

63.130. Wild and exotic animals. (a) No person shall, anywhere in the city, keep, harbor, or maintain care, custody, or control over any exotic or wild animal unless otherwise permitted by this title. Unless otherwise permitted, no person shall keep or allow to be kept or allow to be kept any place in the city any wild, exotic, dangerous, or non-domestic animal or reptile unless duly licensed and approved by MACC.

(b) If qualified, MACC may issue a permit for a period not to exceed twenty-one (21) days and may specify further conditions under which such animal shall be kept. MACC 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.

(c) Permit types for wild and exotic animals shall be as follows:

(1) *Class A permit:* Required for any hoofed or small animal otherwise prohibited under this title brought into the city for an event not open to the general public, including, but not limited to, birthday parties and weddings.

(2) *Class B permit:* Required for any person, entity, business, or other to exhibit any hoofed or small animal, or to display any vicious or wild animals for educational purposes (including raptors, fowl, or other birds) otherwise prohibited under this title 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.

(3) *Class C permit:* Required for any vicious or wild animal otherwise prohibited under this title brought into the city for an event open to the general public, including, but not limited to, circuses and sports conventions. Class C applicants shall comply with the following requirements:

a. Applicants for Class C permits must be identifiable persons or organizations that will be responsible for compliance with all terms of this title. Applicants for Class C permits shall file an application with MACC no less than ninety (90) days prior to a scheduled or planned event in the city. The application shall include:

1. The names and addresses of all owners and operators of the applicant organization, entity or individual.

2. All reasonably pertinent records related to the veterinary care for all of the applicant's animals. The records should represent adequate care provided as needed and/or to prevent suffering and/or disease transmission. The veterinarian's records must include the age, weight, height/length, and gender of the animal.

3. All reasonably pertinent records of training, transporting, breeding, importing, restraining, and housing for all of the applicant's animals to the extent possible.

4. A safety plan for the animals and the public, including all means of restraint of the animals, and all other information as required by MACC.

5. A complete history for all owners or operators of citations, investigations, convictions, and/or sustained violations of any federal, state, or local regulations pertaining to circuses or cruelty, abuse, or neglect to animals by any regulatory authority.

6. 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.

7. Documentation satisfying the insurance requirements set by MACC.

8. All other reasonably pertinent information as required by MACC.

b. At least once prior to an event, and at the applicant's expense, MACC shall 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 exhibit, 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, MACC 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, and that there are no signs of any abuse of the animals (including cuts, abrasions, or other apparent injuries due to abuse). MACC may re-inspect and re-verify all such information and records at any time the applicant's animals are in the city. MACC 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, MACC shall review all plans and inspect all facilities to verify compliance with such plans in 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. MACC may re-inspect and re-verify 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, MACC shall inspect all animals and verify all have adequate food, water, shelter, space, exercise, and care. All animals shall be kept clean at all times, all feces shall 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. While any of the applicant's animals are in the city, MACC shall inspect all animals to ensure none are subject to cruelty, neglect, and/or abuse.

g. 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.

h. The applicant shall comply with all state, federal and local regulations pertaining to circuses or animals and shall make all information related to such compliance available to MACC 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, federal, and local regulations.

i. MACC 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. MACC is further authorized to contract with a veterinarian or any other person or organization with expertise in wild animal care to assist in investigating the applicant's care of the animals.

j. 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 a Class C permit. MACC may enforce violations of this section through the administrative citation process in

Chapter 2 of this Code, in addition to any other remedy available to the city including but not limited to permit denial or revocation. MACC 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.

k. It shall be unlawful for any person to furnish false information for the purpose of obtaining a permit. Any permit obtained under fraudulent pretenses is void and shall be revoked.

l. Any person applying for a permit shall provide evidence of surety bond or liability insurance in the amount set by MACC which covers incidences or occurrences involving animals.

m. MACC may deny or take other appropriate adverse action against an application for a traveling animal exhibition permit for any of the following reasons:

1. Failure to comply with or supply any information or access requested and/or required;
2. Falsification of any information required;
3. Previous or current violations of any provisions of this title; or
4. Previous or current violations of any local, state, or federal law relating to cruelty to animals, public safety, or animal exhibition permits.

n. MACC may revoke or take other appropriate adverse action against a permit for any of the following reasons:

1. Failure to comply with the terms of this title;
2. Falsification of any information required;
3. Current violations of any provisions of this title;
4. Violation of any local, state, or federal law applicable to animals and/or traveling animal exhibitions; or
5. Any instance of animal cruelty, abuse, or neglect within the City of Minneapolis.

o. MACC may confiscate, order veterinarian care, and/or prevent from exhibition any animals which pose a threat to public safety (including, but not limited to, animals not current with vaccinations) and/or which is in immediate danger due to animal cruelty, abuse, or neglect.

p. In the event of a permit denial by MACC, the applicant may, upon written request, have the denial reviewed by the appropriate committee of the city council or a hearing officer no less than thirty (30) days prior to the scheduled or planned event in the city. The committee or hearing officer shall make a recommendation concerning the application to the 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.