

Chapter \_\_\_\_

KENNELS  
REVISED FEBRUARY 14, 2006

Sec. \_\_\_\_-1. Definition.

For the purposes of this chapter, the word “kennel” is hereby defined as any place where five (5) or more dogs, or other animals over four (4) months of age, are kept on the premises more than twenty-four (24) hours.

Sec. \_\_\_\_-2. General Standards.

A. Buildings and Premises.

1. All buildings and premises shall be maintained in a sanitary condition and the kennel owner/operator shall:
  - a. Have covered, leak-proof containers available for storage of waste materials before disposal to control vermin and insects. Such containers shall be maintained in a sanitary condition.
  2. Dispose of dead animals in compliance with the Illinois Dead Animal Disposal Act (225 ILCS 610) and rules enacted pursuant to that law (8 Ill. Adm. Code 85) and local ordinances.
  3. Take effective control measures to prevent infestation of animals and premises with external parasites and vermin.
  4. Provide water from a source having sufficient pressure to properly sanitize and clean kennels, runs, equipment and utensils.
  5. Provide hand washing facilities.
2. All buildings shall be constructed so as to provide adequate shelter for the comfort of the animals and shall provide adequate facilities for separation of diseased animals to avoid exposure to healthy and salable animals.
3. Floors of buildings housing or displaying animals shall be of permanent construction to enable thorough cleaning and sanitizing. Dirt and unfinished wood floors are unacceptable. Cleaning shall be performed daily, or more often if necessary, to prevent any accumulation of debris, dirt or waste.
4. Cages shall be constructed of a material that is impervious to urine and water and able to withstand damage from gnawing and chewing.
  1. The cages must be cleaned and sanitized at least once daily, or more often as necessary.
  2. All empty cages shall be kept clean at all times.
  3. Cages shall be of sufficient size to allow the animal to comfortably stand, sit or lie, and offer freedom of movement.
  4. An ambient temperature as defined in the rules for the Federal

Animal Welfare Act (9 CFR 3.2; 1995) shall be maintained for warm-blooded animals. In the case of cold-blooded animals, the temperature that is compatible to the well-being of the species shall be maintained.

5. Runs shall be constructed of material of sufficient strength and design to confine the animal(s).
  1. They shall be kept in good repair and condition.
  2. For new construction or remodeling, the kennel owner/operator shall provide runs surfaced with concrete or other impervious material.
  3. Surface of the run shall be designed to permit the surface to be cleaned and kept free from excessive accumulation of animal waste.
  4. Provisions must be made for adequate drainage, including gutters and discharge of any fluid or content into a sewer, septic tank or filter field, and shall comply with any local zoning.
6. Cages or aquariums for housing of small animals, birds, or fish shall provide space not less than 2 ½ times the body volume of living creatures contained therein.
7. If animals are group-housed, they shall be maintained in compatible groups without overcrowding. No female dog or cat in estrus shall be placed in a pen with male animals, except for breeding purposes.

B. Property information.

1. Legal description or PIN number of property.
2. Site plan showing kennel distance in relation to property boundaries, other buildings, wells and septic system.
3. Minimum land use: Two (2) acres.
4. Setback distances: front - 100 feet; side - 75 feet; back - 100 feet.
5. Minimum 600 feet from residentially zoned lot line.

3. General Care of Animals

1. All persons or establishments granted Conditional Use permits shall comply with all Sections of Humane Care for Animals Act (510 ILCS 70).
2. Sufficient clean water and fresh food shall be offered to each animal daily prescribed in the rules for the Federal Animal Welfare Act (9 CFR 3.5-

3.7;

1995). In the case of young animals, they shall be fed more than once daily. Reptiles, fish or amphibians shall be fed and cared for in accordance with the eating patterns and environmental conditions

compatible with each individual species.

3. The kennel owner/operator or his representative shall be present for general care and maintenance of the animals at least once daily.

4. Adult cats shall be provided with litter pans at all times. The pans shall be cleaned and sanitized at least once daily or more often if necessary.

Sec. \_\_\_\_\_ -3. Procedure for Application

A. Applicants to use forms provided by Zoning Office.

B. Personal information.

1. Name of applicant.

1. Name of property owner, if different from applicant.

2. Mailing address(es) and telephone number(s) of applicant and property owner.

3. Kennel characterization

1. Type of kennel, i.e.: boarding, breeding, training, shelter.

2. Type of animals, i.e.: dogs, cats and non-food producing exotic animals.

3. Maximum number of animals to be housed for time periods more than twenty-four (24) hours.

4. Fees.

1. No conditional use permit shall be approved without payment of fees.

2. The amount of fees shall be in accordance with the ordinance pertaining to the approved fee schedule, as amended.

E. Approval process.

1. Conditional use permit must be obtained through regular course of administrative review.

2. Administrative review channels: Regional Planning, Zoning Board of Appeals, Planning and Zoning Committee and County Board.

F. New application requirements.

1. Any increase in the number of animals of the kennel which exceed the number stated in any application for conditional use shall be reported to the Animal Control Officer or Zoning Enforcement Officer within seventy-two (72) hours.

2. Any increase in the number of animals of the kennel which exceed the number stated in any application for conditional use requires the kennel owner/operator to re-apply for a new conditional use permit.

3. Any kennel owner/operator required to re-apply under this subsection

shall only pay the renewal permit fee.

Sec. \_\_\_\_-4. Additional conditions.

1. Kennel Conditional Use
1. Kennels shall be allowed only in the following zoning districts: A-1, A-2, RH-1, B-1, M-1 and M-2.
2. Kennel owner/operator gives implied consent for periodic on-site kennel inspections by the Iroquois County Animal Control Official, Zoning Enforcement Officer or Building Inspector before renewal of conditional use permit.
3. Kennel owner/operator has duty to provide Animal Control Official or Zoning Enforcement Officer or Building Inspector proof of animal registration, neutering, licensing, or vaccinations.
4. Kennel owner/operator will allow an initial inspection of the premises by any member of the Planning and Zoning Committee, Building Inspector, Zoning Enforcement Officer or an Animal Control Officer.
5. The kennel owner/operator shall state in the application the number of animals which are the subject of the kennel and any increase in such animals shall be reported to the Animal Control Officer or a Zoning Enforcement and a new application for a conditional use permit shall be required.
6. Kennel is a conditional use that must be renewed annually by the Zoning Enforcement Officer.
7. Kennel owner/operator shall post a surety bond of \$75.00 for each animal over ten (10) in number to defray the disposal cost to the county if the facility ceases operations.
8. Kennel owner/operator shall show proof of premises liability insurance that references the kennel operation as the object of such insurance in a minimum amount of \$100,000.00 per person and \$300,000.00 per occurrence.

Sec. \_\_\_\_-5. Refusal, Suspension, Mediation or Revocation of the Conditional Use Permit Grounds.

1. Grounds for Discipline. The Zoning Board or the Zoning Enforcement Officer or Animal Control Officer may refuse to issue or renew or may suspend or revoke Conditional Use Permit on any one or more of the following grounds:
  1. Material misstatement in the application for original Conditional Use Permit or in the application for any renewal under this Ordinance.

2. A violation of any condition or of any regulations or rules issued pursuant thereto.
3. Conviction of a violation of any law of Illinois except minor violations such as traffic violations and violations not related to the disposition of dogs, cats and other animals, or any rule or regulation as to dogs or cats of sale thereof.
4. Making substantial misrepresentations or false promises of a character likely to influence, persuade or induce in connection with the business of a Conditional Use Permit.

2. Complaints.

1. Kennel owner/operator agrees to mediate any nuisance, complaint or conditional use violation before the Zoning Enforcement Officer or Animal Control Officer.
2. If mediation with a Zoning Enforcement Officer or Animal Control Officer is unsuccessful, any party may schedule a hearing before the Planning and Zoning Committee.
3. The kennel owner/operator may appeal final decisions of the Planning and Zoning Committee to the Iroquois County Board.
4. Kennel owner/operator shall have the right to apply to the appropriate court of law only after exhausting the above-described administrative remedies.