

ORDINANCE NO: 050323

**AN ORDINANCE FOR THE REGULATION, CONTROLLING, AND KEEPING OF  
DOGS OR CATS WITHIN THE CITY LIMITS**

WHEREAS, the Aldermen of the City of Wheaton, Missouri desire to enact an ordinance defining and regarding regulation, controlling, and keeping of dogs or cats within the City Limits of the City of Wheaton, Missouri.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WHEATON, MISSOURI AS FOLLOWS:

**SECTION ONE:** It shall be unlawful for any person inhumanely or cruelly to beat or abuse any animal within the corporate limits of the City of Wheaton.

**SECTION TWO:** It shall be unlawful to permit any animal to create an "Animal Nuisance". "Animal Nuisance" is created when an animal:

1. Molests or disturbs persons or vehicles by chasing, barking, or biting.
2. Attacks other animals.
3. Damages property other than that of the owner or harborer.
4. Defecates upon any public place or upon premises not owned or controlled by the owner or harborer unless promptly removed by the animal owner or harborer.

**SECTION THREE:** It shall be unlawful for any number of persons residing within one residence to keep more than three (3) dogs or three (3) cats within the corporate limits of the City of Wheaton.

**SECTION FOUR:** It shall be unlawful for any person or persons to maintain a kennel within the corporate limits of the City of Wheaton. "Kennel" is any person or persons, who harbor, shelter, feed, water, or care for more than three (3) dogs or three (3) cats at any time.

**SECTION FIVE:** It shall be unlawful to permit dogs to run at large within the corporate limits of the City of Wheaton. Dogs must either be in a securely fenced yard or secured with a leash, rope, or chain at all times at any place within the corporate limits of the City of Wheaton. This restriction shall not prohibit the appearance of any dog upon streets or public property when such dog is on a leash and is kept under the control of the accompanying owner or harborer.

**SECTION SIX:** Upon conviction of a violation of this ordinance, the violator shall be subject to a fine of not more than \$500.00. A separate offense shall be deemed committed on each day during which the violation occurs or continues.

**SECTION SEVEN:** This ordinance supersedes and revokes any provision of past ordinances inconsistent with the provision of this ordinance.

**SECTION EIGHT:** If any provision of this ordinance is held invalid, such invalidity shall not affect any other provision, or the application thereof, which can be given effect without the invalid provision or application and to this end the provisions of this ordinance are declared to be severable.

**SECTION NINE:** This Ordinance is necessary for protecting the public welfare and safety and shall be in full force and effect from the date of its final passage and approval.

**SECTION TEN:** Said approval being effective the 3<sup>rd</sup> day of May 2023

David Shockley  
DAVID SHOCKLEY, MAYOR

ATTEST:

Jogina Park  
JOGINA PARK, CITY CLERK

BE IT REMEMBERED that the above Ordinance was adopted upon its final reading, by the following vote:

ALDERMAN JON BRATTIN

VOTE yes

ALDERMAN JEREMY MARTELL

VOTE absent

ALDERMAN CASEY PREWITT

VOTE yes

ALDERMAN BRANDON SHOCKLEY

VOTE yes