

ORDINANCE NO. F-2008

AN ORDINANCE AMENDING SECTION 14-102 "FEEDING FERAL CATS, FERAL DOGS, AND OTHER WILD ANIMALS PROHIBITED" OF ARTICLE IV OF THE WHEATON CITY CODE

WHEREAS, the City of Wheaton, Illinois ("City") is an Illinois home rule municipality pursuant to provisions of Article VII, Section 6, of the Illinois Constitution, 1970, and as such the City may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the feeding of certain wild animals habituates the animals to humans and changes their wild behavior and causes unwanted concentrations of wild animals increasing the potential for public safety problems; and

WHEREAS, the City finds that the public health, safety, and welfare, as well as the welfare of certain wild animals, is best protected when those animals are not habituated to humans who alter those animals' wild behavior.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Wheaton, DuPage County, Illinois, pursuant to its home rule powers, as follows:

Section 1: That Section 14-102 "Feeding Feral Cats, Feral Dogs, and other Wild Animals Prohibited" of Article IV "Prohibited Acts and Conditions" of Chapter 14 "Animals" of the Code of Ordinances of the City of Wheaton is hereby repealed and rescinded in its entirety and replaced with a new section 14-102 of Chapter 14, which shall read as follows:

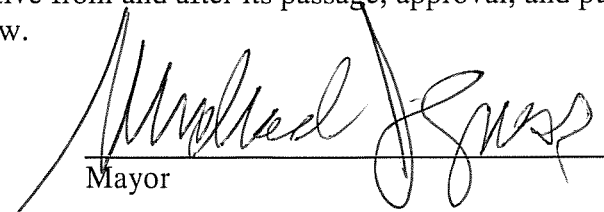
SEC. 14-102 — Feeding Feral Cats, Feral Dogs, and other Wild Animals Prohibited

It shall be unlawful for any person to feed any feral cat, feral dog, raccoon, skunk, opossum, coyote, or wild turkey within the City of Wheaton, except after confinement of the animal within a kennel or other wildlife authorized facility operating in conformance with all applicable laws.

Section 2: All ordinances or parts of ordinances in conflict with these provisions are hereby repealed.

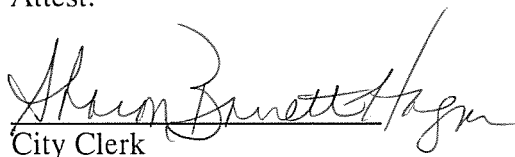
Section 3: If any portion of this Ordinance is declared unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of the Ordinance.

Section 4: This ordinance shall become effective from and after its passage, approval, and publication in pamphlet form in the manner prescribed by law.



Mayor

Attest:



City Clerk

Roll Call Vote:
Ayes: Councilman Suess
Councilman Barbier
Councilwoman Fitch
Councilman Prendiville
Mayor Gresk
Councilman Rutledge
Councilman Scalzo

Nays: None
Absent: None

Motion Carried Unanimously