AN ORDINANCE

Amending Various Sections of Title 9, “Public Safety,”
Chapter 4, “Dogs, Cats, Animals and Fowl,”
of the Evanston City Code

NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That Title 9, “Public Safety,” Chapter 4, “Dogs, Cats, Animals and Fowl,” Section 5, “Certain Animals Prohibited,” of the Evanston City Code of 1979, as amended, is hereby further amended to read as follows:

9-4-5: CERTAIN ANIMALS PROHIBITED:

A. It shall be unlawful, and is hereby declared a nuisance for any person to keep or allow to be kept any animal of the species of horse, mule, swine, sheep, goat, cattle, poultry (with the exception of hens), skunks or poisonous reptiles within the corporation limits of the city.

B. Hens shall mean the female of the species Gallus Gallus Domesticas.

1. The number of hens shall be no less than two (2), and no more than six (6).

2. Any structures housing hens shall be termed an “Accessory Structure” as defined in 4-16-2 of the Municipal Code, and shall abide by all requirements set forth in Title 6, Chapter 4, Section 6-2, “General Provisions for Accessory Uses and Structures,” and Title 5, Chapter 1, “Property Maintenance Code.”

3. Owners of hens shall register with the Illinois Department of Agriculture Livestock Premises Registration, and must have proof of registration on site.
4. Care for hens shall follow the provisions set forth in this Chapter.

5. Hens shall be kept in such a way as to not cause a nuisance as defined in Title 1, Chapter 3, Section 2, and enumerated in Title 8, Chapter 4, Section 1.

6. Licenses for hens must be obtained and shall meet the rules of this Chapter where applicable.

SECTION 2: That Title 9, “Public Safety,” Chapter 4, “Dogs, Cats, Animals and Fowl,” Section 4, “Licenses Fees” of the Evanston City Code of 1979, as amended, is hereby further amended to read as follows:

9-4-4: LICENSE FEES:

(A) General: Upon furnishing of the information required by Section 9-4-3-4 of this chapter and a showing by any applicant for a license that he is prepared to comply with the regulations promulgated by the finance director, a license shall be issued following the payment of the applicable fee as follows:

<table>
<thead>
<tr>
<th>Service</th>
<th>Fee</th>
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<tbody>
<tr>
<td>Hen</td>
<td>$10.00</td>
</tr>
<tr>
<td>Neutered dogs and cats</td>
<td>$10.00</td>
</tr>
<tr>
<td>Dangerous dogs</td>
<td>$100.00</td>
</tr>
<tr>
<td>All other cats and non-dangerous dogs</td>
<td>$15.00</td>
</tr>
<tr>
<td>Each kennel or pet shop, covering all animals kept during the year</td>
<td>$60.00</td>
</tr>
<tr>
<td>Any zoological garden or animal act, covering all animals kept</td>
<td>$120.00</td>
</tr>
</tbody>
</table>

No fee shall be required of any humane society, veterinary hospital, or municipal animal control facility.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: That if any provision of this Ordinance 23-O-10 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications.
of this Ordinance that can be given effect without the invalid application or provision, and each invalid application of this Ordinance is severable.

**SECTION 5:** That this Ordinance 23-O-10 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced:______________, 2010                             Approved:

Adopted:______________, 2010                             ____________________________, 2010

_______________________________
Elizabeth B. Tisdahl, Mayor

Attest:                             Approved as to form:

_______________________________
Rodney Greene, City Clerk     W. Grant Farrar, City Attorney

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