

1st Reading

11/17/2006
Referred to (name of) Committee

PS & RS
Public Hearing

12/13/2006
2nd Reading and Final Passage

12/22/2006

2006-Or-141

**AN ORDINANCE
of the
CITY OF
MINNEAPOLIS**

By Samuels

1a

Amending Title 4, Chapter 64 of the Minneapolis Code of Ordinances relating to Animals and Fowl: Dogs, Cats, Ferrets and Rabbits.

The City Council of The City of Minneapolis do ordain as follows:

Section 1. That Section 64.20 of the above-entitled ordinance be amended to read as follows:

64.20. Collars and tags required. Every person required to obtain a dog or cat license under this chapter shall place and keep around the neck of the dog or cat a permanent-type collar or harness to which shall be securely attached the metallic license tag issued at the time the license was applied for. No person shall make, sell, purchase, possess, place or allow to be placed on any dog or cat any metallic tag of the same form, shape, or appearance as the official metallic license tag. Collars may not exceed two (2) pounds in weight and must be made of durable material strong enough to hold the animal it is intended for. Collars or harnesses may not cause injury to the animal. Violations of this provision are subject to an administrative fine.

Section 2. That Section 64.50 of the above-entitled ordinance be amended to read as follows:

64.50. Leashing and tethers; feces clean up. (a) Leashing. No person having the custody or control of any dog or animal of the dog kind shall permit the ~~same~~ dog to be on any unfenced area or lot abutting upon a street, alley, public park, public place or upon any private land without being effectively restrained from moving beyond such unfenced area or lot; nor shall any person having the custody or control of any dog or animal of the dog kind permit the ~~same dog~~ at any time to be on any street, alley, public park, school ground, or public place without being effectively restrained by chain or leash ~~not exceeding eight (8) feet in length~~, except in areas officially designated for off leash activities. Violations of this provision may result in an administrative fine.

(b) Tethers; Tethers are a method (cable, rope or chain) of physical restraint intended to secure and confine an animal to a specific location in a safe and humane manner. Tethers must be at least three (3) times the length of animal secured to it. Any animal secured with a tether must be in an area that would not allow the animal to become tangled around objects and allow the animal access to shelter and water. Tethers must be placed in such a location as to inhibit the secured animal from reaching a public sidewalk, street, school grounds, alley or public place or any other property other than the owner or custodian's property. Tethers may not exceed five (5) pounds in weight. Violations of this provision may result in an administrative fine.

~~(b) (c) Feces clean up. Any person having the custody or control of any dog or domestic animal shall have the responsibility for cleaning up any feces of the animal and disposing of such feces in a sanitary manner. It shall furthermore be the duty of any person having custody or control of any dog or domestic animal on or about any public place to have in such person's possession suitable equipment for picking up, removal and sanitary disposal of animal feces. The provisions of this paragraph shall not apply to a guide dog accompanying a blind person or to a service dog accompanying a disabled person or to a dog when used in police or rescue activities. Every person convicted of a violation of this provision shall be punished by a fine of not more than one hundred dollars (\$100.00). Violations of this provision may result in an administrative fine.~~

~~(e) (d) The provisions of this section shall not apply to the ownership or use of Seeing Eye dogs by blind persons, a certified guide dog accompanying a blind person, a certified service dog accompanying a disabled person, or dogs used in official police activities of the city, such as the canine corps or tracking dogs used by or with the permission of the city's police department. Violations of this provision may result in an administrative fine.~~

Section 3. That Section 64.100 of the above-entitled ordinance be amended to read as follows:

64.100. Maximum number animals of the dog, cat, ferret, or rabbit kind. (a) No occupant owner or caretaker of any residential building or unit of a residential building shall knowingly allow more than three (3) animals of the dog, cat, ferret, or rabbit kind over the age of four (4) months to be kept, harbored or maintained within any the residential building or unit on any residential lot or parcel of property in the city without a permit.

(b) The number of dogs, cats, ferrets, or rabbits permitted in subsection (a) may be increased by obtaining a permit issued by Minneapolis Animal Care and Control the commissioner of health or their designee. ~~Such~~ The permit shall specify any restrictions, limitations, conditions or prohibitions required which by the Manager of Minneapolis Animal Care and Control commissioner of health or their designee ~~deems reasonably necessary to protect any person or neighboring use from unsanitary conditions, unreasonable noise or odors, or annoyance, or to protect the public health or safety.~~ Such a The permit may be modified from time to time or revoked by the Manager of Minneapolis Animal Care and Control commissioner or their designee for failure to conform to such restrictions, limitations, conditions or prohibitions. ~~Such modification or revocation shall be effective from and after ten (10) days following the mailing of written notice thereof by certified mail to the person or persons keeping or maintaining such dogs, cats, ferrets, or rabbits. Violations of this section may result in an administrative fine.~~

(c) The Manager of Minneapolis Animal Care and Control may grant permits pursuant to this section only after the applicant has gained the written consent of at least eighty (80) percent of the occupants of the several descriptions of real estate situated within one hundred (100) feet of the applicant's real estate.

(c)-(d) Any person desiring a permit shall make application to Minneapolis Animal Care and Control. Approval of application is subject to conditions prescribed by Minneapolis Animal Care and Control. The permit may be denied or cancelled at the discretion of the Manager of Minneapolis Animal Care and Control. All permits issued hereunder shall expire on ~~February~~ January 31 of the following year first next after its issuance unless sooner revoked. The annual fee for such permit shall be ~~twenty dollars (\$20.00)~~ thirty dollars (\$30.00) which shall be paid at the time of the making of the application. therefor. Minneapolis Animal Care and Control Animal control shall inspect the premises annually or as deemed necessary. every other year prior to issuing a renewal of the permit. Should the permit be refused or cancelled, the fee paid with application shall be retained by Minneapolis Animal care and Control. Violations may result in an administrative fine.

(e) Minneapolis Animal Care and Control shall enforce the provisions of this chapter.

Certified as an official action of the City Council: *[Signature]*

RECORD OF COUNCIL VOTE (X INDICATES VOTE)													
COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN	COUNCIL MEMBER	AYE	NAY	NOT VOTING	ABSENT	VOTE TO OVERRIDE	VOTE TO SUSTAIN
Ostrow	X						Glidden	X					
Gordon	X						Schiff	X					
Hofstede	X						Remington	X					
Johnson	X						Benson	X					
Samuels	X						Colvin Roy	X					
Lilligren	X						Hodges	X					
Goodman	X												

ADOPTED DEC 22 2006
DATE

APPROVED NOT APPROVED VETOED

ATTEST *[Signature]*
CITY CLERK

[Signature] DEC 22 2006
MAYOR RYBAK DATE