

City of Cuyuna, Minnesota

ORDINANCE NO. 042A

Regulation of Dogs

July 25, 2001

CUYUNA ORDINANCE 42A, AMENDING ORDINANCE 42
KENNELS, NUMBER OF DOGS,
AND REGULATION OF CATS

The Council of the City of Cuyuna, Minnesota, ordains:

Sec. 1. Offense: Number of Dogs. No person or other entity may keep, harbor or have custody of more than two dogs exceeding six months of age in the dwelling unit or on the premises without obtaining a private or commercial kennel license and in conformity with Subdivisions 4 and 5 below.

Sec. 2. Offense: Number of Cats. No person or other entity may keep, harbor or have custody of more than two cats exceeding six months of age in the dwelling unit or on the premises without obtaining a private kennel license.

Sec. 3. Registration. Any persons or entities keeping dogs or cats numbering in excess of these restrictions at time of passage of this Ordinance, must register with the City Clerk's office. After registration, said persons or entities may be allowed to continue, if complying with other laws of the State of Minnesota and of the City of Cuyuna, including Cuyuna Nuisance Ordinance 95-805, until such time as death or sale of animals occurs.

Sec. 4. Offense: Unpermitted Kennels. Commercial kennels may be permitted and licensed in Commercial and Rural Zoning Districts only. Private kennels must have a license to be permitted. Unpermitted kennels must not be allowed in any zone.

Sec. 5. Private Kennel License. A private kennel license must be for the purpose of providing a place where the dogs can be legally, safely and humanely harbored. Kennels must be designed, operated and maintained according to the following standards:

- (1) Kennel floors and walls must be constructed of impervious materials and all structures, area, and appurtenances must be designed to facilitate thorough and convenient cleaning.
- (2) Kennels must be adequately ventilated and all doors, windows, and other openings to the outside must be screened May through October.
- (3) The kennels must be provided with adequate and potable water supplies and must be equipped with sewer facilities.
- (4) Plans for all new kennels and repairs or alterations to existing kennels must be filed with and approved by the Cuyuna Building Inspector or City Public Health Officer as a condition of the license.

Sec. 6. Commercial or Public Kennels. Commercial or Public kennels, in addition to complying with the above requirements for private kennels, must comply with

the requirements of Minnesota Statutes and Minnesota Rules, which are incorporated here by reference as if set out in full.

Sec. 7. Cats Under Restraint. All cats must be kept under restraint.

Sec. 8. Obligation to prevent nuisances: Cats. It shall be the obligation and responsibility of the owner or custodian of any animal in the City, whether permanently or temporarily therein, to prevent such animal from committing any act which constitutes a nuisance. In addition to the definition of Nuisance contained in Cuyuna Nuisance Ordinance and elsewhere in the animal Ordinance 507, it shall be considered a nuisance for any cat to create a disturbance, to frequent, molest, defile or destroy any property, public or private. It shall be considered a nuisance if said act is committed upon a sidewalk, public park, surface of any common hall in a multiple dwelling, upon any way abutting on a public sidewalk, upon any surface of any theater, shop, store, or office building, or upon any private property other than the animal owners'.

Sec. 9. Impoundment. Unrestrained cats may be taken by any officer as hereinbefore defined and impounded in an animal shelter and there confined in a humane manner. Impounded cats shall may not be kept for less that the time allowed for dogs, and shall be released if reclaimed prior to that time by their owner as provided by Cuyuna ordinances and Cuyuna's agent City of Crosby's rules.

Sec. 10. Disturbances by Cats, Removal Device and Removal of Excrement; Vaccination Required; Running at Large; Impoundment; Redemption; Records; Abandonment of Animals. Cuyuna Ordinance 42, Sections. 1 through 11 shall be incorporated herein by reference, except that said provisions shall be amended for cats by deleting the word "dog" or "animal" and substituting the word "dog, cat or any animal."

Sec. 11. Penalty. Any person violating any provision of this ordinance is guilty of a misdemeanor and upon conviction may be punished by a fine of not more than \$700 or imprisonment in the county jail for not more than 90 days, or both, plus the cost of prosecution in any case.

Sec. 12. Amendment. Ordinance No. 42, Sections 1-13, passed April, 1995, are hereby amended, but not repealed.

Sec. 13. Effective Date. This ordinance becomes effective upon its passage and publication according to law.

Passed by the council this _____ day of _____, 19__.

Ruth Imberi, Mayor

ATTEST:

William Bedard, Clerk

Published in the Crosby-Ironton Courier on _____, 20__.

SUMMARY OF CUYUNA ORDINANCE 42A, AMENDING ORDINANCE 42
KENNELS, NUMBER OF DOGS,
AND REGULATION OF CATS

The following official summary of Ordinance No. 42A, AMENDING ORDINANCE 42 has been approved by the city council of Cuyuna as clearly informing the public of the intent and effect of this ordinance:

A printed copy of the ordinance is available for inspection by any person at the office of the city clerk.

The Council of the City of Cuyuna, Minnesota, ordains:

Offense: Number of Dogs. No more than 2 dogs per dwelling unit, except with kennel license.

Offense: Number of Cats. No more than 2 cats per dwelling unit, except with kennel license.

Registration. To be grandfathered in, excess animals must be registered with the Cuyuna City Clerk.

Offense: Unpermitted Kennels. Commercial kennels may be permitted and licensed in Commercial and Rural Zoning Districts only. Private kennels must have a license to be permitted. Unpermitted kennels must not be allowed in any zone.

Private Kennel License. Standards for private kennels.

Commercial or Public Kennels. Standards for commercial kennels.

Cats Under Restraint. All cats must be kept under restraint.

Obligation to prevent nuisances: Cats. It shall be considered a nuisance for any cat to create a disturbance, to frequent, molest, defile or destroy any property, public or private. It shall be considered a nuisance if said act is committed upon a sidewalk, public park, surface of any common hall in a multiple dwelling, upon any way abutting on a public sidewalk, upon any surface of any theater, shop, store, or office building, or upon any private property other than the animal owners'.

Impoundment. Unrestrained cats may be taken by any officer as hereinbefore defined and impounded as described in the ordinance.

Cuyuna Ordinance 42 Regulating Dogs shall be incorporated herein by reference, except that said provisions shall be amended for cats by deleting the word "dog" or "animal" and substituting the word "cat."

Penalty. Punishment shall be as a criminal misdemeanor.

Amendment. Ordinance No. 42, Sections 1-13, passed April, 1995, are hereby amended, but not repealed.

Effective Date. This ordinance becomes effective upon its passage and publication according to law.

Passed by the council this ____ day of _____, 20__.

Ruth Imberi, Mayor

ATTEST:

William Bedard, Clerk

Published in the Crosby-Cuyuna Courier on _____, 20__.

Dog Number, Kennel & Cats - Summary
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