of serving such notice in writing may cause a notice to be published in the official newspaper of the City.

(B) Other animals may be included in the order whenever, in the opinion of an animal control officer, this is necessary.

(C) Whenever the State Department of Agriculture has knowledge that any case of rabies exists among dogs or other domestic animals within the State, and in its judgment the disease is liable to spread, the Department may issue an order requiring an Animal Control Officer to order animals confined as provided in this section, and to cause the enforcement of these provisions by appropriate proceedings either in law or equity.

3-2-34 ANIMAL OWNER/ KEEPER LIABLE FOR DAMAGE TO PROPERTY.

(A) The owner, keeper or harbinger of any animal which damages or destroys public or private property shall be held liable for the full value for the full value of the property damaged or destroyed in addition to any penalty imposed for a violation of any of the provisions of this chapter.

3-2-35 **FEES AND FINES.** Any person found to be in violation of this Section shall be fined not less than Fifty Dollars (\$50.00), nor more than Seven Hundred Fifty Dollars (\$750.00), for each offense. Each day an owner is not compliant with this Section shall constitute a separate offense.

(65 ILCS 5/11-1-1 and 5/11-20-9)

ARTICLE III - VICIOUS AND DANGEROUS ANIMALS

3-3-1 **DEFINITIONS.** As used in this Article, the following words shall have the following meanings and definitions:

(A) **"Vicious animal"** means:

- (1) Any individual animal as defined as a vicious 3-1-2 OR
- (2) Any individual dog which has been found to be a "dangerous dog" upon **three (3)** separate occasions.

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. Vicious dogs shall not be classified in a manner that is specific as to breed.

It is not the intent of this chapter to prohibit law enforcement officers from using any trained dog that may attack on command, provided that each such dog must be in the presence of its handler or confined in accordance with police department policy at all times.

If a dog is found to be a vicious dog, the dog shall be subject to enclosure.

(A) **"Dangerous animal". See Section 3-1-2.**

(B) **Any animal as defined as dangerous animal in Section 3-1-2**

(C) **"Enclosure"** means a fence or structure of at least **six (6) feet** in height, forming or causing an enclosure suitable to prevent the entry of young children, and suitable to confine a vicious dog in conjunction with other measures that may be taken by the owner or keeper, such as tethering of the vicious dog within the enclosure. The enclosure shall be securely enclosed and locked and designed with secure sides, top, and bottom and shall be designed to prevent the animal from escaping from the enclosure. If the enclosure is a room within a residence, it cannot have direct ingress from or egress to the outdoors unless it leads directly to an enclosed pen and the door must be locked. A vicious dog may be allowed to move about freely within the entire residence if it is muzzled at all times. **(510 ILCS 5/2.11a)**

(D) All owners or keeper of dogs found to be dangerous must post in clear view at all times, and in the most conspicuous or prominent point of entry to the premises, a sign indicating dangerous dog on premises. Such sign shall be at least eight and one-half (8 ½) inches by (11) inches in size, and shall contain in words and pictures, a clear indication that a dangerous dog is on the premises.

(E) **"Impounded"** means taken into the custody of the public pound in the city or town where the vicious dog is found.

(F) **"Found to Be Vicious Animal"** means:

- (1) that the County Veterinarian, Animal Control Warden, or a law enforcement officer has conducted an investigation and made a finding in writing that the animal is a vicious animal as defined in **Section 3-1-2** and, based on that finding, the County Veterinarian, or the Animal Control Warden has declared in writing that the animal is a vicious or
- (2) that the circuit court has found the animal to be a vicious animal as defined in **Section 3-1-2** and has entered an order based on that finding.

3-3-2 **UNLAWFUL TO MAINTAIN.** It shall be unlawful for any person to keep or maintain any dog which has been found to be a vicious or dangerous dog unless such dog is at all times kept in an enclosure. The only times that a vicious or dangerous dog may be allowed out of the enclosure are:

- (A) If it is necessary for the owner or keeper to obtain veterinary care for the dog or
- (B) To comply with the order of a court of competent jurisdiction, provided that the dog is securely muzzled and restrained with a chain having a tensile strength of **three hundred (300) pounds**

and not exceeding **three (3) feet** in length, and shall be under the direct control and supervision of the owner or keeper of the dog.

Any dog which has been found to be a vicious or dangerous dog and which is not confined to an enclosure shall be impounded by the Animal Control Warden, or the police and shall be turned over to a licensed veterinarian for destruction by lethal injection.

(C) The owner charged with maintaining a vicious or dangerous dog may request a hearing before the City Council within **five (5) days** of being charged.

3-3-3 OWNER'S RESPONSIBILITY. If the owner of the dog has not appealed the impoundment order to the circuit court in the County in which the animal was impounded within **fifteen (15) working days**, the dog may be humanely dispatched. A dog found to be a vicious dog shall not be released to the owner until the Animal Control Warden approves the enclosure as defined in this Article.

No owner or keeper of a vicious dog shall sell or give away the dog. **(510 ILCS 5/15)**

3-3-4 DOG PERMITTED TO LEAVE PREMISES. It is unlawful for any person to maintain a public nuisance by permitting any dangerous dog or other animal to leave the premises of its owner when not under control by leash or other recognized control methods.

Guide dogs for the blind or hearing impaired, support dogs for the physically handicapped, and sentry, guard, or police-owned dogs are exempt from this Section; provided, no attack or injury to a person occurs while the dog is performing duties as expected. To qualify for exemption under this Section, each such dog shall be currently inoculated against rabies in accordance with this Code. It shall be the duty of the owner of such exempted dog to notify the Warden of changes of address. In the case of a sentry or guard dog, the owner shall keep the Warden advised of the location where such dog will be stationed. The Warden shall provide police and fire departments with a categorized list of such exempted dogs, and shall promptly notify such departments of any address changes reported to him. **(510 ILCS 5/15)**

3-3-5 INJUNCTION. The Animal Control Warden, the City Attorney, or any citizen of the city in which a dangerous or vicious dog or other animal exists may file a complaint to enjoin all persons from maintaining or permitting such, to abate the same, and to enjoin the owner of such dog or other animal from permitting same to leave his premises when not under control by leash or other recognized control methods. Upon the filing of a complaint in the circuit court, the court, if satisfied that this nuisance may exist, shall grant a preliminary injunction with bond in such amount as the court may determine enjoining the defendant from maintaining such nuisance. If the existence of the nuisance is established, the owner of such dog or other animal shall be in violation of this Act, and in addition the court shall enter an order restraining the owner from maintaining such nuisance and may order that such dog or other animal be humanely dispatched. **(510 ILCS 5/17)**

3-3-6 LIABILITY OF OWNER OR DOG ATTACKING OR INJURING PERSON. If a dog, or other animal, without provocation, attacks or injures any person who is peaceably conducting himself in any place where he may lawfully be, the owner of such dog or other animal is liable in damages to such person for the full amount of the injury sustained. **(510 ILCS 5/16)**

3-3-7 RIGHT OF ENTRY - INSPECTIONS. For the purpose of carrying out the provisions of this Code and making inspections hereunder, the Animal Control Warden, or his authorized representative, or any officer of the law may enter upon private premises to apprehend a straying dog or other animal, a dangerous dog or other animal, or a dog or other animal thought to be infected with rabies. If, after request therefor, the owner of such dog or other animal shall refuse to deliver the dog or other animal to the officer, the owner shall be in violation of this Code. The entry shall not be made into any building that is a person's residence. **(510 ILCS 5/17)**

3-3-8 **FEES AND FINES.** Any person found to be in violation of this Section shall be fined not less than Fifty Dollars (\$50.00), nor more than Seven Hundred Fifty Dollars (\$750.00), for each offense. Each day an owner is not compliant with this Section shall constitute a separate offense.

(65 ILCS 5/11-1-1 and 5/11-20-9)
(See also 510 ILCS 5/24)

ARTICLE IV – TETHERING

3-4-1 TETHERING DOG REGULATIONS. The following regulations shall be applicable to owners and guardians of dogs in their care to-wit:

(A) **Animal Welfare.** A dog that is outside for **one (1) hour** or more, whether fenced, kenneled, or tethered shall have proper food, water, and shelter. Owners and guardians shall be responsible for the welfare of their pets in severe heat, cold, rain, snow, ice, and wind. The animal's area must be kept safe from falling debris as well as trash and unnecessary items and debris.

(B) No dog shall be tethered within **fifty (50) feet** of a school, daycare, or school bus stop.

(C) No dog shall be tethered in the front yard of any residence or business.

(D) No dog shall be tethered on any public easement, or public access to private property.

(E) No dog shall be tethered on private property within **ten (10) feet** of public or neighboring property.

(F) No dog shall be tethered on land without a dwelling or a vacant dwelling.

(G) No dog shall be left inside a vacant dwelling.

(H) No more than **one (1) dog** shall be attached to a tether.

(I) A properly constructed fence, of a height and strength, that prevents the dog from jumping, climbing, or digging out, and running at large, is acceptable containment.

(J) A properly constructed kennel, of a height and strength, that prevents the dog from jumping, climbing, or digging out, and running at large, is acceptable containment if the following conditions are met. The dimensions of the kennel shall be dictated by the size of the dog. The kennel shall have a doghouse large enough for the dog to stand and turn around, with roof and **four (4) sides**. The acceptable kennel size is **one hundred twenty-five (125) square feet** per dog of under **fifty (50) pounds**.

(K) Tethering shall not be used as permanent means of containment for any companion pet.

(L) Tethering shall be acceptable under the following conditions:

- (1) Trolley or pulley types of tethering systems are recommended.
- (2) Fixed point tethers shall be acceptable upon inspection and approval by Animal Control.
- (3) All tethers will be a minimum of **fifteen (15) feet** in length and no more than **one-eighth (1/8)** the dog's weight.
- (4) The tether shall have a swivel mechanism on both ends and attached to a properly fitting, non-metal, buckle type collar or a harness.
- (5) No pinch or choke collars shall be allowed.
- (6) No tether shall be directly attached to the dog.

(M) Owners shall be responsible to maintain a clean and healthy environment on their property and provide medical treatment when needed.

3-4-2 VARIANCES. Any person seeking a variance from the regulations in this Article shall complete an application at the Animal Control Agency of the City. The variance shall be reviewed by the City Council for approval or disapproval.

3-4-3 FEES AND FINES. Any person found to be in violation of this Section shall be fined not less than Fifty Dollars (\$50.00), nor more than Seven Hundred Fifty Dollars (\$750.00), for each offense. Each day an owner is not compliant with this Section shall constitute a separate offense

(510 ILCS 70/3)

ARTICLE V – ESTABLISHING AND MAINTAINING A FERAL CAT COLONY

3-5-1
(TNR)

MANAGEMENT OF FERAL CAT POPULATION AND TRAP-NEUTUR- RETURN

- (A) The purpose of this section is to address the growing Feral Cat population, to protect the City of Herrin's residents and domestic animals against the hazards brought about by the growing Feral Cat population, including nuisances created by Feral Cats, and to provide a safe and humane sterilization process to effectively manage the Feral Cat population. **Pursuant to these purposes, the provisions of the TNR program shall not be construed to permit cats At Large.**
- (B) **"EAR TIPPING"** removing approximately quarter inch off the tip of the cats left ear in a straight line cut, the universal of a sterilized, unowned cat. If these requirements are met are the ear tip cat is exempt from licenses, limits, tag, and certain strays and provisions of this chapter and may be exempt from other provision direct toward owned animals.
- (C) **"FERAL CAT"** means a cat that:
 - 1) is born in the wild or is the offspring of an owned or feral cat and is not socialized, or
 - 2) is a formerly owned cat that has been abandoned and is no longer socialized, or
 - 3) lives on a farm. **(510 ILCS 5/2.11b)**

"DOMESTICATED CAT" means a cat that is socialized to humans and is appropriate as a companion for humans

- (D) It shall be unlawful for anyone to TNR, including organizing a feeding station, on a property unless the following conditions are met:
 - 1) The person has obtained a TNR Permit and has been recognized as a Feral Cat Manager
 - 2) The Feral Cat Manager has written permission from the homeowner association, mobile park management, landlord, or apartment complex management allowing them to TNR on the property. The written permission signed by the Feral Cat Manager and landowner authorizing a TRN program will be submitted to Herrin Animal Control prior to proceeding with the program.
 - 3) The Feral Cat Managers has notified citizens by hanging a door tag on the front door or gate of each property within a two- block radius of a feeding station that will be used to trap unaltered **Feral** Cats in the area at least forty-eight (48) hours in advance before setting traps.
 - 4) Feeding of **Feral** Cats is done only in conjunction with the intent to and attempts by the Feral Cat Manager to trap and alter those cats in accordance with this Section
 - 5) Feeding stations must be kept in a sanitary condition to prevent the attraction of wildlife
 - 6) Feeding stations will be established and contained in one area conducive to the trapping of Feral Cats. Individual homeowners or landowners will not openly feed or maintain the Feral Cat colon
 - 7) Feeding stations shall be put out thirty (30) minutes after sunrise and be picked up thirty (30) minutes before sunset.
 - 8) No feeding station shall be set within one hundred fifty (150) yards of any park, conservation land, beach, wildlife area, childcare center, or school.
 - 9) Trapping shall conform to requirements of this Chapter regarding temperature extremes and confining Animals in accordance with Herrin City Ordinance Chapter 3/ 3-2-9

- 10) Traps shall be put out thirty (30) minutes after sunrise and be picked up thirty (30) minutes before sunset. They will have TNR managers' name and current phone number listed on the trap.
 - 11) The city shall have the right to remove or authorize the removal of any feral cat do to an immediate health or safety concern.
-
- (B) No person other than a Feral Cat Manager or their designee shall intentionally provide food, water, other forms of sustenance to a Feral Cat or Feral Cat Colony
 - (C) The agency that sterilizes the Feral Cat must scan for a microchip pre-surgery, to determine if the cat is privately owned. If the cat has a microchip or a collar, the agency will not sterilize the cat and will return the cat to its owner or turn the cat over to the enforcing agency of the jurisdiction where the cat was trapped.
 - (D) Any cat trapped within the City that is not a Feral Cat as defined Herrin City Ordinance Chapter 3/ 3-1-2 shall be turned over to a to the Herrin Animal Control to be put up for adoption, placed with a in foster care, or humanely euthanized as deemed appropriate by the Manger or designee.
 - (E) All Feral Cats participating in a TNR program must be microchipped, vaccinated against rabies, at the time they are sterilized, and Ear-Tipped.
 - (F) Feral Cats may not be released within one hundred fifty (150) yards of any park, conservation land, beach, wildlife area, childcare center, or school.
 - (G) Any cat trapped within the city that is not a Feral Cat as defined Herrin City Ordinance Chapter 3/ 3-1-2 shall be turned over to the Herrin Animal Control to be put up for adoption, placed with in foster care, or humanely euthanized as deemed appropriate by the Manger or designee.
 - (H) Any Feral Cat Manager who releases or returns a healthy Feral Cat while conducting TNR shall not be charged with Abandonment
 - (I) After the Feral Cat Colony has been sterilized to seventy-five (75) percent in an area served by a feeding station, the Feral Cat Manager shall cease feeding, and trapping in that area, and the feeding station will be removed.
 - (J) Nothing in this section shall prevent another citizen from using a humane live trap to remove Feral Cats from their private property, provided they comply with state statues, Herrin City Ordinance Chapter 3, and brought to Herrin Animal Control.
 - (K) Feral cat managers shall provide proper nutrition, water and shelter, if possible, for colony cats.
 - (L) Feral cat manager will responsibly step to remove kittens from their mother and colony after they are weaned.
 - (M) Colony cat manager will take appropriate and available steps to have the colony population spayed or neutered by licensed veterinary and maintains documentation.
 - (N) No feral cats shall be released on any city owned property.
 - (O) Any wildlife trapped shall be release in the accordance with the Illinois Department of Resources laws and regulations.
 - (P) Feral cat colony shall not be located within a dwelling used for residential use except during extreme whether conditions.

3-5-2 TRAP- NEUTER-RETURN PERMIT. The City of Herrin Animal Control shall administer a program to permit Feral Cat Managers so as to allow TNR consistent with criteria and according to procedures contained in this Chapter and all other standards of care governing such activities.

- (A) No person shall TNR without first obtaining a TNR permit for each area the TNR program is to be initiated. The permits can be obtained from the City of Herrin Animal Control Supervisor.
- (B) A TNR permit shall be valid for twelve consecutive (12) months.
- (C) No person shall be granted a TNR permit if the person has been convicted of any animal related offenses in the last ten (10) years.

- (D) Each Feral Cat Manager must maintain liability insurance which covers Feral Cats and the Feral Cat Managers' TNR activities. The City is not liable for the TNR activities of any person or entity, or the administration of the TNR program.
- (E) A TNR permit may be revoked for failure of the Feral Cat Manager to adhere to the terms of the permit, any provisions of this Chapter, or to protect the health and safety of any human or Animal from imminent danger. If the permit is revoked, the Feral Cat Manager may not apply for approval or be granted a TNR permit for twelve consecutive (12) months.
- (F) Feral Cat Managers must register with the City of Herrin Animal Control Supervisor with their name, contact information, and location of the Feral Cat Colony they intend to manage. Each Feral Cat Manager must register each Feral Cat with the City of Herrin Animal Control and include each Feral Cat's physical description, vaccination records, sterilization records, and microchip information
- (G) Feral Cat Managers who currently manage a TNR colony must register with City of Herrin Animal Control Supervisor with-in 30 days with their name, contact information, and location of the Feral Cat Colony they intend to manage. Each Feral Cat Manager must register each Feral Cat with the City of Herrin Animal Control and include each Feral Cat's physical description, vaccination records, sterilization records, and microchip information.
- (H) Feral Cat Managers must allow an Animal Control Officer to inspect the feeding stations and traps at any time.
- (I) All TRN managers must submit a monthly TNR report to the Animal Control Supervisor (either in person or by email) detailing all feral cats added to the colony (with description, vaccination records and microchip number) and all cats removed from the colony (with location or reason for removal).

3-5-3

IMPOUNDMENT AND DISPOSITION OF FERAL CATS.

- (A) Feral Cat Managers have the option to reclaim any Feral Cat impounded at the City of Herrin Animal Control, free of charge. Feral Cat Managers will have two (2) business days to reclaim Feral Cats.
- (B) If a Feral Cat is not reclaimed in two (2) business days, it may be humanely euthanized or may be transferred to a rescue group if deemed appropriate by the Supervisor or designee.
- (C) If a Feral Cat is impounded three (3) times, it will be deemed a nuisance and not returned to the Feral Cat Manager. The Feral Cat Manager will be notified.
- (D)) A Feral Cat that is involved in a bite or scratch, or attacks Without Provocation, will be turned over and impounded at the City of Herrin Animal Control to be humanely euthanized. If the Feral Cat is involved with a bite or scratch, the City of Herrin Animal Control will prepare a specimen and transfer the specimen to the nearest hygienic laboratory for rabies testing.
- (E) Any Feral Cat impounded with the City of Herrin Animal Control showing signs of sickness, illness, disease, or injury will be humanely euthanized and the Feral Cat Manager will be notified.

3-6-3

Fees and Fines. Any person found to be in violation of this Section shall be fined not less than Fifty Dollars (\$50.00), nor more than Seven Hundred Fifty Dollars (\$750.00) for each offense. Each day an owner is not compliant with this Section shall constitute a separate offense.



SHELLY HUGGINS, RMC, CMC
CITY CLERK
CITY OF HERRIN
300 NORTH PARK AVENUE
HERRIN, ILLINOIS 62948
(618)942-3175 · Fax (618)988-9115
Email: shuggins@cityofherrin.com

STATE OF ILLINOIS
WILLIAMSON COUNTY
CITY OF HERRIN

I, SHELLY HUGGINS, DO HEREBY CERTIFY that I am the duly qualified City Clerk of the City of Herrin, Illinois, Williamson County, and as such clerk, I am the keeper of the records and files of the City Council of said City.

I further certify that on July 13, 2026 the Corporate Authorities of the above municipality passed and approved Ordinance 7-2026 Amending Chapter 3 of the Herrin Revised Code of Ordinances: Animals.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the City of Herrin, Illinois at my office this 13th of July, 2026.



SHELLY HUGGINS, CITY CLERK
HERRIN, ILLINOIS

SEAL