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AN ORDINANCE AMENDING TITLE 8, CHAPTER 4, SECTION 2 OF THE ORLAND PARK VILLAGE CODE (CARE AND TREATMENT OF ANIMALS)

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WHEREAS, the Village President and Board of Trustees of the Village of Orland Park (the "Village") have the authority to adopt ordinances and promulgate rules and regulations that pertain to its government and affairs and to protect the public health, safety and welfare of its citizens; and

WHEREAS, it is necessary to revise and update Section 8-4-2-1 (CARE AND TREATMENT OF ANIMALS) of the Village Code as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1:

The above recitals are incorporated herein by reference as though fully set forth herein.

SECTION 2:

Title 8, Chapter 4, Section 2 (CARE AND TREATMENT OF ANIMALS), is hereby amended to read in its entirety as follows:

"8-4-2-1: CARE AND TREATMENT OF ANIMALS

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No owner or person shall cruelly treat, beat, torment, overload, overwork or otherwise abuse any animal. No owner of an animal shall fail to provide such animal with sufficient and wholesome food and water, adequate shelter and protection from the weather, veterinary care when necessary to prevent suffering, and humane care and treatment. (Ord. 3276, 8-2-99)

(A) An animal owner's duties, as provided in the Illinois Humane Care for Animals Act (510 ILCS 70/3) and for purposes of the requirements of this Code Section, include providing his/her animals with adequate shelter and protection from the weather, described as follows:

(1) Proper shelter. Defined as protection from weather for an animal such as a moisture proof building, with dry floor, free from feces, and adequate clean bedding material;

(2) Sufficient room. A pen or kennel shall be of sufficient room to provide adequate exercise. Cable, lead line, tie line or any line used to secure the animal in yard or pen shall be of sufficient length and placement to provide tangle free exercise;

(3) Shelter from sunlight. When sunlight is likely to cause overheating or discomfort, sufficient shade shall be provided to allow all animals/pets kept outdoors to protect themselves from the direct rays of the sun;

(4) Shelter from rain or snow. Animals/pets kept outdoors shall be provided with access to shelter to allow them to remain dry during rain or snow;

(5) Shelter from cold weather. Shelter shall be provided for all animals/pets kept outdoors to afford comfort and protection to such animals appropriate for the local climatic conditions and the animal/pet species concerned;

(6) Shelter from extreme heat or cold. Shelter that is provided in an enclosed area such as enclosed porch shall not cause danger, distress or discomfort to the animal;

(7) Drainage. A suitable method shall be provided to rapidly eliminate excess water to prevent a damp, wet or muddy environment;

(8) No animal may be left outdoors in the case of extreme weather conditions, including when a heat advisory, a wind chill warning, thunderstorm warning, or tornado warning has been issued by the National Weather Service (NWS) or other local, state, or national authority.

(B) In addition to any fine or penalty provided for in Chapter 8 of this Title 8 for a violation of this Section 8-4-2-1, a law enforcement officer or animal control officer may take an animal into protective custody if such officer reasonably believes that the animal is not being provided humane care and treatment as required by this Section and to prevent suffering by the animal.”

SECTION 3:

This Ordinance shall be in full force and effect from and after its adoption and publication in pamphlet form as provided by law.