

**TITLE 11: PEACE AND SAFETY  
CHAPTER 1: ANIMALS**

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**11-1-1: DEFINITIONS**

- Animal** A living creature, other than man.
- Bite** A puncture, tear, or abrasion of the skin inflicted by teeth of an animal.
- Cats** All members of the feline species.
- Dangerous Animal** Any animal which satisfies any of the following criteria:  
A. One which has, without provocation, either bitten, injured, or attacked any person who is conducting himself or herself in a peaceful and lawful manner; or  
B. One which shall cause reasonable fear of bodily injury to any person by attacking or threatening to attack any such person; or  
C. One which has, without provocation either bitten, injured, or attacked any other animal.
- Dogs** All members of the canine species.
- Owner or Keeper** Any person, firm, partnership, trustee, association, corporation, or any family member owning, keeping, harboring, or otherwise maintaining a dog, cat, or other animal within the Village.
- Run at Large** Any dog or cat off the premises of its owner and not under the immediate eye and control of the owner or person acting for the owner.

**11-1-2: KEEPING OR HARBORING ANIMALS – NUMBER RESTRICTED**

- A. Except to the extent expressly allowed in Title 6 of the Village Code, it shall be unlawful to maintain any stable, veterinary hospital, kennel, dove-cote or other place for the keeping or harboring of any bees, cattle, horses, goats, pigs, chickens, geese, ducks, pigeons, rabbits or similar animals or fowl, or to keep or harbor any such animals or fowl upon any residential lot within the Village.
- B. It shall be unlawful to keep or harbor in excess of three (3) dogs or three (3) cats or any

combination of such animals in excess of a total of three (3) upon any residential lot within the Village.

- C. It shall be unlawful to own, keep or harbor any dog or other animal within the Village when the same would constitute a violation of the Illinois Animal Control Act and any lawful regulations promulgated thereunder from time to time.
- D. **Beekeeping on Non-Residential Property:** The practice of beekeeping shall be permitted on non-residential property as outlined in Section 6-3 of the Lincolnshire Village Code. Beekeeping shall be allowed exclusively for honey, wax, pollen, and similar products, with such products sold on premise or in partnership with other businesses. Licensing through the Illinois Department of Agriculture is also required.

**11-1-3: RABIES INOCULATION AND CERTIFICATION**

- A. Every owner of a dog or cat four (4) months or more of age shall have each dog or cat inoculated against rabies by a licensed veterinarian. Every dog or cat shall have a second rabies vaccination within one year of the first. Terms of subsequent vaccine administration and duration of immunity must be in compliance with United States Department of Agriculture (USDA) licenses or permits for the vaccines used.
- B. It shall be the duty of each owner of any dog or cat to obtain from a licensed veterinarian, in accordance with the provisions of the county rabies control ordinance, an appropriate certificate and tag for each dog and cat owned by him or her, showing such animal to have been vaccinated as required by law. Tags issued to the owner of such dog or cat shall be immediately attached to the collar or harness of such animal and worn by the animal at all times outside the residence.

**11-1-4: DANGEROUS OR DISEASED ANIMALS**

- A. It shall be unlawful to knowingly keep or harbor any dangerous animal or to allow any dangerous animal to run at large within the Village. The members of the Police Department or any other person in the Village, are authorized to capture, impound and/or kill any dangerous animal of any kind when it is necessary for the imminent protection of any person or property.
- B. No domestic animal afflicted with a contagious disease or an infectious disease shall be allowed to run at large, or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof, except under the provisions of the County Health Officer. The County Health Officer shall be requested to secure the disposition of any diseased animal and the treatment of affected premises as to prevent the communication and spread of contagion or infection, except in cases where only the State Veterinarian is empowered to act.

**11-1-5: CRUELTY TO ANIMALS**

- A. It shall be unlawful for any person, whether the owner or not, to inhumanely beat, strike, torture, abuse, or maliciously abandon any animal within the Village. Any unwanted animals should be delivered to an animal shelter for proper disposal.
- B. 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 expose any such animal to hot, stormy, cold, or inclement weather which is reasonably expected to cause harm to the animal; or to carry any such animal in or upon any vehicle in a cruel or inhumane manner.
- C. It shall be unlawful for any person in any way to participate in any animal baiting, fighting, or

contest which is likely to be detrimental to the welfare of the animal.

**11-1-6: ANIMALS DISTURBING THE PEACE**

It shall be unlawful to harbor or keep any animal which disturbs the peace by habitual barking, howling, yelping, bawling, or other loud noises at any time of the day or night.

**11-1-7: RUNNING AT LARGE – RESTRICTIONS AND PROHIBITIONS**

- A. It shall be unlawful for the owner or keeper of any dog or cat to permit or suffer such dog or cat to run at large at any time within the Village outside of the owner's property. Any dog or cat which shall run at large shall be taken up and returned to the owner if the owner's identity is known and if practical to do so, or shall be impounded as hereinafter provided at the expense of the owner or keeper of such dog or cat.
- B. It shall be unlawful to permit any animal, including but not limited to cattle, horses, swine, sheep, goats or poultry to run at large in the Village; any such animal running at large in any public place within the Village shall be impounded. It shall be further unlawful to picket or tie any such animal upon any public way within the Village for the purpose of grazing or feeding.

**11-1-8: ANIMALS ON PUBLIC PROPERTY**

- A. It shall be unlawful for the owners of any animal to permit such animal to be in the parks, including any Village beach or any swimming area open to the public, or any other public property except for the Village owned bicycle path and Village owned roadways, parkways, or sidewalks, whether running at large or leashed.
- B. The owner of any animal utilizing the Village owned bicycle path or Village owned parkways or sidewalks to exercise said animal must have the animal under leash suitable for owner control.
- C. It shall be unlawful for any owner or keeper of any female dog or cat to permit or suffer such dog or cat, while in heat, to be upon any public way, or other public place, or upon any private premises, other than the premises of the owner or keeper, or, if outdoors, upon any unfenced part of the premises of the owner or keeper which is closer to a public way or other public place, than ten feet (10').

**11-1-9: CONTROL OF DEFECATION**

- A. It shall be unlawful for any person to walk a dog on any property, public or private, not owned or possessed by such person unless such person has in his or her immediate possession a sanitary and practical means or device for the prompt removal and transmission of excrement to a receptacle located upon property possessed by such person.
- B. It shall be unlawful for any person causing or permitting any dog to be on any property, public or private, not owned or possessed by such person to fail to remove excrement left by such dog to a proper receptacle located on property owned or possessed by such person.
- C. It shall be unlawful for any person to allow a collection of animal excrement anywhere in the Village that would constitute a nuisance to others.

**11-1-10: ANIMAL BITES – CONFINEMENT AND OBSERVATION**

- A. Anyone having knowledge or reason to believe that any animal in the Village has bitten a person or another animal shall report the incident within 24 hours. Reports concerning bites shall be made to the police department.

B. Quarantined:

1. Whenever a domesticated animal has bitten a person or another animal, it shall be immediately quarantined at a licensed veterinary hospital for an observation period of at least ten (10) days.
2. The owner shall immediately furnish the police department with the name and location of said hospital and a certificate of a licensed veterinarian stating whether or not such animal shows symptoms of rabies.
3. All costs of maintaining any such animal in a veterinary hospital shall be the obligation and responsibility of the owner and shall be paid by the owner.

C. Alternative Confinement:

1. The owner of an animal which has bitten any person or another animal may, in lieu of the delivery and quarantine of such animal at a veterinary hospital, be eligible for home confinement upon demonstration of compliance with this Section:
  - a) Present evidence to the Chief of Police that the animal has been inoculated against rabies more than 30 days but less than one year prior to the biting;
  - b) The victim of the animal bite was a member of the family of the owner of the biting animal;
  - c) Upon examination by a licensed veterinarian, it is the opinion of the licensed veterinarian that confinement as listed in section 11-1-10 would be injurious to the animal; and
  - d) If a written letter from the victim on the animal bite gives his or her agreement to confine the animal at home rather than listed in section 11-1-10.
2. Have the animal examined by a licensed veterinarian who shall make an examination of the animal to determine if the animal exhibits any signs of rabies, and who shall thereafter:
  - a) Take such animal into custody for a period of ten (10) days if such examination disclosed any sign or symptoms of rabies and notify the police department thereof;
  - b) If such examination disclosed that no signs or symptoms are present, order the animal confined for a period of ten (10) days in the home of the owner, or upon the owner's premises, in an enclosure adequate to ensure, in the opinion of the police officer, community service officer or animal warden, that the animal will not be in contact with other persons or animals; or
  - c) Have such animal examined for rabies by a licensed veterinarian on the first and tenth days of such confinement. The veterinarian shall, within twenty-four (24) hours of each such examination, report the results thereof to the Chief of Police. It shall be the duty of the owner to ensure the making of such reports.

D. No animal displaying any signs or symptoms of rabies shall be released from any confinement without the prior approval of the Chief of Police or designee;

E. If an examination of any animal discloses signs or symptoms of rabies, such animal shall be

delivered to a licensed veterinarian for continued observation and/or testing;

- F. A member of the police department shall impound for the remaining period of observation any animal whose owner fails to comply with the requirements of this section;
- G. No dog which is running at large at the time of the bite shall be eligible for the alternate confinement authorized by this section; and
- H. It is the responsibility of the owner to provide upon request by the examining veterinarian, community service officer, animal warden, or a law enforcement official, a certificate or certificates of vaccination, signed by a licensed veterinarian, date, with an adequate description of the animal.

**11-1-11: IMPOUNDMENT PROCEDURES**

- A. Unidentifiable dogs or cats found running at large, or dogs or cats found abandoned shall be taken up by the police department and placed for impoundment. The police officer or community service officer impounding such animal shall make a record of the same entering the breed, color and sex and the name and address of the owner or keeper, if known, and maintain the information within the police department. Such dogs or cats so impounded will be held for a period of not less than seven (7) days to be claimed by their owners. Dogs and cats not claimed by their owners shall be put up for adoption or humanely disposed of except as hereinafter provided in the cases of certain animals.
- B. Redemption or Disposal:
  - 1. Immediately upon impoundment of dogs or cats, a member of the police department shall make every possible effort to notify the owners of such dogs and cats impounded, and inform such owners of the manner whereby they may regain custody of such animals.
  - 2. Any dog or cat so impounded may be redeemed by the owner or keeper thereof by the payment of any impounding fees plus any fines, provided that if the owner or keeper of the dog or cat is a resident of the Village, such dog or cat shall not be released unless and until such dog or cat shall have been vaccinated or the owner provides evidence of vaccination within the last year.
  - 3. Anything in this Chapter to the contrary notwithstanding, no dog or cat suspected of having rabies shall be released within less than ten (10) days following its impounding, and any such dog or cat shall be held and dealt with in the manner hereinafter provided.
- C. It shall be the duty of the police department to keep, or cause to be kept, accurate records of all impoundments and other dispositions of all dogs or cats coming into their custody.
- D. All costs for the impoundment, feeding and medical attention for an animal must be paid by the owner of such animal as a condition of the animal being released from impoundment.

**11-1-12: PENALTY**

Any person violating any provisions of this Chapter shall be subject to the fine set forth in the Comprehensive Fine/Penalty Schedule of the Code described in Title 1, Chapter 17.