

## Chapter 9 Captive Cervids in Bayfield County

### Sec. 5-9-1 Fencing Standards Adopted

- 1) Adoption of Standards.** In addition to the Wisconsin Statutes and other state laws adopted, there is also adopted in its entirety NR 16.45, Wis. Adm. Code, entitled "Farm Raised deer; white-tailed deer, specifications" including all amendments to the same.
- 2) Compliance.** All captive cervid operations in Bayfield County, whether now existing at the time of enactment of this ordinance, must comply with the fencing standards specified in NR 16.45, Wis. Adm. Code.
- 3) Annual Inspection.**
  - a.** The Bayfield County Planning and Zoning Agency and Bayfield County Conservation Department shall ensure captive cervid operations comply with all applicable fencing standards.
  - b.** Inspection of all captive cervids operations shall occur on at least an annual basis.
  - c.** A captive cervid operation may be inspected any time there is cause to believe a fence is not in compliance with standards or after a weather event that is known to have impact on fences within Bayfield County.
  - d.** In the event the Bayfield County Planning and Zoning Agency or Bayfield County Land Conservation Department determines that a fence is out of compliance with applicable fencing standards, either department may, but is not required to, send written notice to the landowner to correct the violation within a specified time period prior to Bayfield County initiating enforcement action.
  - e.** Bayfield County retains the authority to proceed directly to enforcement through citation or the initiation of legal proceedings in the event any fence is found not to comply with applicable fencing standards.

### Sec. 5-9-2 Importation of Live Cervids

- 1) Adoption of Standards.** In addition to the Wisconsin Statutes and other state laws adopted, there is also adopted in its entirety ATCP 10.53 ("Farm-raised deer; chronic wasting disease herd status program") and 10.56 ("Moving farm-raised deer in Wisconsin"), including all amendments to the same.

**2) Importation Requirements.** Importing into Bayfield County via any means a live cervid that is to be housed in the county is prohibited unless all of the following provisions are complied with:

- a. The animal comes from a herd enrolled in the Herd Status Program as specified in ATCP 10.53.
- b. The animal has a certificate of veterinary inspection (CVI) as specified in ATCP 10.56(2-3).
- c. An "Affidavit Certifying Cervid Origin" is submitted demonstrating the animal comes from a location that is not within 10 miles of where there is a documented case of a communicable disease in a wild or captive cervid recorded within five years prior to the animal being moved.

**3) Submission of Documentation.** The documentation required by paragraph 2, above, shall be submitted via certified mail to the Bayfield County Clerk within thirty (30) days of the date the live cervid(s) was brought into Bayfield County. The County Clerk shall then provide copies to the Planning and Zoning Agency and the Land Conservation Department.

**Sec. 5-9-4** Except as specifically modified and amended by this ordinance, the Bayfield County Code of Ordinance shall remain in force and effect exactly as originally adopted and previously amended. All ordinances or parts of ordinances inconsistent with or in contravention of the provisions of this ordinance are hereby repealed.

**Sec. 5-9-5 Severability.** If a court of competent jurisdiction adjudges any section, clause, provision, or portion of this ordinance unconstitutional or invalid, the remainder of this ordinance shall not be affected thereby.

**Sec. 5-9-6 Effective Date.** This ordinance shall take effect and be in full force from and after its passage.