

**City of Falcon Heights
Environment Commission
Meeting Minutes
July 9, 2012**

Present: Commissioners Diane Ross, Brian Goodspeed, Peggy Hall, Nina Semmelroth, Ethan Wagner, Jeff Connell, Rebecca Montgomery, Mayor Peter Lindstrom, Deb Jones (Staff).
Guests: Bill Stephenson of St. Paul Animal Control; Jane McHattie, St. Paul resident, Falcon Heights Residents Deb Alexander, Lisa Lovdahl

Absent: Isaac Mielke

1. The meeting was called to order by the Chairs at 6:30. The June minutes were approved.

2. **Chicken keeping**

Mr. Bill Stephenson of the City of St. Paul's Animal Control department spoke to the Commission about the practical mechanics and challenges of administering their permitting program for certain regulated animals, including bees and chickens (the Commission's focus this evening)

St. Paul's program requires an initial permit with site plan approval and annual renewal with site inspections. The basic provisions are covered by their city code. Detailed rules and procedures for each type of animal are governed by administrative policies. Mr. Stephenson provided copies, which are appended to these minutes, and answered Commissioners' questions.

The second invited speaker was Jane McHattie, resident of the Como Park neighborhood of St. Paul, who has kept chickens for several years. She told how she and her family came to be own chickens and how they built their chicken house and pen. She described her "life with chickens" and answered many questions from those present.

3. **Adjournment.** Due to the length of time the Commission spent listening to the guest speakers and asking questions, Ms. Ross suggested tabling the model bee ordinance. The other Commissioners being in agreement, the meeting adjourned at approximately 8:45 pm.





CITY OF SAINT PAUL
DEPARTMENT OF SAFETY AND INSPECTIONS

CHICKEN KEEPING FACT SHEET

A Keeping of Animal Permit is: (See www.stpaul.gov/code Title XX - Animals, Chapter 198.)

- Required for any number of chickens – **Roosters are PROHIBITED**
- Required for pigeons and other fowl
- Required for bee hives

(For permit information regarding other small animal species contact Animal Control)

All permits will be contingent on adhering to the following.

Application for a Keeping of Animal Permit:

- An application is obtained (**Form available on line and/or at DSI?**) and submitted to the Department of Safety and Inspections (DSI), along with a site plan (Blueprint of the property and buildings) and the Petition to Harbor signatures (**Forms available on line and/or at DSI?**)
 - Appropriate fee(s) must be paid to DSI.
 - ◇ \$72.00 initial permit
 - ◇ \$25.00 initial permit three or fewer chickens*
 - ◇ \$27.00 annual renewal
 - ◇ \$15.00 annual renewal three or fewer chickens*
- *Three or fewer applies to chickens only
- When all approvals and/or necessary building permits are completed, the application will be processed to Animal Control for review of the signature authenticity and perform the property inspection.
 - A renewal invoice will be mailed and inspection will be performed annually.

Site Plan approval is required:

- A site plan of the proposed coop/loft location and materials to be used must be submitted to DSI Site Plan Review. The blueprint must include:
 - ◇ Location and dimensions of the coop/loft, including doorways, run/exercise areas, setback from property line, and/or attachment to existing structure(s).
 - ◇ Location of existing structures.
 - ◇ The height of the structure.
 - ◇ Location and type of fencing (Existing or proposed).
 - ◇ Electrical wiring plans (if applicable). **NO** extension cords allowed.
 - ◇ Number of birds proposed. Roosters are prohibited.
 - ◇ It is the responsibility of the applicant to obtain all approvals and permits before the Animal Permit can be issued.

Location Requirements and Operational Standards:

- Coops, lofts, and bee hives must be located in the rear yard.
- Coops and Lofts must be five (5) feet back from interior property lines. (No setback is required for a run/exercise area)
- Hives must be ten (10) feet back from interior property lines.
- One (1) chicken is allowed for every 4 square feet of inside coop area; one pigeon is allowed for every 1.5 square feet of loft/coop area. Outdoor run/exercise areas for chickens shall be a minimum of eight (8) square feet per bird.
- Feed must be stored in covered rodent proof containers. When feed is provided to the pet, it must be done in a manner that will not attract rodents.
- Birds must be tended to twice daily assuring sufficient water, shelter (shade), and feed.
- Structures and grounds must be kept in good repair and in a clean and sanitary condition.
- Coops, feeding, and lounging areas shall be cleaned of wet bedding and manure once per day.
- The “deep litter method” is not an acceptable method of coop sanitation and is not allowed.
- All animal waste (fecal matter, bedding, food, etc.) shall be properly stored, and disposed of at least once a week.
- Composting feces or animal parts is not allowed. (Legislative Code XXIX, Sec. 357.08)
- Flies, rodents, and noxious odors must be controlled.
- Chickens must be confined to the property.

Failure to follow the standards listed above, and/or any additional written requirements imposed by the Animal Control Officer, Environmental Health, or Code Official will result in revocation or denial of a permit, and may include further enforcement action.

Application location:

Site Plan Review, Zoning, Building and Electrical Permits

Department of Safety and Inspections
375 Jackson St., Suite 220
Saint Paul, MN. 55101
651-266-8989

Related Agency Contact and Locations:

Heritage Preservation Commission
25 W. 4th St., Suite 1400
Saint Paul, MN. 55102
651-266-9078

Animal Control Center
1285 W. Jessamine Ave.
Saint Paul, MN 55108
651-266-1100



CITY OF SAINT PAUL
DEPARTMENT OF SAFETY AND INSPECTIONS

*Animal Control
Stevenson*

BEE KEEPING FACT SHEET

A Keeping of Animal Permit is: (See www.stpaul.gov/code Title XX - Animals, Chapter 198.

- Bee hives

Application for a Keeping of Animal Permit:

- An application is obtained (On line and/or at DSI?) and submitted to the Department of Safety and Inspections (DSI), along with a site plan (Blueprint of the property and buildings) and the Petition to Harbors signatures (Forms available on line and/or DSI?)
- Appropriate fee(s) paid to DSI.
 - ◊ \$72.00 initial permit
 - ◊ \$27.00 annual renewal
- When all approvals and/or necessary building permits are completed, the application will be processed to Animal Control for review of the signature authenticity and site inspection.
- A renewal invoice will be mailed and inspection will be performed annually.

All permits will be contingent on adhering to the following.

Site Plan approval is required:

- A site plan of the proposed hive location and materials to be used for the enclosure (fencing) must be submitted to DSI Site Plan Review/Zoning for approval (HPC approval may also be necessary) The blueprint must include:
 - ◊ Location and dimensions of the hive(s) setback from property line.
 - ◊ Location and type of fencing (Existing or proposed)

Location Requirements and Operational Standards:

1. One colony of bees allowed for every 2000 square feet of property.
2. Hives must be located in the rear yard at least ten (10) feet from an adjoining property and meet the following:
 - Hives must be securely enclosed by solid (privacy type) fencing; natural vegetation such as Lilac bushes or similar, may serve as a substitute. Minimum height must be five (5) feet so the bees entering and leaving the hive assume a vertical flight pattern.
 - There shall be no hand holds, foot holds, or other means on the fence or barrier that would allow children access to the hive. The enclosure or barrier shall be configured so children will be kept at least ten (10) feet away from the hive.

- Entrances to the hive shall be equipped with self closing latching gates with the latching mechanism mounted at least five (5) feet off the ground. Latching mechanisms mounted lower than five (5) feet must be kept securely locked.
 - A sign stating "Warning Bee Hive" in letters at least four (4) inches in height must be posted conspicuously near the top of the fence or barrier around the hive.
3. Hives proposed for a rooftop location shall meet all Building Code requirements and obtain all permits approvals necessary. Enclosures are not necessary for hives second story and above.
 4. Care must be taken so as not to cause a public nuisance in your neighborhood.
 5. The Department of Safety and Inspections (DSI) is authorized to conduct such inspections of the property and hive(s) it deems necessary to insure compliance with all provisions set forth, and shall have the right of entry at any reasonable hour for this purpose.
 6. Permits will not be issued to persons not residing at the residence.
 7. Permit holder shall defend and indemnify the City of Saint Paul against any and all claims arising out of keeping bees on the premises.

Application location:

Site Plan Review, Zoning, Building and Electrical Permits

Department of Safety and Inspections
375 Jackson St., Suite 220
Saint Paul, MN. 55101
651-266-8989

Related Agency Contact and Locations:

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Animal Control Center

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Saint Paul, MN 55108
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CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

ANIMAL CONTROL CENTER
1285 Jessamine Avenue W.
Saint Paul, Minnesota 55108

Telephone: 651-266-1100
Facsimile: 651-266-1120
Web: www.stpaul.gov/dsi

RULES AND REGULATIONS RELATING TO KEEPING OF ANIMALS

In Accordance with Saint Paul Legislative Code Chapters 198 and 200

- A. **Scope and Purpose.** The provisions of this regulation shall apply to the keeping of animals, requiring a permit from the City of Saint Paul Department of Safety and Inspections, Animal Control Center. Animals covered under this permit are: More than 1 rabbit; and/or 1 or more hoofed animals, ferret, mink, turkey, duck, goose, pigeon, or similar small animal or bird; any chinchilla, hamster, gerbil, white rat, mouse, or guinea pig which is not kept as a pet; bees; wild or exotic animals; more than 3 cats; more than 3 dogs; more than 3 chickens (Hens only, Roosters not allowed), and animals not absolutely prohibited by Chapter 198.03.
- B. **Definitions.** The following definitions shall apply in the interpretation and enforcement of this chapter. The word “shall”, as used herein, indicates a mandatory requirement.
- 1) Bees are defined as Genus and Species Apes Mellifera.
 - 2) “Wild animals” shall mean all living creatures, not human, wild by nature, endowed with sensation and power of voluntary motion, and includes quadrupeds, mammals, birds, fish, amphibians, reptiles, crustaceans, and mollusks.
 - 3) “Dog” and “Cat” shall mean male or female of any breed of any domesticated dog or cat.

When such animals are kept they shall be controlled to prevent them from harming themselves or the public. They shall also be kept in such a manner as to prevent them from becoming a public or private nuisance.

- C. **Application for Permit.**
- 1) The application for a permit shall be on a form supplied by the Department of Safety and Inspections, Animal Control Center. Application for a permit shall be accompanied by written approval from 75% of owners and/or renters of privately or publicly owned real estate within 150 feet of the outer boundaries of the applicant’s premises for which the permit is being requested, or proof that the applicant’s property lines are 150 feet or more from any structure.
 - 2) The application shall list the species and the number of animals the permit is applicable to.
 - 3) The permit shall state the species and the number of animals which may be maintained on the premises, and the permittee shall immediately inform the Animal Control Center, in writing, when the number of animals maintained on the premises exceeds the number allowed by the permit or when a different number or species is substituted for those listed on the permit.

- 4) Permits for fostering or rescuing animals shall have this stated on the application, and applicant must possess a State Board of animal Health Certificate. A statement (on letterhead) from the rescue organization must be supplied. The statement must be signed by the chairman and/or president of the organization.
- 5) For buildings or structures which consist of five (5) or more individual units (condos, townhomes, apartments, etc.), the applicant must also obtain written permission of the Property or Association Manager, as well as any affected properties within the 150 feet. It shall be the responsibility of this Manager to instill any additional rules and regulations it deems necessary.
- 6) Where a property consists of a multiple dwelling and lies within 150 feet of the applicant's dwelling, the applicant need only obtain the written consent of the Owner, Manager, or other person in charge of the building.

D. **Facilities**

- 1) Housing facilities and grounds shall be maintained in a clean and sanitary condition, and in good repair. Flies, rodents, and noxious odors shall be controlled. Facilities shall be kept free of fecal matter, and collected fecal material shall be properly stored and disposed.
- 2) Construction and maintenance of the holding facilities shall comply with all applicable rules, regulations, ordinances, and statutes.
- 3) Stored fecal matter shall not be allowed to accumulate on the property. Stored fecal matter shall be removed at least twice each week between April 1 and November 30.
- 4) No permit shall be issued until the owner has demonstrated that the animal(s) shall be kept in a holding area, capable of containing the animal(s).

E. **Flying of Pigeons**

Racing and Homing pigeons may be allowed to fly for a period of time not to exceed two (2) hours. The two-hour period may take place once in the morning between the hours of 6:00 a.m. and 10:00 a.m., and once in the evening between the hours of 3:00 p.m. and 7:00 p.m. The birds shall not be allowed to become an annoyance or nuisance to neighboring properties.

F. **Rodent Control**

When rodent control measures are indicated, rodent control measures will be instituted by the permit holder or by any approved licensed pest control operator.

G. **Bees**

- 1) There shall be only one colony of bees for every 2,000 square feet of property area.
- 2) The bee hive(s) shall be located in the center of the property furthest away from adjoining property lines.

- 3) The bee hive(s) shall be surrounded by a hedge, snow fence, or other barrier to insure that when the bees enter or leave the hive they assume a vertical flight pattern.
- 4) See the enclosed "Bee Restrictions" form for additional requirements.

H. **Dogs/Cats/Ferrets** **Sec. 199.02: Vaccination requirements, and Sec. 199.03: Vaccination identification.**

- 1) Every dog, cat, or ferret four (4) months of age and older, shall be vaccinated against rabies.
- 2) Every dog, cat, or ferret which is not vaccinated at the time of its acquisition or transportation into the city shall be vaccinated within thirty (30) days of acquisition or arrival, whichever is applicable, unless the dog, cat, or ferret is under four (4) months of age. Vaccination must be kept current.

A metal or durable plastic current rabies vaccination tag, issued by the attending veterinarian, shall be securely attached to the collar or harness of the dog, cat, or ferret by the owner. Whenever the dog, cat, or ferret is out of doors, whether on or off the owner's premises, the collar or harness with the vaccination tag must be worn. In addition, the owner may be requested to provide a current certificate of rabies vaccination issued by the veterinarian.

- 3) The owner/applicant shall provide copies of **CURRENT** anti-rabies vaccinations for **ALL** animals prior to, or during inspection.

I. **Other Restrictions**

Obtaining and maintaining a permit is also subject to any other restriction or condition not listed in the rules and regulations which are imposed by the Animal Control Center to protect the public health and safety, or to prevent or control a condition unique to the applicant's premises or animals.

J. **Revocation/Denial of Permit**

- 1) Violation of the terms of the permit or the rules and regulations for obtaining and maintaining a residential permit shall be grounds for revocation or denial of the permit.
- 2) Substantial reports from owners or renters within 150 feet of the outer boundary of the permittee's property that the animals frequently or habitually are noisy or create another nuisance condition shall be grounds for revocation of the permit.
- 3) Failure to renew the permit shall be grounds for revocation of the permit.
- 4) Violation of PRIVATELY owned building or association rules and regulations shall be grounds for revocation of the permit.
- 5) Notification of denial or revocation shall be issued by Animal Control by mail or in person, and shall mean the permit is no longer valid. The applicant or permit holder will have a ten (10) day maximum to remove or reduce the number of animals, whichever is applicable.

St. Paul, Minnesota, Code of Ordinances >> PART II - LEGISLATIVE CODE >> Title XX - ANIMALS >>
Chapter 198. - Keeping of Animals >>

Chapter 198. - Keeping of Animals 1791

Sec. 198.01. - Definitions.

Sec. 198.02. - Permits required; exceptions.

Sec. 198.03. - Keeping of certain animals absolutely prohibited; exceptions.

Sec. 198.04. - Permit; application, procedures, term and fee.

Sec. 198.05. - Rules and regulations; conditions of permits.

Sec. 198.055. - Regulated animal registration.

Sec. 198.06. - Nuisance.

Sec. 198.07. - Enforcement.

Sec. 198.08. - Violation; penalty.

Sec. 198.01. - Definitions.

As used in this chapter, the terms defined in this section shall have the meanings ascribed to them:

Environmental health officer means the director of the department of safety and inspections or his/her designee.

Regulated animal means:

- (1) All members of the Felidae family including but not limited to, lions, tigers, cougars, leopards, cheetahs, ocelots, and servals, but not including domestic cats or cats recognized as a domestic breed, registered as a domestic breed, and shown as a domestic breed by a national or international multibreed cat registry association;
- (2) Bears;
- (3) All nonhuman primates, including, but not limited to lemurs, monkeys, chimpanzees, gorillas, orangutans, marmosets, lorises, and tamarins; and
- (4) Any hybrid or cross between an animal listed herein and a domestic animal, and any offspring from all subsequent generations of those crosses or hybrids.

Wild or exotic animal means any mammal, amphibian, reptile or bird which is of a species not usually domesticated, and of a species which, due to size, wild nature or other characteristic, is dangerous to humans. The term includes animals and birds, the keeping of which is licensed by the state or federal government, such as wolves, raptors and pheasants. By way of example and not of limitation, the term includes: snakes, eagles, weasels, badgers, deer and bison. The term also includes crossbreeds such as the cross between dogs and coyotes and dogs and wolves. Any wild or exotic animal which also fits the definition of a "regulated animal" shall be treated as a regulated animal for the purpose of this chapter.

(C.F. No. 97-285, § 1, 4-9-97; C.F. No. 05-630, § 1, 8-10-05; C.F. No. 09-1159, § 1, 11-12-09)

Sec. 198.02. - Permits required; exceptions.

- (a) *Hoofed animals.* No person shall stable, keep or permit any hoofed animal to remain on any lot or premises within the city without a permit.
- (b) *Small animals and birds of the orders Anseriformes and Galliformes.* No person shall keep or permit more than one (1) live rabbit, or any mink, ferret, female chicken, turkey, duck, goose or pigeon or similar small animal or bird, in any dwelling or on the same lot or premises with a dwelling or other premises within the city without a permit. This paragraph does not apply to any single dove or any other small bird, or any chinchilla, hamster, gerbil, white rat, mouse or guinea pig maintained as a pet.
- (c) *Public health and safety.* To protect any person or neighboring use, or to protect the public health and safety, the environmental health officer may require permits for any animals being kept or maintained in a manner or number that may result in unsanitary conditions, unreasonable noise or odors, or annoyance, or the attraction of rodents or insects.
- (d) *Bees.* No person shall keep or allow to be kept any hive or other facility for the housing of bees within the city without a permit.
- (e) *Wild or exotic animals.* No person shall keep or allow to be kept any wild or exotic animal within the city without a permit, whether or not the keeping of such animal is licensed by the state or federal government.
- (f) *Maximum number of cats.* No person shall keep, harbor or maintain more than three (3) cats of over the age of three (3) months within any individual dwelling unit within the city without a permit.
- (g) *Maximum number of dogs.* No person shall keep, harbor or maintain more than three (3) dogs of over the age of three (3) months within any individual dwelling unit or on any lot or other parcel of property in the city without a permit.
- (h) *Exceptions.* This section does not apply to animals which are temporarily brought into the city for the purpose of participating in any circus or show; nor does it apply to any public zoo, or persons temporarily keeping animals for a public zoo as volunteers, docents or otherwise; nor to any bona fide research institution, or veterinary hospital, provided protective devices adequate to prevent such animal from escaping or injuring the public are provided.

(C.F. No. 93-231, § 1, 3-18-93; C.F. No. 97-285, § 2, 4-9-97; Ord. No. 09-1159, § 1, 11-12-09)

Sec. 198.03. - Keeping of certain animals absolutely prohibited; exceptions.

- (a) *Prohibited animals.* No person shall keep, maintain, sell or harbor within the City of Saint Paul any of the following animals:
 - (1) Any animal or species prohibited by federal or Minnesota law.
 - (2) Any exotic animal or species when kept in such numbers or in such a way as to constitute a likelihood of harm to the animals themselves, to human beings or to the property of human beings, or which constitutes a public or private nuisance.
 - (3) Any skunk, whether captured in the wild, domestically raised, descended or not descended, vaccinated against rabies or not vaccinated against rabies.
 - (4) Any regulated animal obtained after January 1, 2005.
 - (5) Any member of the family *Canidae*, such as wolves, dingoes, coyotes and jackals, except domesticated dogs.
 - (6) Any crossbreed such as the crossbreed between dogs and coyotes and dogs and wolves.
 - (7) Any raccoon.
 - (8)

Any red-eared turtle (*Pseudemys scriptae-legans*) with a shell length of less than four (4) inches.

- (9) Any sugar glider (*Petaurus breviceps*).
- (10) Any male chicken (rooster).

Any person keeping any prohibited animal identified above may have it seized immediately by animal control.

(b) *Exceptions.*

- (1) This section does not apply to animals which are temporarily brought into the city for the purpose of participating in any circus or show; nor does it apply to any public zoo, or persons keeping animals for a public zoo as volunteers, docents or otherwise; nor to any bona fide research institution, or veterinary hospital, provided protective devices adequate to prevent such animal from escaping or injuring the public are provided.
- (2) In the case of regulated animals, those exemptions listed in Minn. Stat. § 346.155, subd. 7 shall apply.

(C.F. No. 93-231, § 1, 3-18-93; C.F. No. 97-285, § 3, 4-9-97; C.F. No. 05-630, § 1, 8-10-05; C.F. No. 07-1147, § 1, 12-26-07; C.F. No. 09-1159, § 1, 11-12-09)

Sec. 198.04. - Permit; application, procedures, term and fee.

- (a) *Application.* Any person desiring a permit required under the provisions of section 198.02 shall make written application therefor to the environmental health officer upon a form prescribed by and containing such information as required by the environmental health officer. Among other things, the application shall contain the following information:
 - (1) A description of the real property upon which it is desired to keep the animal or animals.
 - (2) The species and number of animals to be maintained on the premises.
 - (3) A statement that the applicant/permittee will at all times keep the animals in accordance with all the conditions prescribed by the environmental health officer, or modification thereof, and that failure to obey such conditions will constitute a violation of the provisions of this chapter and grounds for cancellation of the permit.
 - (4) Such other and further information as may be required by the environmental health officer.
- (b) *Consent.* The applicant for any permit required under the provisions of section 198.02 shall provide with the application the written consent of seventy-five (75) percent of the owners or occupants of privately or publicly owned real estate within one hundred fifty (150) feet of the outer boundaries of the premises for which the permit is being requested or, in the alternative, proof that applicant's property lines are one hundred fifty (150) feet or more from any structure. However, where a street separates the premises for which the permit is being requested from other neighboring property, no consent is required from the owners or occupants of property located on the opposite side of the street. Where a property within one hundred fifty (150) feet consists of a multiple dwelling, the applicant need obtain only the written consent of the owner or manager, or other person in charge of the building.
- (c) *Fees; term of permit.* For all permits issued hereunder, the fee shall be established by ordinance as provided in section 310.09(b) of the Legislative Code. The term of the permit shall be one (1) year from date of issuance, and the permit may be renewed from year to year with payment of an additional fee, established by ordinance as provided in section

310.09(b) of the Legislative Code, upon application to the environmental health officer; provided, however, that upon any adverse action or violation of the conditions of the permit or substantial amendment to the permit application as originally described, a new application, fee and investigation may be required before the granting of a permit or renewal thereof.

- (d) *Investigation by environmental health officer; may grant permit.* The environmental health officer shall make such investigation as is necessary and may grant, deny or refuse to renew any application for permit under this chapter.
- (e) *Permit; conditions.* If granted, the permit shall be issued by the environmental health officer and shall state the conditions, if any, imposed upon the permittee for the keeping of animals under the permit. The permit shall specify the restrictions, limitations, conditions and prohibitions which the environmental health officer 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 and safety. Such permit may be modified from time to time or revoked by the environmental health officer for failure to conform to such restrictions, limitations 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 animals.
- (f) *Refusal to grant or renew a permit.* The environmental health officer may refuse a permit to keep or maintain animals hereunder for failure to comply with the provisions of this chapter, if the facilities for the keeping of the animals are or become inadequate for their purpose, if the conditions of the permit are not met, if a nuisance condition is created, or if the public health and safety would be unreasonably endangered by the granting of such permit.
- (g) *Numbers of animals; species.* The permit shall state the maximum number and species of animals which may be maintained on the premises. The permittee shall not exceed the maximum number of animals allowed on the permit or substitute the animals with different species. A permittee that wishes to increase the number of animals allowed or to substitute or add a different species to those listed on the permit, shall be required to apply for a new permit and pay the appropriate fee.

(C.F. No. 95-520, § 1, 6-7-95; C.F. No. 97-285, § 4, 4-9-97)

Sec. 198.05. - Rules and regulations; conditions of permits.

- (a) *Rules and regulations.* The environmental health officer shall promulgate rules and regulations prescribing the general conditions, limitations and prohibitions applicable to the keeping of animals or classes of animals under permits granted pursuant to the provisions of this chapter. Such rules and regulations, and any amendments thereto, are effective twenty (20) days after filing with the city clerk.
- (b) *Special conditions.* The environmental health officer may prescribe specific conditions, limitations and prohibitions pertaining to the keeping of particular animals under any permit granted pursuant to the provisions of this chapter as the environmental health officer deems reasonably necessary to protect any person or neighboring use from unsanitary conditions, unreasonable noise or odors, or annoyance, or for the control of rodents and insects, or to protect the public health and safety.

(C.F. No. 97-285, § 5, 4-9-97)

Sec. 198.055. - Regulated animal registration.

- (a) Within 60 days after January 1, 2005, a person who possesses a regulated animal must notify in writing the animal control officer using a registration form prepared by the Minnesota

Animal Control Association and approved by the board of animal health. The notification shall include the person's name, address, telephone number, and a complete inventory of each regulated animal that the person possesses. The inventory shall include the following information: number and species of each regulated animal; the microchip number and manufacturer for each regulated animal if available; the exact location where each regulated animal is kept; and age, sex, color, weight, scars, and any distinguishing marks of each regulated animal. A certificate of registration shall be issued to the possessor upon payment of the registration fee, and if necessary, the site inspection fee. Fees for registration and site inspections shall be in the amounts as set forth in § 310.18

- (b) A person who possesses a regulated animal must notify animal control in writing within ten (10) days of a change in address or location where the regulated animal is kept.
- (c) A person with a United States Department of Agriculture license for regulated animals shall forward a copy of the USDA inspection report to animal control within thirty (30) days of receipt of the inspection report.
- (d) If a person who possesses a regulated animal has a microchip implanted in the animal for identification, the name of the microchip manufacturer and the identification number of the microchip must be provided to the local animal control authority. If a regulated animal is sedated for any reason and the animal does not have a microchip implanted, a microchip must be implanted in the regulated animal. Within thirty (30) days after the microchip is implanted, the name of the microchip manufacturer and the identification number of the microchip must be provided to the local animal control authority. A person selling or transferring ownership of offspring under six (6) months of age as provided in Minn. Stat. § 346.155, subd. 2, para. (e), is encouraged to have a microchip implanted in the animal prior to the sale or transfer. Within 30 days of acquisition, a person acquiring ownership of an offspring with a microchip implanted shall comply with microchip information reporting requirements under this section.

(C.F. No. 05-630, § 1, 8-10-05)

Sec. 198.06. - Nuisance.

No person shall keep any animal, bird or other living thing in such a manner as to constitute a nuisance.

Sec. 198.07. - Enforcement.

The environmental health officer shall enforce the provisions of this chapter.

(C.F. No. 97-285, § 6, 4-9-97)

Sec. 198.08. - Violation; penalty.

Any person who violates any provision of sections 198.02, 198.03, 198.055 or 198.06 is guilty of a misdemeanor.

(C.F. No. 05-630, § 1, 8-10-05)

FOOTNOTE(S):

⁽⁷⁹⁾ *Editor's note*— This chapter is derived from Code 1956, §§ 327.01—327.06; and from Ord. No. 17121, adopted March 22, 1984; and Ord. No. 17214, adopted Feb. 19, 1985. ([Back](#))

