

VILLAGE OF NORTH AURORA



VILLAGE OF NORTH AURORA  
KANE COUNTY, ILLINOIS

Ordinance No. 21-05-03-02

---

**ORDINANCE REGARDING THE HUMANE SALE OF CATS AND DOGS**  
**IN THE VILLAGE OF NORTH AURORA**

---

Adopted by the  
Board of Trustees and President  
of the Village of North Aurora  
this 3 day of May, 2021

Published in Pamphlet Form  
by authority of the Board of Trustees of the  
Village of North Aurora, Kane County, Illinois,  
this 3 day of May, 2021  
by [Signature].

Signed [Signature]

VILLAGE OF NORTH AURORA

ORDINANCE NO. 21-05-03-02

**AN ORDINANCE REGARDING THE HUMANE SALE OF CATS AND DOGS  
IN THE VILLAGE OF NORTH AURORA**

**WHEREAS**, the President and the Board of Trustees of the Village of North Aurora, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety and welfare of its citizens; and

**WHEREAS**, the Village has monitored the issues in respect to “puppy mills” and what other area municipalities are doing in regard to the humane treatment of pets; and

**WHEREAS**, a significant number of puppies and kittens sold at pet shops come from commercial breeding facilities where the health and welfare of the animals are not adequately provided for; and

**WHEREAS**, inadequate care and conditions at commercial breeders can lead to behavioral and health issues in the puppies and kittens and ultimately lead to increased financial and emotional costs for the purchasing consumer and the community; and

**WHEREAS**, controlling pet overpopulation is a public health and safety concern; and

**WHEREAS**, the President and Board of Trustees have determined that restricting the retail sale of puppies and kittens to puppies and kittens sourced from shelters, humane or rescue organizations is likely to decrease the demand for puppies and kittens bred at commercial breeders, to increase the demand for animals from animal shelters and rescue organizations, protect consumers and the community and is in the best interests of the Village.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of North Aurora, Kane County, Illinois, as follows:

1. The recitals set forth above are adopted and incorporated herein as the material and significant findings of the President and the Board of Trustees as if fully stated herein.
2. Title 6 (Animals) is hereby amending by adding Chapter 6.20 as follows:

**6.20 - SOURCING OF ANIMALS SOLD BY PET SHOP OPERATORS**

**6.20.010 - Restrictions on the sale of dogs and cats**

- A. A pet shop operator may offer for sale only dogs and cats that the pet shop operator has obtained from or displays in cooperation with:
  1. Duly incorporated humane society, animal welfare society or other nonprofit organization the purpose of which is to provide for and promote the welfare, protection and humane treatment of animals; or
  2. An animal rescue organization, which is defined as any not-for-profit organization

## VILLAGE OF NORTH AURORA

recognized to be tax-exempt under Section 501(c)(3) of the United States Internal Revenue Code, the mission and practice of which is, in whole, or in significant part, the rescue and placement of animals in permanent homes. This term does not include any entity that is, or is housed on the premises of, a breeder or broker, obtains dogs or cats from a breeder or broker in exchange for payment or compensation, or resells dogs, cats or rabbits obtained from a breeder or broker and provides payment or compensation to such breeder or broker.

- B. A pet shop operator shall not offer for sale a dog or cat that is younger than eight weeks old.
- C. Record Keeping and Disclosure: A pet shop operator shall maintain records stating the name address of the animal shelter or animal rescue organization that each dog or cat was obtained for at least two (2) years from the date of acquisition and shall make the records available to the Community and Economic Development Director or his designee upon request.
- D. Each retail pet shop operator shall display on each cage a label stating the name and address of animal shelter or animal rescue organization from which for each dog or cat in the cage was obtained.

3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof. The Village Board of Trustees hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that anyone or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

4. Codification. The corporate authorities of the Village intend that this Ordinance will be made part of the North Aurora Municipal Code and that sections of this Ordinance can be renumbered or re-lettered and the word "Ordinance" can be changed to "Section," "Article," Chapter" or some other appropriate word or phrase to accomplish codification, and regardless of whether this Ordinance is ever codified, the Ordinance can be renumbered or re-lettered and typographical errors can be corrected with the authorization of the Village Attorney, or his or her designee.

5. Conflict. All parts of the North Aurora Municipal Code in conflict with the terms or provisions of this Ordinance shall be and the same are hereby amended or repealed to the extent of such conflict, and all other provisions of the North Aurora Municipal Code and all other existing ordinances shall otherwise remain in full force and effect.

6. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

3 Presented to the Board of Trustees of the Village of North Aurora, Kane County, Illinois this day of May, 2021, A.D.

VILLAGE OF NORTH AURORA

Passed by the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 3 day of May, 2021, A.D.

Mark Carroll Yea

Laura Curtis Yea

Mark Guethle Yea

Michael Lowery Yea

Todd Niedzwiedz Yea

Carolyn Bird Salazar Yea

Approved and signed by me as President of the Board of Trustees of the Village of North Aurora, Kane County, Illinois this 3 day of May, 2021, A.D.

  
\_\_\_\_\_  
Mark Gaffino, Village President

ATTEST:

  
\_\_\_\_\_  
Jessi Watkins, Village Clerk