

ORDINANCE NO. 46, 2ND SERIES

**AN ORDINANCE REGULATING THE OWNERSHIP, HARBORING AND KEEPING
OF ANIMALS IN THE CITY OF EVELETH AND REPEALING SECTIONS 10.04,
SUBDIVISION 10, PART B OF THE
CITY CODE OF THE CITY OF EVELETH**

Be it ordained by the City Council of the City of Eveleth that Section 10.04, Subdivision 10, B, be repealed and be replaced with the following language:

Section 10.04. Animal Licensing and Regulation

Subd. 10 **Violations.** In addition to violations in the previous and subsequent sections of this Ordinance, the following shall be considered violations of this Ordinance and are hereby declared and classified as public nuisances:

- B. **Exceeding Limited Number of Animals.** It shall be unlawful for any person to own, possess, harbor or keep more than four domestic animals at any premises, household or dwelling unit, except that a fresh litter of puppies or kittens may be kept for a period of three months before such keeping shall be deemed a violation of this ordinance. No more than three of the four domestic animals may be dogs, except that certified or accredited specialty dogs (i.e. guide dogs, service dogs, therapy dogs, police dogs, search and rescue dogs) shall not count toward the three dog maximum. The owner of such dogs must keep their written certification or accreditation readily available for display upon the request of an animal control officer. This provision shall not apply to an animal kennel which is properly licensed and operating in accordance with Minnesota Statutes, the City Code and any other applicable laws, rules, regulations and/or ordinances. This provision shall not apply to the keeping of domestic fish that are contained within a fish tank.

Subd. 13 **Effective date.** This Ordinance shall be effective seven (7) working days after the publication of Ordinance.

Adopted on motion of Councilor Koivunen, supported by Councilor Kuoppala by the following vote:

Ayes: Kuoppala, Kallevig, Koivunen, Hoag, Matos

Nays: None

1st Reading: October 6, 2009
1st Publication: October 14, 2009
Adopted: October 20, 2009
2nd Publication: October 28, 2009

Attest:

Bill Matos, Mayor

Jackie Monahan-Junek
City Clerk/Administrator