

**Ordinance of the County Board
of
Kankakee County, Illinois**

RE: AN ORDINANCE PROHIBITING THE SALE OF DOGS AND CATS AT SWAP MEETS

WHEREAS, a significant number of dogs and cats are sold annually at swap meets around the County; and,

WHEREAS, the conditions in which these dogs and cats are sometimes kept are inhumane and should not be encouraged; and,

WHEREAS, prohibiting the sale of dogs and cats at swap meets and similar events is likely to increase demand for animals from animal shelters and rescue organizations; and,

WHEREAS, pursuant to authority granted under 5 ILCS 5/5, the Animal Control Administrator recommended to the Animal Welfare Advisory Committee that curtailing the sale of dogs and cats at swap meets is in the best interests of the County and the for the animals themselves; and,

WHEREAS, the Community Services Committee at its regularly scheduled meeting of April 17, 2018, upon review, discussion and consideration, recommends to the County Board that the County adopt the attached ordinance restricting the sale of dogs and cats at swap meets and similar events.

NOW, THEREFORE, BE IT ORDAINED by the Kankakee County Board, after review, discussion and consideration, adopts the attached ordinance for the restriction of sales of dogs and cats at swap meets and similar events.

PASSED and adopted this 8th day of May, 2018.



Andrew H. Wheeler, County Board Chairman

ATTEST:



Dan Hendrickson, County Clerk

Section 10-14

a. Sale prohibited

No dog or cat shall be offered for sale, gift or other transfer of ownership, and no dog or cat shall be sold, given away or otherwise transferred, on or from any public street, roadway, right-of-way, flea market or swap meet. A "swap meet" is defined for the purpose of this section as a place of commercial activity popularly known as a swap meet or flea market, which is open to the general public and composed of enclosed, semi-enclosed or outdoor stalls, stands, or spaces rented or leased to persons on a temporary basis for the purpose of display and sale, barter or exchange of new or used merchandise.

b. Exceptions

This section shall not prohibit the sale, gift or other transfer of ownership of animals at events duly authorized in writing by the County or that are regulated by other Federal or State agencies or departments. Nor shall this ordinance prohibit the sale, gift or other transfer of ownership of animals by tax-exempt, non-profit organizations founded for the purpose of providing humane, sanctuary or shelter for abandoned or unwanted animals.

c. Penalty

A violation of this ordinance is punishable by a fine of not less than \$250 per person and no more than \$750 per person. For the purposes of section, person is defined as the owner, operator or manager of any swap meet as well as the owner, breeder or peddler of the dogs or cats. Each dog or cat that is offered for sale, gift or other transfer of ownership shall constitute a separate violation of this ordinance and shall be impounded by the County Animal Control.