



# City of Chicago



O2021-411

Office of the City Clerk

## Document Tracking Sheet

<b>Meeting Date:</b>	1/27/2021
<b>Sponsor(s):</b>	Lopez (15)
<b>Type:</b>	Ordinance
<b>Title:</b>	Amendment of Municipal Code Section 7-12-290 to increase fines and penalties for cruelty to animals
<b>Committee(s) Assignment:</b>	Committee on Health and Human Relations

## **ORDINANCE**

### **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:**

**SECTION 1.** Section 7-12-290 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

#### **7-12-290 Cruelty to animals – Fines.**

No person shall do any of the following:

(a) Beat, torture, torment, bait, mutilate or cruelly kill any animal, or cause or knowingly allow the same to be done;

(b) Fail to provide any animal in the person's care or custody with ~~proper breed-appropriate~~ food, water, air or sanitary shelter (including ventilation) in such a manner as to be protected from excess heat and cold and is of sufficient size to permit the animal to exercise and move about freely;

(c) Cruelly force into undue physical exertion or carry, keep, drive, overload, overwork, or cause to be carried, driven, overloaded, overworked, or kept, any animal in a cruel manner;

(d) Leave for any unreasonable length of time any animal unattended in a motor vehicle, trailer or other enclosure in such a manner that the animal does not have proper air circulation;

(e) Failure to provide reasonably necessary medical care according to commonly accepted veterinary standards, in addition to the required rabies vaccine, and if diseased or injured or exhibiting symptoms of disease, receives proper care and is segregated from other animals so as to prevent transmittal of the disease ~~Have, keep or harbor any animal which is infected with any disease transmissible to other animals or man, or which is afflicted with any painful disease or injury, including severe parasitism, unless the animal is under the care of a veterinarian;~~

(f) Abandon or intentionally release any animal on any public way or in any place where it may suffer or become a public charge;

(g) Stake out unattended, or leave unrestrained outside and unattended, for any amount of time, any female dog in season, or stake out any dog, regardless of gender, on private property for more than two consecutive hours; or


(h) Knowingly poison or cause to be poisoned any animal except with a written permit from the Illinois Department of Agriculture or the Illinois Department of Natural Resources. Nothing in this subsection shall be construed to prevent the use of poisons, approved by the Illinois Environmental Protection Agency, for rodent or vermin control.

(i) Tether any animal outdoors between the hours of 10:00 p.m. and 6:00 a.m. shall not be tethered for more than 30 minutes when temperatures are below 45 Degrees Fahrenheit or during any associated weather advisory unless an appropriate shelter is accessible to the animal that must be just large enough for the dog to stand up and turn around, the entrance covered by a flexible wind-proofing material or self-closing door, and must contain clean, dry bedding, which must consist of an insulating material that does not retain moisture, such as straw, of sufficient depth for the dog to burrow.

(ii) In cases where the violation of this section creates a danger to the public health and safety or to the health and welfare of an animal, the executive director may cause the animal to be impounded until such time that the conditions that caused the danger are corrected. If the owner fails to correct the conditions within 7 days of the impoundment of the animal, the animal shall become the property of the commission. It shall be the duty of the executive director to obtain the necessary legal process to allow him or her to enter or to cause to have entered any building or premises to remove and impound such animal.

(jk) Any person who shall violate any provision of subsections (a) or (h) shall be fined ~~not less than \$1,000.00~~ \$2,500.00 ~~nor more than \$5,000.00~~ for each offense plus forfeiture of the animal; any person who shall violate any other provision of this section shall be fined ~~not less than \$300.00 nor more than \$1,000.00~~ for each offense plus the forfeiture of the animal after the third offense. Each day that such violation exists shall constitute a separate offense.

**SECTION 2.** This ordinance shall take effect upon passage and publication.

  
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Raymond A. Lopez  
Alderman, 15<sup>th</sup> Ward