

Ordinance
of the
City of Minneapolis

By Ostrow and Hodges

**Amending Title 4, Chapter 74 of the Minneapolis Code of Ordinances
relating to Animals and Fowl: Miscellaneous Regulations.**

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

Section 1. That Section 74.60 of the above-entitled ordinance be amended to read as follows:

74.60. Exceptions; permit required. Any person desiring to keep an animal prohibited under sections 70.10, 74.40 and 74.50, if not duly licensed for such activity under Chapters 303 or 304, shall obtain a permit from ~~the animal control officer~~ Minneapolis Animal Care and Control. Such permit shall be issued for a period not to exceed ~~fourteen (14)~~ twenty-one (21) days and ~~shall~~ may specify further conditions under which such animal shall be kept. ~~Provided, however, that no such permit shall be issued unless such prohibited animal is brought into the city for entertainment, exhibition, show or promotional purposes only, and application is made in such form and within such reasonable amount of time as shall be required by the animal control officer.~~ The animal control officer Minneapolis Animal Care and Control shall have authority to investigate the conditions and inspect the site at which such animal shall be kept or displayed and to require the production of reasonably pertinent veterinary or similar records to the extent deemed necessary to ensure the safety and health of any person or animal. Permit fees must be paid in full prior to the issuance of any permit under this section.

(a) Class A permit: Required for any hoofed or small animal otherwise prohibited under sections 70.10 or 74.40 brought into the city for an event not open to the general public, including, but not limited to, birthday parties and weddings. The fee for a Class A permit shall be fifty dollars (\$50.00).

(b) Class B permit: Required for any hoofed or small animal otherwise prohibited under sections 70.10 or 74.40 brought into the city for an event open to the general public, including, but not limited to, temporary petting zoos established at community events or festivals. The fee for a Class B permit shall be seventy-five dollars (\$75.00).

(c) Class C permit: Required for any vicious or wild animal otherwise prohibited under section 74.50 brought into the city for an event open to the general public, including, but not limited to, circuses and sports conventions. The fee for a Class C permit shall be ~~one hundred fifty dollars (\$150.00)~~ seven hundred fifty dollars (\$750.00) for the cost of staff time to investigate the applicant, issue and enforce the permit in an

amount not to exceed two thousand five hundred dollars (\$2,500.00), whichever is greater.

Section 2. That Chapter 74 of the Minneapolis Code of Ordinances be amended by adding thereto a new section 74.65 to read as follows:

74.65. Class C permit requirements. (a) Applicants for Class C permits must be identifiable persons or organizations that will be responsible for compliance with all terms of this Chapter. Applicants for Class C permits shall file an application with Minneapolis Animal Care & Control no less than ninety (90) days prior to a scheduled or planned event in the city. The application shall require all records related to training, transporting, breeding, importing, restraining, housing and caring for all of the applicant's animals, and shall contain a safety plan for the animals and the public, including all means of restraint of the animals, and all other information as required by Minneapolis Animal Care & Control. The applicant shall provide a complete history of investigations or sustained violations of any federal, state or local regulations pertaining to circuses or animals by any regulatory authority. The application shall also contain the scheduled locations for the ninety (90) days prior to a scheduled or planned event in the city of all of the animals that will be brought to the city for any reason for the planned event.

(b) At the discretion of Minneapolis Animal Care & Control, and at the applicant's expense, an Animal Control Officer from the city may travel to any of the scheduled locations prior to the event in the city for the purposes of inspecting all facilities and locations that are used to train, transport, breed, import, restrain, house and care for all of the applicant's animals.

(c) Upon arrival of any of the applicant's animals in the city, Minneapolis Animal Care & Control shall inspect all of the applicant's animals and verify that all of the animals are in good health, that all animals have current vaccinations, that the applicant is in possession of current medical records for all animals, that there are no signs of any abuse of the animals, that all of the animals are free of cuts, abrasions or other apparent injuries. Minneapolis Animal Care & Control may reinspect and reverify all such information and records at any time the applicant's animals are in the city. Minneapolis Animal Care & Control shall make every effort to ensure that all of the animals are inspected each day that any of the applicant's animals are in the city.

(d) Upon arrival, Minneapolis Animal Care & Control shall review all plans and inspect all facilities to verify that all of the applicant's animals are properly restrained at all times while in the city and that adequate plans exist in the event of an emergency to protect the animals and the public in the event of fire, escape or other threat to the public's or the animals' safety. Minneapolis Animal Care & Control may reinspect and reverify all such facilities and plans at any time the applicant's animals are in the city.

(e) While any of the applicant's animals are in the city, all animals shall be kept clean at all times, all feces will be removed within one (1) hour of occurrence, fresh

water will be provided to all animals at least every four (4) hours or more often as necessary to ensure the health of the animals, and all animals shall be housed at all times in temperatures considered suitable for each species in its natural environment.

(f) The applicant shall provide for security posted to observe the animals at all times that any of the applicant's animals are in the city. Any personnel required as part of the emergency plan to protect the animals and the public shall be present and any identified tools, devices, or firearms shall be readily available.

(g) The applicant shall comply with all state and federal regulations pertaining to circuses or animals, and shall make all information related to such compliance available to Minneapolis Animal Care & Control upon request. Upon arrival in the city, the applicant shall provide a sworn affidavit representing that the applicant is in compliance with the terms of this section and with all other applicable state and federal regulations.

(h) Minneapolis Animal Care & Control shall make every effort to coordinate all inspection and enforcement efforts referred to herein with other departments in the city, with the Animal Humane Society, and other governmental organizations. Minneapolis Animal Care and Control is further authorized to contract with a veterinarian with expertise in wild animal care to assist in investigating the applicant's care of the animals.

(i) It shall be unlawful for any person or organization intending to conduct an event requiring a Class C permit to bring the animals into the city without having first obtained an approved Class C permit. Minneapolis Animal Care & Control may enforce violations of this section through the administrative citation process in Chapter 2 of this Code, in addition to any other legal or equitable remedy available to the city for Code violations. Minneapolis Animal Care & Control is further authorized to make all other necessary orders and take all other necessary actions to protect the health and safety of the public and the animals.

(j) In the event of a permit denial by Minneapolis Animal Care and Control, the applicant may, upon written request, have the denial reviewed by the public safety and regulatory services committee of the city council no less than thirty (30) days prior to the scheduled or planned event in the city. The committee shall make a recommendation concerning the application to the full city council at the conclusion of the hearing. If the denial is affirmed by the city council, the applicant may seek such judicial review as permitted by law.