
**VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 23-07

**AN ORDINANCE AMENDING SECTION 6.04.020(H) OF THE VILLAGE OF
HARWOOD HEIGHTS CODE OF ORDINANCES TO ALIGN ANIMAL CRUELTY
REGULATIONS RELATING TO ANIMALS LEFT UNATTENDED IN VEHICLES
DURING INTEMPERATE WEATHER**

Passed by the Board of Trustees, April 13, 2023

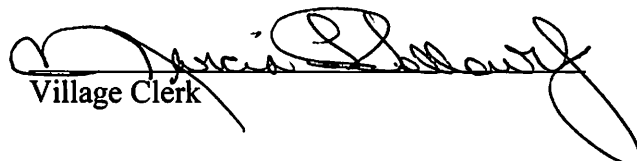
Printed and Published April 13, 2023 in Pamphlet Form
By Authority of the Village Board of Trustees

VILLAGE OF HARWOOD HEIGHTS
COOK COUNTY, ILLINOIS

ARLENE C. JEZIERNY, MAYOR
MARCIA L. POLLOWY, VILLAGE CLERK

GENE BRUTTO
ANNETTE BRZEZNIAK-VOLPE
ANNA BRZOZOWSKI-WEGRECKI
ZBIGNIEW LEWANDOWSKI
LAWRENCE STEINER
GIUSEPPE "JOE" ZERILLO

I hereby certify that this document was
properly published in pamphlet form
by authority of the Board of Trustees
on the date stated above.


Village Clerk

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WHEREAS, the Village of Harwood Heights (the “Village”) is an Illinois municipal corporation organized and operating pursuant to authority granted by the Constitution and Laws of the State of Illinois;

WHEREAS, the Village is a home rule unit of government pursuant to Section 6(a), Article VII of the 1970 Illinois Constitution;

WHEREAS, pursuant to its home rule power, the Village may exercise any power and perform any function relating to its government and affairs;

WHEREAS, the Village is further authorized to prohibit cruelty to animals (65 ILCS 5/11-60-2);

WHEREAS, the Village has adopted a variety of anti-cruelty measures to prohibit the mistreatment and suffering of defenseless domesticated animals;

WHEREAS, in 2016, the Village enacted an ordinance defining specific forms of animal cruelty, including a provision forbidding leaving animals in enclosed spaces without ventilation when the temperature is 90 degrees or above;

WHEREAS, on February 9, 2023, the Village Board adopted Ordinance No. 23-02, which addressed substantially similar circumstances, but in a narrower manner and with stricter standards, focusing instead on leaving animals unattended in motor vehicles when the temperature exceeds 75 degrees or dips below 35 degrees Fahrenheit; and

WHEREAS, the Village Board is desirous of aligning the ordinances and eliminating any ambiguities in order to enhance law enforcement's ability to administer and enforce the respective measures;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Harwood Heights, County of Cook, Illinois, in the exercise of the Village's home rule powers, that the Village Code be amended as follows, with all existing provisions of the Village Code not set forth below continuing in full effect as currently written:

SECTION 1. RECITALS. The foregoing recitals shall be and are hereby incorporated into and made a part of this Ordinance as if fully set forth in this Section 1.

SECTION 2. AMENDMENT. Title 6 ("Animals"), Chapter 8.04 ("Definitions and General Provisions"), Section 6.04.020 ("Cruel Treatment") of the Village of Harwood Heights Code of Ordinances, shall be, and hereby is amended as follows: (additions in **bold and underline** and deletions in **~~bold and strikeout~~**):

6.04.020 – Cruel Treatment

[...]

H. No person shall leave any animal unattended **and confined** in a motor vehicle, enclosed trailer, kennel, dog house, or any other type of container or structure ~~where the animal does not have proper air circulation and the outside air temperature is ninety (90) degrees or above~~ **in such a manner that places it in a life or health threatening situation by exposure to a prolonged period of extreme heat or cold, without proper ventilation or other protection from such heat or cold. For purposes of this Subsection, it shall be presumed that an animal's health, safety, or welfare is endangered when the animal is confined in a any type of non-temperature controlled container or structure for a period of five (5) or more minutes when the ambient outside air temperature measures above seventy-five (75) degrees Fahrenheit or below thirty-five (35) degrees Fahrenheit.**

SECTION 4. RESOLUTION OF CONFLICTS. All ordinances or parts of

ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. SAVING CLAUSE. If any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance, which are hereby declared to be separable.

SECTION 6. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

VOTES

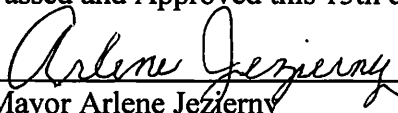
AYES: Trustee Brutto, Steiner, Brzozowski-Wegrecki, Zerillo, Lewandowski

NAYS:

ABSENT: Trustee Brzezniak-Volpe

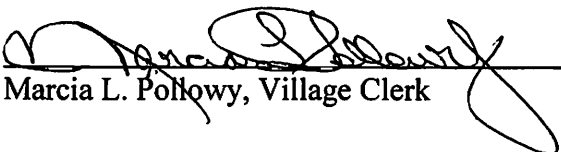
ABSTAIN:

Passed and Approved this 13th day of April, 2023.



Mayor Arlene Jezierny

ATTEST:



Marcia L. Polowy, Village Clerk

STATE OF ILLINOIS

COUNTY OF COOK

CERTIFICATION

I, Marcia L. Pollowy, do hereby certify that I am the duly elected and acting Clerk of the Village of Harwood Heights, County of Cook, State of Illinois.

I do further certify that the foregoing Ordinance 23-07 entitled:

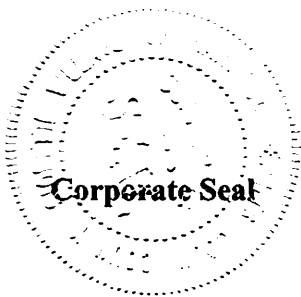
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Is true and correct copy of an Ordinance adopted by the Board of Trustees of the Village of Harwood Heights at a meeting held on the 13th day of April, 2023.

I do further certify that the original of which the foregoing is a true copy is entrusted to my care and safekeeping, and that I am keeper of the same.

I do further certify that I am the keeper of the records, ordinances, and resolutions of said Village of Harwood Heights, Cook County, Illinois.

In witness whereof I have hereunto set my official hand and seal this 14th day of April, 2023.




Marcia L. Pollowy
Village Clerk

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[Handwritten signature]

