

**THE CITY OF HARVEY
COOK COUNTY, ILLINOIS**

**ORDINANCE
NO. 3491**

**AN ORDINANCE AMENDING TITLE 6 OF THE MUNICIPAL CODE OF
HARVEY REGULATING ANIMALS AND PETS AND ESTABLISHING
REGULATIONS REGARDING THE SAME**

ADOPTED BY THE
CITY COUNCIL
CITY OF HARVEY

THIS 22 DAY OF APRIL, 2024

Published in pamphlet form by authority of the City Council of the City of Harvey,
Cook County, Illinois, this 23rd day of April, 2024.

ORDINANCE NO. 3491

**AN ORDINANCE AMENDING TITLE 6 OF THE MUNICIPAL CODE OF HARVEY
REGULATING ANIMALS AND PETS AND ESTABLISHING REGULATIONS
REGARDING THE SAME**

WHEREAS, the City of Harvey ("City") is an Illinois municipal corporation and home rule unit of local government organized and operating pursuant to the Illinois Municipal Code (65 ILCS 5/1, et seq.) ("Code") and the Constitution of the State of Illinois ("Constitution"); and

WHEREAS, the Constitution (Art. VII, Sec. 6) authorizes the City to exercise any power and perform any function pertaining to its government and affairs, including, without limitation, the power to regulate to protect the public health, safety, and welfare, and the power to license; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL:

SECTION I: CREATION OF NEW CHAPTER

There is hereby created an additional chapter to Title 6 which shall be designated as "Chapter 5 GENERAL REGULATIONS" and which shall read as indicated in the attached Exhibit A to this Ordinance.

SECTION II AMENDMENTS TO CHAPTER 6 "DOGS"

Title 6, Chapter 8 shall be amended by inserting the italicized text and by deleting the text stricken as follows:

6-08-020 License required.

No dog shall be permitted to be or remain in the city without being,
*Registered in accordance with state law and the provisions of Chapter 5
of this Title.*

6-08-030 License fee.

Every person who harbors or keeps any dog shall *pay the license fee as
indicated in Chapter 5, Section 160.*

SECTION III SEVERABILITY

It is hereby declared to be the intention of the City of Harvey that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

SECTION 4: Amendments:

Section 06-05-030 entitled animals running at large is hereby amended as follows (**additions in bold and underlined.** ~~Deletions in bold and strikethrough.~~)

ORDINANCE NO. 3491
EXHIBIT A

6-05-010 DEFINITIONS

Unless it is apparent from the context that another meaning is intended, the following words when used in this chapter shall have the meaning attached to them by as indicated herein.

“Administrator” means a veterinarian licensed by the State of Illinois and appointed by the City of Harvey pursuant to the State of Illinois “Animal Control Act” as amended.

“Breedable females” means any dog or cat that is six (6) months or older and is not spayed.

“Breeder permit” means a permit obtained from City of Harvey.

“Cat” means all members of the family feline.

“Direct, effective, physical control” means mechanical exercise or authority over a dog or other animal by the person in control of the animal, by means of a leash, cord, rope, strap or chain which shall be fastened to the collar or harness of the animal and of enough strength to control the dog or animal.

“Competent person” means a human being over the age of fifteen (15) years that can control and governing the dog or cat in question.

“Impoundment” means animals taken up under the forgoing provisions hereof shall be impounded in some suitable place provided by City or Cook County by contract or otherwise.

“Inoculated against rabies” means the injection of an anti-rabies vaccine given by a licensed veterinarian.

“Multiple pet owner” means any person who harbors or allows more than seven dogs or cats, or any combination thereof, over four months of age on their property or in their dwelling unit.

“Owner” means any person having a right of property in a dog or other animal or who keeps or harbors a dog or other animal or who has it in his care, or acts as its custodian, or who knowingly permits a dog or other domestic animal to remain on or about any premise occupied by him.

“Own” means have a right of property in, or keep, or harbor, or act as custodian of, or have the care of, or knowingly permit, or encourage, to remain on or about premises occupied by the owning person.

“Public Safety Agency” means a functional division of a public agency which provides firefighting, police, medical, or other emergency services.

“Registration Certificate” means a document or writing furnished by the City of Harvey upon proper registration and upon payment of the registration fee herein imposed, unless exempt from payment of the registration fee.

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“Registration Tag” means a tag, disk, plate of suitable and durable material furnished by the city of Harvey.

“Run at Large” means suffering or permitting or causing an animal to be at any place within the City, at any time, outside an escape-proof building or other enclosure without such animal being under direct, effective physical control of the owner thereof, or his agent, or a member of the immediate family of said owner.

“Shelter” means a building which has four sides, a roof, floor, and bedding. The shelter shall be of enough size to permit such animal to stand up and turn around inside when fully grown and allow retention of body heat. The shelter shall be placed to provide shade from the sun and protection from

the weather.

"Straying" means a dog or other animal not on the premises of the owner or not confined or under control by leash or other recognized control methods.

"Tether" means a method of securing an animal to a stationary object.

06-05-020 SANITATION

All companion animal kennels, pens, enclosures or areas in which any such animal is kept must be maintained in a sanitary manner without the accumulation of dirt, offal, or urine and in such a manner as to prevent any disagreeable odor. (Authority Source: 510 ILCS 5/24)

06-05-030 ANIMALS RUNNING AT LARGE

Every owner of an animal shall contain such animal to the confines of the owner's real property unless the animal is under restraint and shall not permit such animal to be at large. Any animal running at large in violation of this section ~~may~~ **shall** be apprehended and impounded. (Authority Source: 510 ILCS 5/9-510 ILCS 5/24)

These provisions shall not apply to:

- (a) Dogs being used in hunting, field trials; and
- (b) Dog shows while on public lands set aside for those purposes;
- (c) Blood hounds or other dogs used for tracking in conjunction with police activities.
- (d) Dogs of the Canine Corps of any police force, the state police, any federal law enforcement agency, or the Armed Forces while being used to conduct official business or being used for official purposes.
- (e) Dogs confined upon the property of another with the permission of the Property owner or resident of such property.

06-05-190 ENFORCEMENT

A. It shall be the duty of law enforcement personnel and code enforcement personnel of the City of Harvey, and other persons so authorized, by contract or otherwise, to investigate violations of this Chapter and to enforce the provisions of this Chapter. Such enforcement shall include the issuance of warnings, the issuance of citations, taking and impounding of animals in violation hereof, and any other means necessary to enforce and effectuate the purposes of this Ordinance. Any such citation issued shall be subject to local administrative adjudication.

B. No person shall in any way interfere, attempt to interfere, or cause another person or animal to interfere or attempt to interfere with any authorized person engaged in the performance of his or her duties under this Ordinance.

C. Enforcement officers not responsible for accident or disease to any dog or cat. The administrator, manager, animal control officer or anyone enforcing the provisions of this article shall not be held responsible for any accident or disease that may happen to any dog or cat.

06-05-200 CITATIONS AND PENALTIES.

A. Whenever a police officer or other person duly authorized to enforce this Chapter witnesses or has knowledge, based on reasonable grounds, of a violation by any person of any section of this Chapter, such person may be issued a citation for said violation.

B. A citation issued hereunder shall be in writing and shall:

1. State the name of the person being cited, and said person's address, if known;
2. Set forth the specific section of this Chapter that was violated, the date of the violation, and a brief description of the violation;
3. State the amount to be paid to the city due to such violation, and where and when such payment may be made;
4. State that upon failure to pay the amount of the citations in the time allowed as herein

provided, said person will be subject to adjudication by the City for such violation; and.


5. Bear the signature of the authorized individual issuing the citation.

C. Any person, firm or corporation who shall violate any of the provisions hereof, shall, upon conviction be fined not less than Seventy-Five Dollars (\$75.00) nor more than Five Hundred Dollars (\$500.00) for each offense, and every day on which a violation occurs or continues shall be considered a separate offense.

PASSED by the Mayor and City Council of the City of Harvey, Cook County, Illinois on the 22 day of April, 2024, by the following roll call vote:

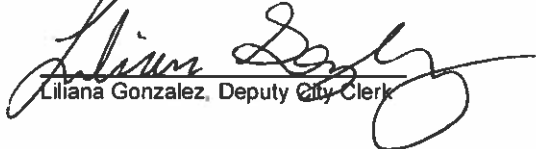
	YES	NO	ABSENT	PRESENT
Drewenski	X			
Chapman	X			
Smith	X			
Key	X			
Randle El	X			
Rogers	X			
Mayor Clark				

Approved by the Mayor on this 22nd day of April, 2024.



Christopher J. Clark, Mayor

ATTEST:



Liliana Gonzalez, Deputy City Clerk

