

LEGAL NOTICE

ORDINANCE # 71 - 1986

AN ORDINANCE AMENDING ORDINANCE NO. 60 - 1979, AN ORDINANCE RELATING TO THE KEEPING, CONTROL OF AND LICENSING OF DOGS WITHIN THE LIMITS OF THE CITY OF ROSE CREEK, MINNESOTA.

SECTION I. Definitions

G. "Vicious dog" means a dog which has bitten or attempted to bite any person without provocation, or which attacks or barks or growls at and acts as if it intended to attack or bite, or bites a person or persons.

SECTION IV. Impoundment

C. If an animal is diseased, vicious, dangerous, rabid or exposed to rabies and such animal cannot be impounded after a reasonable effort or cannot be impounded without serious risk to the person attempting to impound, such animal may be destroyed in a humane manner.

D. Any animal that has bitten a person shall immediately be impounded for least fourteen (14) days and kept apart from other animals until it is determined whether said animal has or had rabies. Such impounding may be by the owner if the animal has a current rabies vaccination at the time the bite occurred. If the animal did not have a current rabies vaccination at the time the bite occurred, the animal must be impounded at the pound or with a licensed veterinarian.

SECTION XIII. Rabies Control - Generally

A. Every animal which bites a person shall be promptly reported to the Poundmaster and shall thereupon be securely quarantined at the direction of the Poundmaster for a period of fourteen (14) days, and shall not be released from such quarantine except by written permission of the City. The animal will be confined in a veterinary hospital designated by the poundmaster.

B. The owners upon demand made by the City Council shall forthwith surrender any animal which has bitten a human, or which is suspected as having been exposed to rabies, for the purpose of supervised quarantine. The expenses of the quarantine shall be borne by the owner and the animal may be reclaimed by the owner if adjudged free of rabies upon payment of fees set forth in this Section and upon compliance with licensing provisions.

SECTION XIV. Vicious dogs.

A. It is unlawful to keep in the City a vicious dog or a dog known to have, or suspected of having rabies.

B. In case any such dog shall have bitten any human being or any domesticated animal or fowl, it must be confined to an enclosed kennel. Any interested person requests that the dog be kept to ascertain if it be afflicted with rabies, the owner shall pay the expense of such keeping, not exceeding fourteen days, and then the dog shall be disposed of in accordance with this Section.

C. If the owner is known, the dog shall not be killed until notice is given to the owner. If the owner demands a hearing, complaint shall forthwith be made before the County Court against the owner that he is keeping a vicious or diseased dog, and a summons shall be issued required the owner to forthwith, or on a future certain day show cause why the dog should not be killed and the matter shall be summarily heard before the County Court or on demand of either party, by a jury. If judgement is given in favor of the owner, he shall have the dog restored to him, and if judgement be given against the owner, the dog shall be killed and a fine equal to the cost and expense of apprehending, keeping, and killing the dog together with the costs and disbursements of the action shall be entered and imposed against the owner.


Passed and adopted by the City Council of the City of Rose Cree, Minnesota, this 9th day of January 1986.

Approved.



Mayor
Fred Lickteig

(SEAL)
ATTEST



Janet Nelsen
City Clerk