

TOWN OF HUDSON  
NOTICE OF PUBLIC HEARING  
ORDINANCE 855

AMENDMENT TO ORDINANCE 811

NOTICE IS HEREBY GIVEN that a public hearing on the action of the Town of Hudson to amend Ordinance 811 of the Town of Hudson as described herein will be brought before the Town Council on the 17<sup>th</sup> day of September, 2024 at 6:00 p.m. All objections or comments concerning the annexation will be heard at that time. If you are unable to attend this public hearing, please have your written comments, objections, or complaints to Hudson Town Hall no later than 4:00 p.m., September 16, 2024. A preliminary map showing the proposed annexation is also available for inspection by the public at the Hudson Town Hall.

Dated this 15<sup>th</sup> day of August, 2024.

/s/ Sherry L. Oler, Mayor

Publish August 21, and August 24, 2024

## ORDINANCE 855

### AMENDMENT TO ORDINANCE 811, TOWN OF HUDSON

#### AN ORDINANCE OF THE TOWN OF HUDSON TO AMEND ORDINANCE NUMBER 811 TO AMEND THE LANGUAGE AS FOLLOWS:

##### Article I. Animals Generally

###### Section 4-1. Definitions.

###### Additions:

“Clean” means premises which do not have offensive odor; do not have flies or other insects causing injury or illness to the animal(s); are free of physical hazards such as glass or exposed nails; and are free of feces and urine that cause any unsanitary conditions in the enclosures(s) or the surroundings where the animals are kept.

“Dangerous Animal” means any animal not contained on the owner of the animal’s property and upon review of the totality of circumstances, which poses an unacceptable risk of injuring a human, a pet or property. Indicia of a dangerous animal shall include, but not limited to, aggressive lunging, growling, snarling, nipping, and baring teeth.

“Foul or Poultry” means ducks, geese, turkeys, pheasants, peacocks, chickens, and other domestic game birds raised and/or maintained in confinement.

“Noisy animal” means any dog which habitually, constantly, or frequently disturbs the sleep, peace or quiet of any neighborhood.

“Nuisance animal” means any animal which trespasses on public or private property; is at large, damages, soils defiles or defecates on private or public property other than that of its owner; causes garbage which has previously been placed in a garbage or refuse container to be strewn or deposited on private or public property; habitually, constantly or frequently disturbs the peace of any neighborhood or person; chases pedestrians, bicyclists or motor vehicles; attacks other domestic animals, or any noisy or vicious dog.

###### Section 4-2. Permitting animals to run at large unlawful.

It is unlawful, and punishable as provided in Sec. 1-5 of the Code of the Town of Hudson, for any person to permit or allow dogs, cats, fowl, poultry, or livestock of any kind, cattle, horses, hogs, mules, sheep, goats, or other livestock to run at large

or be herded in or on any designated or public streets, alleys, vacant lots, vacant blocks, or parts thereof, within the limits of the town. The provisions of this section shall not apply to range stock driven through the streets of the town going to, or returning from, their accustomed range, or keeping animals as permitted by applicable town codes.

Section 4-3. Impoundment Authority. No Change

Section 4-4. Impoundment Fee. No Change

Section 4-5. Notice. No Change

Section 4-6. Impoundment - Disposition. No Change

Section 4-7. Livestock and Foul. No Change

Section 4-8. Animal Nuisances: Feral or Wild Animals. No Change

Section 4-9. Cruelty to Animals Generally. No Change

## **Article II – Dogs and Cats Generally**

Section 4-10. Definitions. No change

Section 4-11. Running At Large.

It is unlawful for any owner who keeps any dog or cat to permit the same to run at large as defined in Section 4-1 of this code.

Section 4-12. Keeping Animal Constituting Nuisance. No Change

Section 4-13. Vicious and Dangerous Animals.

No person shall own, keep, or harbor, or allow to be upon any premises occupied by him or under his charge or control, any vicious animal, without having such animal properly secured and muzzled. Upon conviction of any person violating this section, the court may, in addition to the punishment provided for in Section 1-5 of the Code of the Town of Hudson, order any law enforcement entity, animal control officer, or other person authorized or designated by the Town Council, to immediately cause such animal to be destroyed and, for that purpose, any officer or person charged with such duty shall have the right to enter upon any premises within the Town.

Section 4-14 Impoundment and Quarantine of Vicious and Dangerous Animals.

A. Any animal that attacks or bites any person in any place may be impounded by order any law enforcement entity, animal control officer, or other

person authorized or designated by the Town Council, in an animal shelter of the town's choosing, or other appropriate place and held in quarantine for at least ten (10) days after the attack to determine if the animal has any disease which may be communicated to humans, provided however, that no animal shall be quarantined if the animal's owner or custodian presents a valid rabies vaccination certificate showing that the animal has been vaccinated by a licensed veterinarian within the preceding twelve months of the attack. The costs for impoundment, quarantine, testing, and veterinarian fees shall be paid by the owner or custodian of the animal at the current rates. The fees shall be paid at the time of impoundment. If fees are not paid within two (2) days of the impoundment, the animal shall become the property of the town.

B. At the end of the quarantine period, a veterinarian shall examine the animal and may release the animal from quarantine, require additional quarantine time for further examination, or euthanize the animal. The owner or custodian of the animal shall pay further quarantine fees and expenses.

C. Upon release from quarantine and impoundment, at the owner's or custodian's expense, the animal shall be vaccinated for rabies, and issued a town license, if appropriate.

#### Section 4-15. Vaccination and Rabies Control-Animal Bites.

Any person having knowledge that an animal has bitten a human shall immediately report that incident to the Town of Hudson or the county health officer, together with the name and address of the person or persons bitten, if known.

#### Section 4-16. Public Safety Measures.

A. Any dog, cat or animal of a vicious or dangerous nature found upon any property, public or private, not the premises of the owner may, if such animal cannot be safely taken up and impounded by reasonable means, be euthanized by any law enforcement entity, animal control officer, or other person authorized or designated by the Town Council.

B. No vicious or dangerous animal shall be unconfined on its owner's premises. A vicious or dangerous animal is "unconfined" if the animal is not secured indoors or confined in an enclosed and locked pen or upon the premises of the owner. Any pen or run area shall be suitable to confine the animal and to prevent the entry of young children or people other than the owner of the animal. The pen or run area must have all sides at least six (6) feet high and a secure top. No side of the pen or run can be part of the perimeter property fence. If the pen or run structure has no bottom secured to the sides, the sides must be imbedded into the ground no less than one foot.

C. The owner of a vicious or dangerous animal shall immediately notify the Town of Hudson of the animal's escape or release, the animal is loose,

unconfined, has attacked another animal or human being, has died or has been sold or given away or relocated in any manner. If the vicious animal has been sold or given away, or if the current owner moves within the jurisdiction of the town, the owner or keeper shall provide the Town of Hudson with the name, address and telephone number of the new owner or the new address of the current owner. Upon sale or conveyance, the new owner must comply with the requirements of this section, at any subsequent location or residence within the Town of Hudson.

D. If any law enforcement entity, animal control officer, or other person authorized or designated by the Town Council, has probable cause to believe that a vicious or dangerous animal is being kept, harbored, or cared for, in violation of this chapter, the animal control officer may seize and impound the animal if it is on property not of the owner or seek a court order to impound the animal until a hearing on the matter may be held or until the owners have built or bought an enclosure to protect the public as provided in this chapter and/or otherwise addressed by the court's order.

E. If a vicious or dangerous animal is impounded, the animal shall be held pending trial and disposition of the case. If the court is convinced the public will be protected by specific actions ordered by the court or agreed upon by the court and owners, thereafter the court may or may not declare the animal to be "dangerous or vicious."

#### Section 4-17. Continuation of Dangerous or Vicious Animal Declaration.

Any animal that is declared dangerous or vicious by any agency or department of this town, another municipality, county, or state, shall be subject to the provisions of this chapter. The person owning or having custody of any animal designated as dangerous or vicious by any municipality, county or state government shall notify the Town of the animal's address and conditions of maintenance within ten days of moving the animal into the Town of Hudson. The restrictions and conditions of maintenance of any animal declared dangerous or vicious shall remain in force while the animal remains in the town. No prior dangerous or vicious animal designation issued by another jurisdiction based solely on size, breed or mix of breeds, shall be subject to this section.

### **Article III. Dogs and Cat Registration**

No Change

All other portions of Ordinance 811 are hereby reaffirmed and re-ratified as the same are not in conflict herewith.

All other Ordinances or parts of Ordinances or Resolutions in conflict herewith be and the same are herewith repealed.

The within Ordinance shall become effective upon final enactment hereof.

PASSED, APPROVED, AND ADOPTED BY THE GOVERNING BODY OF THE TOWN OF HUDSON THIS \_\_\_\_\_ DAY OF AUGUST, 2024.

TOWN OF HUDSON

BY: \_\_\_\_\_

Sherry Oler, Mayor

ATTEST:

\_\_\_\_\_  
Clerk/Treasurer, Kathy Shoopman