



Village of Northbrook

COMMUNICATIONS & LEGISLATION COMMITTEE

NORTHBROOK VILLAGE HALL, 1225 CEDAR LANE
JULY 14, 2015, 6:00 P.M., TERRACE ROOM

The Communications & Legislation Committee of the Village of Northbrook Board of Trustees will hold a meeting on Tuesday, July 14, 2015 at 6:00 p.m. in the Terrace Room of the Village Hall, 1225 Cedar Lane, Northbrook, Illinois. The following will be discussed.

MEETING AGENDA

Please note: A light dinner will be provided for Board Members and Staff

1. CALL TO ORDER
2. HEAR FROM THE AUDIENCE
3. CONTINUED DISCUSSION – Review of Wildlife Ground Feeding Municipal Code Regulations
4. ADJOURN (*Note: Another Committee meeting is scheduled to begin at 6:15 PM*)

ATTACHMENTS:

- Staff Memo and Draft Ordinance - Wildlife Ground Feeding Regulations

Kathryn Ciesla, Chair

Communications/Legislation Committee

Members: Trustee Heller
Trustee Israel

Village of Northbrook
Cook County, Illinois
July 14, 2015

The Village of Northbrook is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of this meeting or the facilities, are requested to contact Greg Van Dahm or Debbie Ford (847-664-4014 and 847-664-4013, respectively) promptly to allow the Village of Northbrook to make reasonable accommodations for those persons. Hearing impaired individuals may call the TDD number, 564-8645, for more information.



Village of Northbrook

DEVELOPMENT & PLANNING SERVICES

TO: RICHARD NAHRSTADT, VILLAGE MANAGER
FROM: THOMAS POUPARD, DIRECTOR OF DPS
DATE: JULY 10, 2015
SUBJECT: COMMUNICATIONS & LEGISLATION COMMITTEE REVIEW
DRAFT MUNICIPAL CODE AMENDMENT
LIMITATIONS ON GROUND FEEDING OF WILDLIFE

The Communications and Legislation (C&L) Committee of the Board of Trustees will meet on Tuesday, July 14, 2015 at 6:00 PM to continue the discussion of restrictions on ground feeding wildlife. The C&L Committee last discussed this topic during a committee meeting held on June 23, 2015. The C&L Committee heard additional public comments from residents and then discussed various code language options to prohibit ground feeding.

The Committee directed the Village Attorney to prepare a draft ordinance for their review during a brief meeting on July 14. Anticipating that the language would be acceptable, they also asked the item be paced on the Regular Meeting agenda for later that evening.

Attached to this cover memo is a draft amendment to the Municipal Code to prohibit ground feeding. The primary restrictions in the draft code language follows:

It shall be unlawful for any person to place table scraps, seed or other food out-of-doors in any residential zoning district of the village, outside of appropriate waste containers and in such a manner as to harbor or attract wild animals, including without limitation, raccoons, coyotes, skunks, deer, possums, foxes, or squirrels, and thereby cause such wild animals to become habituated to humans. Above-ground hanging bird feeders are allowed as long as all feed is placed in a container or feeder designed for the specific purpose of feeding birds.

If the Committee finds the language in the draft ordinance acceptable, it would be appropriate to recommend its approval for consideration by the Board on July 14. The draft ordinance has already been placed on the July 14 Regular Meeting agenda.

The Village Attorney and Staff will be in attendance for the Committee meeting to answer any questions regarding the ordinance language.

DRAFT

ORDINANCE NO. 2015-

BE IT ORDAINED by the President and Board of Trustees of the Village of Northbrook, County of Cook and State of Illinois THAT:

**AN ORDINANCE AMENDING THE
NORTHBROOK MUNICIPAL CODE (1988), AS AMENDED,
REGARDING GROUND FEEDING OF WILD ANIMALS**

shall be, and is hereby, adopted as follows:

Section 1. BACKGROUND.

Chapter 5 of the Northbrook Municipal Code (1988), as amended ("***Municipal Code***") regulates the harborage and ownership of animals, both domesticated and wild. Village staff now recommends that the Village amend the Municipal Code to adopt specific regulations prohibiting ground feeding in residential zoning districts in a manner that attracts wild animals and declaring such feeding to be a nuisance.

The President and the Board of Trustees hereby find that it is in the best interest of the public and the Village to amend the Municipal Code as specifically provided in this Ordinance.

Section 2. AMENDMENTS.

A. Section 5-2, of Article I, entitled "In General," of Chapter 5, entitled "Animals," of the Municipal Code, shall be amended to be and read as follows: [Added text **bold and double underlined**; deleted text ~~struck through~~]

Sec. 5-6. Harboring, ~~or~~ ownership, and ground feeding of dangerous, ~~feral, undomesticated~~, vicious, or wild animals prohibited.

(a) No person shall be allowed to harbor, or have ownership in, any dangerous, ~~feral, undomesticated~~, vicious, or wild animal, except when such an animal is harbored in, or owned by, an approved facility and provided such an animal remains in an escape-proof enclosure at all times.

(b) It is no defense to a violation of subsection (a) that the person harboring, or claiming an ownership in, any dangerous, ~~feral, undomesticated~~, vicious or wild animal has attempted to domesticate, or in any way make safe, the dangerous, ~~feral, undomesticated~~, vicious, or wild animal. Any dangerous, ~~feral, undomesticated~~, vicious, or wild animal harbored or owned in violation of this section shall be subject to

1 immediate seizure and placement in an approved facility, or otherwise disposed of
2 according to the provisions of state law.

3 (c) It shall be unlawful for any person to place table scraps, seed or other food out-of-
4 doors in any residential zoning district of the village, outside of appropriate waste
5 containers and in such a manner as to harbor or attract wild animals, including
6 without limitation, raccoons, coyotes, skunks, deer, possums, foxes, or squirrels, and
7 thereby cause such wild animals to become habituated to humans. Above-ground
8 hanging bird feeders are allowed as long as all feed is placed in a container or feeder
9 designed for the specific purpose of feeding birds.

10 (d) Any person found guilty of violating this section shall be fined an amount as established
11 in the annual fee ordinance and shall be responsible for any and all costs connected
12 with the seizure, confiscation, confinement, and disposal of such animal, including any
13 and all reasonable attorneys' fees.

14 B. Section 16-1, entitled "General prohibition; abatement," of Article I, entitled "In
15 General," of Chapter 16, entitled "Nuisances," of the Municipal Code, shall be amended to be and read
16 as follows: [Added text **bold and double underlined**; deleted text ~~struck through~~]
17

18 **Sec. 16-1. - General prohibition; abatement.**

19 (a) It shall be unlawful for any person to cause, permit or maintain the existence of any
20 nuisance on any property under his control, leasehold, or ownership.

21 (b) The village manager or his authorized representative is hereby authorized to abate or
22 take all necessary action to abate any nuisance existing in the village. The village
23 sanitation is hereby authorized, in addition to other village officers, to abate any
24 nuisance defined in paragraphs (1), (2), (3), (5), (7), (8), and (9) of subsection (c) of this
25 section.

26 (c) Any of the following shall constitute a nuisance:

27 * * *

28 **(16) The prohibited harboring, ownership, or ground feeding of dangerous, vicious,**
29 **or wild animals as set forth in Section 5-6.**

30 * * *

31 Section 3. EFFECTIVE DATE.

32 This Ordinance shall be in full force and effect ten days after its passage, approval and
33 publication in pamphlet form as provided by law.