



# City of West Allis

## Legislation Text

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**File #:** O-2017-0030, **Version:** 1

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Ordinance to Amend Subsection 7.126 of the West Allis Revised Municipal Code Relating to Dangerous Dog Order Issuance Criteria.

The Common Council of the City of West Allis do ordain as follows:

PART I. Subsection 7.126(5)(b) of the Revised Municipal Code of the City of West Allis is hereby amended to read as follows:

7.126 DANGEROUS DOGS.

\* \* \*

(5) Procedure For Declaring A Dog Dangerous And/Or Prohibited.

\* \* \*

(b) Upon conducting an investigation, the humane or law enforcement officer may issue an order declaring a dog to be a dangerous dog or prohibited dangerous dog pursuant to the definitions in Subsections 7.126(2)(e) and (k). Officers may take into consideration the dog's size, age, previous incidence of violence, damage caused, and failure of past security measures, among other facts of the investigation, when determining whether to issue an order. The officer shall mail the order to the owner's last-known address. Whenever an owner or caretaker wishes to contest an order, he or she shall, within thirty (30) days after receipt of the order, deliver to the City Clerk a written objection to the order stating specific reasons for contesting the order. Upon receipt of the written objection, the matter shall be placed on the agenda for the Administrative Review Board to be reviewed at the next regular meeting. The Administrative Review Board shall act as a quasi-judicial body allowing the dog's owner or caretaker an opportunity to present evidence as to why the dog should not be declared a dangerous dog or a prohibited dangerous dog. A nonrefundable fee of fifty dollars (\$50) is required for an owner's or caretaker's contesting of any dangerous dog order. Said fee shall be submitted at the time of and with the written objection stating the reason for contesting the order.

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PART II. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART III. This ordinance shall take effect and be in force from and after its passage and publication.

ATTO-Amend SubSec 7.126(5)(b) Dangerous Dog Order Issuance Criteria